



# *Government Gazette*

OF THE STATE OF

NEW SOUTH WALES

**Week No. 30/2006**

**Friday, 28 July 2006**

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# *Government Gazette*

OF THE STATE OF  
NEW SOUTH WALES

**Number 94**  
**Friday, 21 July 2006**

Published under authority by Government Advertising

## **SPECIAL SUPPLEMENT**

### **STOCK DISEASES ACT 1923**

Notification No. 1804 – BJD

Revocation of “Winnajal” Bovine Johne’s Disease Quarantine Area – Inverell

I, IAN MACDONALD, M.L.C., Minister for Primary Industries, pursuant to sections 3(2)(a) and 10 of the Stock Diseases Act 1923, revoke Notification Number 1803 – BJD, published in *Government Gazette Special Supplement* No. 89 of 4 July 2006, at page 5269 and any Notification revived as a result of that revocation.

Dated this 18th day of July 2006.

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

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# Government Gazette

OF THE STATE OF  
NEW SOUTH WALES

**Number 95**  
**Friday, 28 July 2006**

Published under authority by Government Advertising

## LEGISLATION

### Proclamations



New South Wales

## Proclamation

under the

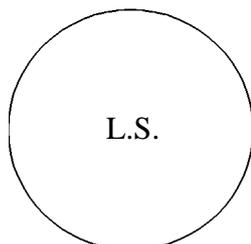
**Governor General's Residence (Grant) Amendment Act 2006**  
**No 3**

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 *Governor General's Residence (Grant) Amendment Act 2006*, do, by this my Proclamation, appoint 28 July 2006 as the day on which that Act commences.

Signed and sealed at Sydney, this 26th day of July 2006.

By Her Excellency's Command,



MORRIS IEMMA, M.P.,  
Premier

GOD SAVE THE QUEEN!

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# Regulations

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New South Wales

## Home Building Amendment (Categories of Residential Building Work) Regulation 2006

under the

Home Building Act 1989

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Home Building Act 1989*.

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

### Explanatory note

The object of this Regulation is to prescribe the following as categories of residential building work that the holder of a contractor licence is entitled to contract for and that the holder of a supervisor certificate is entitled to do (and to supervise):

- (a) kitchen, bathroom and laundry renovation,
- (b) erection of pre-fabricated metal-framed home additions and structures.

This Regulation is made under the *Home Building Act 1989*, including sections 21 (1) (a) and 27 (1) (a) and section 140 (the general regulation-making power).

Clause 1 Home Building Amendment (Categories of Residential Building Work)  
Regulation 2006

---

## **Home Building Amendment (Categories of Residential Building Work) Regulation 2006**

under the

Home Building Act 1989

### **1 Name of Regulation**

This Regulation is the *Home Building Amendment (Categories of Residential Building Work) Regulation 2006*.

### **2 Amendment of Home Building Regulation 2004**

The *Home Building Regulation 2004* is amended as set out in Schedule 1.

Home Building Amendment (Categories of Residential Building Work)  
Regulation 2006

Amendments

Schedule 1

## Schedule 1 Amendments

(Clause 2)

### [1] Clause 46 Categories of residential building work or specialist work

Insert after clause 46 (1) (ab):

- (ac) kitchen, bathroom and laundry renovation,
- (ad) erection of pre-fabricated metal-framed home additions and structures.

### [2] Schedule 4 Application fees

Omit “clause 46 (1) (a), (b) or (d)” wherever occurring in Column 1 of the Table to the Schedule.

Insert instead “clause 46 (1) (a), (b), (d), (ac) or (ad)”.

### [3] Schedule 5 Extended descriptions of work authorised by contractor licences or certificates

Insert the following in Columns 1 and 2 of the Table to the Schedule, at the end of the matter relating to residential building work:

Kitchen, bathroom and laundry renovation	Work involved in the installation, refurbishment, restoration and on-site repairs of or to a kitchen, bathroom or laundry, other than work affecting any internal or external load bearing component of the building that is essential to the stability of the building or any part of it, including things such as foundations, floors, walls, roofs, columns and beams.
Erection of pre-fabricated metal-framed home additions and structures	Work involved in the erection of pre-fabricated metal-framed home additions and structures comprising decks, patios, gazebos, awnings, porches, verandahs, pergolas, screened or glass enclosures, modular rooms, carports, garages, workshops, sheds and other similar additions and structures, including any residential building work incidental to the erection of such additions or structures.



New South Wales

# Pharmacy (General) Amendment (Interstate Qualifications) Regulation 2006

under the

Pharmacy Act 1964

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Pharmacy Act 1964*.

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

## Explanatory note

The object of this Regulation is to prescribe certain interstate qualifications in relation to a person's eligibility to be registered as a pharmacist in New South Wales.

This Regulation is made under the *Pharmacy Act 1964*, including sections 14 and 38 (the general regulation-making power).

Clause 1                      Pharmacy (General) Amendment (Interstate Qualifications) Regulation  
2006

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## **Pharmacy (General) Amendment (Interstate Qualifications) Regulation 2006**

under the

Pharmacy Act 1964

### **1 Name of Regulation**

This Regulation is the *Pharmacy (General) Amendment (Interstate Qualifications) Regulation 2006*.

### **2 Amendment of Pharmacy (General) Regulation 1998**

The *Pharmacy (General) Regulation 1998* is amended as set out in Schedule 1.

Pharmacy (General) Amendment (Interstate Qualifications) Regulation  
2006

Amendments

Schedule 1

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## Schedule 1 Amendments

(Clause 2)

**[1] Schedule 1 Interstate and overseas qualifications**

Insert in columns 1 and 2 at the end of the matter under the heading  
“Queensland”:

Bachelor of Pharmaceutical Science (pre-pharmacy major) with Master of Pharmacy	Griffith University
---	---------------------

**[2] Schedule 1**

Insert in columns 1 and 2 after the matter under the heading “Tasmania”:

<i>Australian Capital Territory</i>	
Master of Pharmacy	University of Canberra

# OFFICIAL NOTICES

## Appointments

### AGRICULTURAL INDUSTRY SERVICES ACT 1998

Appointment of Departmental Inspector

I, B. D. BUFFIER, Director-General of NSW Department of Primary Industries, pursuant to section 3 of the Agricultural Industry Services Act 1998 ('the Act'), appoint the person named in the Schedule as a Departmental inspector for the purposes of the Act.

#### SCHEDULE

Terry David RAFFERTY.

Dated this 19th day of July 2006.

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

### ANIMAL RESEARCH ACT 1985

Appointment of Member  
Animal Research Review Panel

I, IAN MACDONALD, M.L.C., Minister for Primary Industries, pursuant to section 6 of the Animal Research Act 1985, appoint the following person to the Animal Research Review Panel for a term commencing on the date hereof and expiring on 30 September 2007:

#### Member

Pursuant to section 6(2)(d) (nominated by Animal Societies' Federation NSW)

Dr Jason GROSSMAN.

Dated this 11th day of July 2006.

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

### CROWN LANDS ACT 1989

Appointment of Chairperson  
Local Land Boards

HER Excellency the Governor, with the advice of the Executive Council, has appointed Mr Philip BOYCE as Chairperson of the Local Land Boards in accordance with section 19(1) of the Crown Lands Act 1989, from 7 August 2006 until 5 August 2011.

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

### EXHIBITED ANIMALS PROTECTION ACT 1986

Appointment of Member  
Exhibited Animals Advisory Committee

I, IAN MACDONALD, M.L.C., Minister for Primary Industries, pursuant to section 6 of the Exhibited Animals Protection Act 1986, appoint:

Mick O'FLYNN,

to the Exhibited Animals Advisory Committee, for a three year term of office commencing on the date of this appointment.

Dated this 27th day of July 2006.

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

### FISHERIES MANAGEMENT (GENERAL) REGULATION 2002

Appointment of Member to  
Seafood Industry Advisory Council

I, IAN MACDONALD, M.L.C., Minister for Primary Industries, pursuant to Clause 349(3)(c) of the Fisheries Management (General) Regulation 2002, hereby appoint Mr Jonathan YEE as a member of the Seafood Industry Advisory Council from the date of this appointment until 31 April 2008.

Note: This appointment does not entitle Mr Yee to vote at meetings of the Council.

Dated this 11th day of July 2006.

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

### FISHERIES MANAGEMENT (GENERAL) REGULATION 2002

Industry Member  
Estuary General Management Advisory Committee

I, IAN MACDONALD, M.L.C., Minister for Primary Industries, pursuant to Clause 406(2) of the Fisheries Management (General) Regulation 2002, hereby appoint:

Paul STANFORD,

as an industry member of the Estuary General Management Advisory Committee representing commercial fishers who hold an endorsement in region 7 of that fishery.

The term of office is from the date of this appointment until 31 August 2006.

Dated this 11th day of July 2006.

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

### MINING REGULATION 2003

Appointment of Members of the  
Mine Safety Advisory Council

I, IAN MACDONALD, M.L.C., Minister for Mineral Resources, pursuant to Clause 47(3) of the Mining Regulation 2003, being of the opinion that the following named persons:

- (a) are independent of the bodies referred to in Clause 47(1)(a) and

(b) have expertise that would be of assistance to the Mine Safety Advisory Council, appoint

Dr Graeme PEEL, AM, CSC, MBBS, DAvMed, FAFPHM of Sydney and Ms Barbara McPHEE, CPE, MPH, Dip Physiotherapy, of Kurri Kurri as members of the Mine Safety Advisory Council for three years, commencing on the date of this instrument of appointment.

Dated this 11th day of July 2006.

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

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### MINING REGULATION 2003

Appointment of Chairperson to the  
Lightning Ridge Mining Board

I, IAN MACDONALD, M.L.C., Minister for Mineral Resources, pursuant to Clause 50(3) of the Mining Regulation 2003 and Clause 3.2(i) of the Order made on 1 April 2004 and published in *Government Gazette* No. 74 of 16 April 2004, at pages 2122-2123, entitled "Constitution of the Lightning Ridge Mining Board", appoint John JOBLING as Chairperson of the Board for a period commencing on the date of publication of this appointment in the *Government Gazette* and ending on 1 April 2007.

Signed at Sydney this 12th day of April 2006.

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

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### NSW PORK INDUSTRY TASKFORCE

Appointment of Member

I, IAN MACDONALD, M.L.C., Minister for Primary Industries, hereby appoint the following person as a member of the NSW Pork Industry Taskforce for a term commencing from the date hereof finishing no later than 30 June 2008.

Peter TRENEMAN.

Dated this 14th day of June 2006.

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

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### PARRAMATTA STADIUM TRUST ACT 1988

Appointment of Trustees of the Trust and  
Nomination of Chairperson

HER Excellency the Governor, with the advice of the Executive Council, pursuant to the provisions of the Parramatta Stadium Trust Act 1988, has appointed the officers listed below to the Parramatta Stadium Trust for a term commencing on 1 July 2006 and terminating on 30 June 2007:

Department of the Arts, Sport and Recreation

Alan OVERTON, AM;

John LEE;

Craig GALLAGHER;

Denis FITZGERALD, AM;

Doris DREWERY;

John ROBERTSON; and

Pam SMITH.

Also pursuant to Clause 8(1) of Schedule 1 to the Parramatta Stadium Trust Act 1988, Craig GALLAGHER be appointed Chairperson of the Trust for the above term.

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

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### POULTRY MEAT INDUSTRY ACT 1986

Poultry Meat Industry Committee

I, IAN MACDONALD, M.L.C., Minister for Primary Industries, pursuant to sections 4(3)(a) and 4(4) of the Poultry Meat Industry Act 1986, hereby appoint the following person as an independent member and Chairman of the Poultry Meat Industry Committee from the 1 July 2006 until 30 June 2008:

Stephen CARROLL.

Dated this 11th day of July 2006.

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

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### RURAL ASSISTANCE ACT 1989

Appointment of Members to the  
New South Wales Rural Assistance Authority Board

I, IAN MACDONALD, M.L.C., Minister for Primary Industries, pursuant to section 9 and Schedule 1 of the Rural Assistance Act 1989, hereby appoint the following members to the New South Wales Rural Assistance Authority Board for a period of three years commencing on 1 July 2006.

Frances ROWE, as Chairperson and Member with qualifications in farm management, pursuant to section 9(3)(b) and Schedule 1, Clause 2(1).

Dr Rachel COOPER, as a Member with a background in management and human resources, pursuant to section 9(3)(c).

Robert GLEDHILL, as a Member to represent farmers, pursuant to section 9(3)(a).

Malcolm PETERS, as a Member to represent farmers, pursuant to section 9(3)(a).

Michael VEITCH, as a Member with a background in corporate governance, business management and internal audit, pursuant to section 9(3)(b).

Kate WOODWARD, as a Member with high-level agricultural and finance expertise, pursuant to section 9(3)(c).

Dated this 28th day of June 2006.

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

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### SPORTING INJURIES INSURANCE ACT 1978

Appointment of Members of the Sporting Injuries  
Committee

HER Excellency the Governor, with the advice of the Executive Council and in pursuance of the provisions of Schedule 2 to the Sporting Injuries Insurance Act 1978, has been pleased to appoint Ms Amy WINTERS on the

nomination of the Minister for Tourism and Sport and Recreation as a member of the NSW Sporting Injuries Committee constituted by the Act, from 7 September 2005 until 30 April 2008.

JOHN DELLA BOSCA, M.L.C.,  
Minister for Commerce,  
Minister for Finance,  
Minister for Industrial Relations,  
Minister for Ageing,  
Minister for Disability Services and  
Leader of the Government in the Legislative Council

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**SPORTING INJURIES INSURANCE ACT 1978**

Appointment of Members of the Sporting Injuries  
Committee

HER Excellency the Governor, with the advice of the Executive Council and in pursuance of the provisions of Schedule 2 to the Sporting Injuries Insurance Act 1978, has been pleased to appoint Mr Peter CORCORAN on the nomination of the Minister for Industrial Relations as a member of the NSW Sporting Injuries Committee constituted by the Act, from 21 June 2006 until 21 June 2009.

JOHN DELLA BOSCA, M.L.C.,  
Minister for Commerce,  
Minister for Finance,  
Minister for Industrial Relations,  
Minister for Ageing,  
Minister for Disability Services and  
Leader of the Government in the Legislative Council

**TRANSPORT ADMINISTRATION ACT 1988**

Chief Executive Service  
Appointment under Section 47(1)

HER Excellency the Governor, with the advice of the Executive Council, pursuant to the provisions of the Transport Administration Act 1988, has appointed the officer listed below to the chief executive service position as specified:

Roads and Traffic Authority  
Leslie WIELINGA, Chief Executive [21 July 2006].

The Hon. E. M. ROOZENDAAL, M.L.C.,  
Minister for Roads

## Department of Lands

**GRAFTON OFFICE**  
**76 Victoria Street (Locked Bag 10), Grafton NSW 2460**  
**Phone: (02) 6640 2000 Fax: (02) 6640 2035**

### APPOINTMENT OF TRUST BOARD MEMBERS

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

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

#### SCHEDULE 1

COLUMN 1	COLUMN 2	COLUMN 3
John TEMPLE-WATTS (new member).	The Channon Public Hall Reserve Trust.	Reserve No.: 88821. Public Purpose: Public hall. Notified: 12 January 1973. Reserve No.: 140076. Public Purpose: Environmental protection, rural services and public recreation. Notified: 31 July 1992. File No.: GF81 R 149.

#### Term of Office

For a term commencing the date of this notice and expiring 18 December 2008.

#### SCHEDULE 2

COLUMN 1	COLUMN 2	COLUMN 3
Merrin Evelyn GILLILAND (new member).	Tyalgum Recreation and Flora Reserve Trust.	Reserve No.: 66096. Public Purpose: Public recreation and preservation of native flora and fauna. Notified: 3 July 1936. File No.: GF81 R 344.

#### Term of Office

For a term commencing the date of this notice and expiring 20 November 2007.

### 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

COLUMN 1	COLUMN 2	COLUMN 3
Christine Betty CURRAN.	Keerong Public Hall Reserve Trust.	Reserve No.: 87923. Public Purpose: Public hall. Notified: 28 August 1970. File No.: GF80 R 330.

#### Term of Office

For a term commencing the date of this notice and expiring 29 January 2007.

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

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

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

#### SCHEDULE

COLUMN 1	COLUMN 2
Crown Lands Reserve Trust.	Reserve No.: 82000 (Part). Public Purpose: Public recreation. Part reserve being Lot 9, DP 1049827. Notified: 30 October 1959. File No.: GF05 R 126.

### APPOINTMENT OF ADMINISTRATOR TO MANAGE A RESERVE TRUST

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

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

#### SCHEDULE

COLUMN 1	COLUMN 2	COLUMN 3
Geoff FIRKIN.	Byron Shire Holiday Parks Reserve Trust.	Reserve No.: 24495. Public Purpose: Public recreation. Parish of Byron. County of Rous. Notified: 25 July 1896. Reserve No.: 49122. Public Purpose: Preservation of native flora and public recreation. Parish of Byron. County of Rous. Notified: 30 July 1913.

COLUMN 1	COLUMN 2	COLUMN 3
		Reserve No.: 74701. Public Purpose: Public recreation. Parish of Brunswick. County of Rous. Notified: 18 January 1952.
		Reserve No.: 82999. Public Purpose: Public recreation and resting place. Parish of Brunswick. County of Rous. Notified: 6 January 1961.
		Reserve No.: 91536. Public Purpose: Caravan and camping. Parish of Brunswick. County of Rous. Notified: 17 August 1979. File No.: GF05 126.

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

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

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

#### SCHEDULE

COLUMN 1	COLUMN 2
Byron Shire Holiday Parks Reserve Trust.	Reserve No.: 24495. Public Purpose: Public recreation. Notified: 25 July 1896. File No.: GF01 R 5.

#### DISSOLUTION OF RESERVE TRUST

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

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

#### SCHEDULE

COLUMN 1	COLUMN 2
Broken Head Reserve Trust.	Reserve No.: 24495. Public Purpose: Public recreation. Notified: 25 July 1896. File No.: GF01 R 5.

#### REMOVAL FROM OFFICE OF CORPORATION MANAGER OF RESERVE TRUST

PURSUANT to section 96(2) of the Crown Lands Act 1989, the corporation specified in Schedule 1 hereunder, is removed from the office of manager of the reserve trust specified in Schedule 2, which is trustee of the reserve referred to in Schedule 3.

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

#### SCHEDULE 1

Byron Shire Council.

#### SCHEDULE 2

Byron Shire Holiday Parks Reserve Trust.

#### SCHEDULE 3

Reserve No.: 49122.

Public Purpose: Preservation of native flora and public recreation.

Notified: 30 July 1913.

Reserve No.: 74701.

Public Purpose: Public recreation.

Notified: 18 January 1952.

Reserve No.: 82999.

Public Purpose: Resting place and public recreation.

Notified: 6 January 1961.

Reserve No.: 91536.

Public Purpose: Caravan and camping park.

Notified: 17 August 1979.

File No.: GF06 R 53/1.

#### REMOVAL OF RESERVE TRUST FROM MANAGEMENT OF RESERVE

PURSUANT to section 96(2) of the Crown Lands Act 1989, the reserve trust specified in Schedule 1 hereunder, is removed from of management of that part of the reserve specified in Schedule 2.

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

#### SCHEDULE 1

Byron Bay Beach Reserve Trust.

#### SCHEDULE 2

Reserve No.: 82000 (Part).

Public Purpose: Public recreation.

Notified: 30 October 1959.

The part of the reserve being Lot 9, DP 1049827, Parish of Byron, County of Rous.

File No.: GF05 R.

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

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

Notice of Compulsory Acquisition of an Easement

PURSUANT to section 52(1)(b)(ii) of the Crown Lands Act 1989, the land described in the Schedule hereto is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991.

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

SCHEDULE

All that piece or parcel of land containing 1.185 hectares in the Local Government Area of Murrumbidgee, Parish of Ugobit, County of Boyd and State of New South Wales, being the land adjoining the northern boundary of Lot 95, DP 722017 and traversing TSR 2154 and shown on DP 1097929 as "PROPOSED RIGHT OF CARRIAGEWAY 10 WIDE" and said to be in possession of the Crown and Narrandera Rural Lands Protection Board, and benefiting the land as described in Schedule 2.

SCHEDULE 2

Lot Burdened: TSR 2154.

Lot Benefited: Lots 1 and 2, DP 1097929.

File No.: GH04 H 59.

**MAITLAND OFFICE****Corner Newcastle Road and Banks Street (PO Box 6), East Maitland NSW 2323****Phone: (02) 4937 9300 Fax: (02) 4934 2252****PLAN OF MANAGEMENT FOR CROWN RESERVE UNDER DIVISION 6 OF PART 5 OF THE CROWN LANDS ACT 1989 AND CROWN LANDS REGULATION 2000**

A draft plan of management has been prepared for the Crown reserve described hereunder, that is under the trusteeship of Gosford City Council.

Inspection of the draft plan can be made at Gosford City Council, Administration Building, Ground Floor, 48 Mann Street, Gosford; Gosford Library, Donnison Street, Gosford; Woy Woy Library, Blackwall Road, Woy Woy and Department of Lands, Cnr. Newcastle Road and Banks Street, East Maitland, during normal business hours.

The draft plan will be on exhibition from 2 August 2006 to 30 August 2006. Comments on the draft plan are invited from the public and may be submitted during the exhibition period in writing to the Manager, Land Management, PO Box 6, East Maitland NSW 2323 or to David Medcalf, Gosford City Council, PO Box 21, Gosford NSW 2250.

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

## Description of Lands

*Land District – Gosford; Council Area – Gosford;  
Parish – Patonga; County – Northumberland.*

Part R82759 for public recreation being the foreshore area between Ferry Road and Kourung Street, Ettalong.

Location: Ettalong.

File No.: MD05 R 17.

**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

COLUMN 1	COLUMN 2	COLUMN 3
David HUMPHRIES (new member).	Gosford Showground Trust.	Dedication No.: 570055. Public Purpose: Showground. Notified: 10 January 1912. File No.: MD80 R 220/7.

## Term of Office

For a term commencing the date of this notice and expiring 15 September 2010.

**APPOINTMENT OF CORPORATION TO MANAGE RESERVE TRUST**

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

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

## SCHEDULE

COLUMN 1	COLUMN 2	COLUMN 3
Lands Administration Ministerial Corporation.	The Great North Walk Trust.	Reserve No.: 170078. Public Purpose: Camping and public recreation. Notified: 6 May 1988. File No.: MD88 R 12/1.

**ORANGE OFFICE**  
**92 Kite Street (PO Box 2146), Orange NSW 2800**  
**Phone: (02) 6391 4300 Fax: (02) 6362 3896**

**ERRATUM**

IN the notice appearing in the *Government Gazette* of the 17 August 2001, Folio 6047, under the heading "Establishment of a Reserve Trust and Appointment of a Trust Manager", delete from Column 1 of the Schedule "Reserve 96954 at Cowra for the purpose of Public Utility, notified in the *Government Gazette* of the 9 September 1983".

File No.: OE01 A 1.

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

**SCHEDULE 1**

<b>COLUMN 1</b>	<b>COLUMN 2</b>	<b>COLUMN 3</b>
Heather Lesley JAMIESON (new member).	Edith Recreation Reserve Trust.	Reserve No.: 44182. Public Purpose: Public recreation. Notified: 28 July 1909. File No.: OE81 R 1/3.

**Term of Office**

For a term commencing this day and expiring 27 November 2008.

**SCHEDULE 2**

<b>COLUMN 1</b>	<b>COLUMN 2</b>	<b>COLUMN 3</b>
Lance Ivan HARVEY (new member).	Dover Park Public Recreation Reserve Trust.	Reserve No.: 62575. Public Purpose: Public recreation. Notified: 2 April 1931. Reserve No.: 75431. Public Purpose: Public recreation. Notified: 14 November 1952. File No.: OE80 R 159/3.

**Term of Office**

For a term commencing this day and expiring 27 May 2009.

**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

**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**

**NOTIFICATION OF CLOSING OF ROAD**

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

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

**Description**

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

Lot 1, DP 1070582 at Leichhardt, Parish Petersham (Sheet 3), County Cumberland.

File No.: MN02 H 287.

Notes: 1] On closing, title for the land in Lot 1 remains vested in Leichhardt Council as operational land.

2] The road is closed subject to the easement for gas mains 3 wide as shown in DP 1070582.

**ERRATA**

IN the notification appearing in the *Government Gazette* of 23 June 2006, Folio 4694, under the heading "Notification of Closing of Roads" delete "Parish Melville" and insert "Parish Cabramatta".

File No.: MN04 H 163.

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

IN the notification appearing in the *Government Gazette* of 30 June 2006, Folio 4925, under the heading "Notification of Closing of Roads" delete "Parish Melville" and insert "Parish Cabramatta".

File No.: MN04 H 163.

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

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

**APPOINTMENT OF A TRUST BOARD MEMBER**

PURSUANT to section 93 of the Crown Lands Act 1989, the person whose name is specified in Column 1 of the Schedule hereunder, is appointed for the term of office specified thereunder, as a member 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>
Kerry THOMPSON (new member).	Boggabri Showground and Public Recreation Trust.	Reserve No.: 97766. Public Purpose: Public recreation and showground. Notified: 19 April 1985. Locality: Boggabri. File No.: TH80 R 65.

Term of Office

For a term commencing the date of this notice and expiring  
 30 April 2007.

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

**DISSOLUTION OF RESERVE TRUST**

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

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

SCHEDULE

**COLUMN 1**

Tuncurry Community  
(R87663) Reserve Trust.

**COLUMN 2**

Reserve No.: 87663.  
Public Purpose: Girl Guides.  
Notified: 13 February 1970.  
File No.: TE03 R 51.

Note: Any lease or licence current for this land remains unaffected by this notice.

SCHEDULE 2

**COLUMN 1**

Land District: Port  
Macquarie.  
Local Government Area:  
Port Macquarie-Hastings  
Council.  
Locality: Port Macquarie.  
Lot 1, DP No. 1089895.  
Parish: Macquarie.  
County: Macquarie.  
Area: 1.668 hectares.  
File No.: TE06 R 28.

**COLUMN 2**

Reserve No.: 1011968.  
Public Purpose: Access and  
public requirements,  
tourism purposes and  
environmental and  
heritage conservation.

**DECLARATION OF LAND TO BE CROWN LAND**

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

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

SCHEDULE

*Land District – Port Macquarie;*  
*Local Government Area – Port Macquarie- Hastings;*  
*Parish – Macquarie; County – Macquarie.*

Lot 1 in Deposited Plan 1089895, of 1.668 hectares at Port Macquarie, being land said to be in the possession of the Minister for Education and Training.

File No.: TE06 H 93.

SCHEDULE 3

**COLUMN 1**

Land District: Taree.  
Local Government Area:  
Great Lakes.  
Parishes: Forster, Tuncurry,  
Wang Wauk and Wallingat.  
County: Gloucester.  
Locality: Forster-Tuncurry  
being the Crown Land  
depicted on the plan of  
R1011970 held by the  
Department of Lands.  
Area: About 22,000 hectares.  
File No.: TE06 R 30.

**COLUMN 2**

Reserve No. 1011970,  
for the public purpose  
of access and public  
requirements, tourism  
purposes and environmental  
and heritage conservation.

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

**RESERVATION OF CROWN LAND**

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

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

SCHEDULE 1

**COLUMN 1**

Land District: Taree.  
Local Government Area:  
Great Lakes Council.  
Locality: Tuncurry.  
Lot 20, section 7,  
DP No. 759005.  
Parish: Tuncurry.  
County: Gloucester.  
Area: 866 square metres.  
File No.: TE06 R 29.

**COLUMN 2**

Reserve No.: 1011969.  
Public Purpose: Community  
purposes.

**ESTABLISHMENT OF RESERVE TRUST**

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

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

SCHEDULE 1

**COLUMN 1**

South Street Tuncurry  
Community Purposes  
Reserve Trust.

**COLUMN 2**

Reserve No.: 1011969.  
Public Purpose: Community  
purposes.  
Notified: This day.  
File No.: TE06 R 29.

## SCHEDULE 2

**COLUMN 1**

Douglas Vale Reserve Trust.

**COLUMN 2**

Reserve No.: 1011968.  
Public Purpose: Access and public requirements, tourism purposes and environmental and heritage conservation.  
Notified: This day.  
File No.: TE06 R 28.

**REVOCATION OF RESERVATION OF CROWN LAND**

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

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

## SCHEDULE

**APPOINTMENT OF CORPORATION TO MANAGE RESERVE TRUST**

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

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

**COLUMN 1**

Land District: Taree.  
Local Government Area:  
Great Lakes Council.  
Locality: Tuncurry.  
Reserve No.: 87663.  
Public Purpose: Girl Guides.  
Notified: 13 February 1970.  
File No.: TE03 R 51.

**COLUMN 2**

The whole being Lot 20, section 7, DP 759005, Parish Tuncurry, County Gloucester.  
Area: 872 square metres.

## SCHEDULE 1

**COLUMN 1**

Great Lakes Community Resources Incorporated.

**COLUMN 2**

South Street Tuncurry Community Purposes Reserve Trust.

**COLUMN 3**

Reserve No.: 1011969.  
Public Purpose: Community purposes.  
Notified: This day.  
File No.: TE06 R 29.

## SCHEDULE 2

**COLUMN 1**

Lands Administration Ministerial Corporation.

**COLUMN 2**

Douglas Vale Reserve Trust.

**COLUMN 3**

Reserve No.: 1011968.  
Public Purpose: Access and public requirements, tourism and environmental and heritage conservation.  
Notified: This day.  
File No.: TE06 R 28.

**WAGGA WAGGA OFFICE****Corner Johnston and Tarcutta Streets (PO Box 60), Wagga Wagga NSW 2650****Phone: (02) 6937 2700 Fax: (02) 6921 1851****NOTIFICATION OF CLOSING OF A ROAD**

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

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

\_\_\_\_\_  
Description

*Parish – Hay; County – Selwyn*

*Land District – Tumbarumba; Shire – Tumbarumba.*

Lot 7 and 8 in DP 1100266 at Paddys River.

File No.: WA03 H 224.

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

**ESTABLISHMENT OF RESERVE TRUST**

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

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

\_\_\_\_\_  
SCHEDULE

**COLUMN 1**

Howlong Public Hall  
(R220029) Trust.

**COLUMN 2**

Reserve No.: 220029.  
Public Purpose: Public hall.  
Notified: 11 August 1989.  
File No.: WA89 R 16.

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

PURSUANT to section 117, of the Crown Lands Act 1989, the person specified in Column 1 of the Schedule hereunder, is appointed as administrator for the term also specified in Column 1, 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

**REVOCATION OF APPOINTMENT OF RESERVE TRUST**

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

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

\_\_\_\_\_  
SCHEDULE

**COLUMN 1**

Hume Shire Council Crown  
Reserves Reserve Trust.

**COLUMN 2**

Reserve No.: 220029.  
Public Purpose: Public hall.  
Notified: 11 August 1989.  
File No.: WA89 R 16.

**COLUMN 1**

Stephen Grant  
MARSDEN.

**COLUMN 2**

Howlong Public  
Hall (R220029)  
Trust.

**COLUMN 3**

Reserve No.: 220029.  
Public Purpose: Public hall.  
Notified: 11 August 1989.  
File No.: WA89 R 16.

## Department of Natural Resources

### WATER MANAGEMENT ACT 2000

Order under Section 71Z

Access Licence Conversion Factors  
Murrumbidgee Regulated River Water Source

PURSUANT to section 71Z(1)(c) of the Water Management Act 2000, the Minister for Natural Resources, by this Order establishes a conversion factor of 0.55 to be applied to the share component of a regulated river (general security) access licence on conversion to a regulated river (high security) access licence in a dealing under s. 71O in the Murrumbidgee Regulated River Water Source as defined in the Water Sharing Plan for the Murrumbidgee Regulated River Water Source 2003 and currently in force.

This Order takes effect on 28th July 2006.

Dated at Sydney, this 20th day of July 2006.

RICHARD SHELDRAKE,  
Director General,  
Department of Natural Resources  
(by delegation)

### WATER MANAGEMENT ACT 2000

Order under Section 71Z

Access Licence Conversion Factors  
New South Wales Murray Regulated River Water Source

PURSUANT to section 71Z(1)(c) of the Water Management Act 2000, the Minister for Natural Resources, by this Order establishes a conversion factor of 0.6 to be applied to the share component of a regulated river (general security) access licence on conversion to a regulated river (high security) access licence in a dealing under s. 71O in the New South Wales Murray Regulated River Water Source as defined in the Water Sharing Plan for the New South Wales Murray and Lower-Darling Regulated Rivers Water Sources 2003 and currently in force.

This Order takes effect on 28th July 2006.

Dated at Sydney, this 20th day of July 2006.

RICHARD SHELDRAKE,  
Director General,  
Department of Natural Resources  
(by delegation)

### WATER ACT 1912

AN application under Part 8 of the Water Act 1912, being within a proclaimed (declared) local area under section 5(4) of the Act.

An application for an approval under section 167(1) of Part 8 of the Water Act 1912, has been received as follows:

*Murray River Valley*

SUNDANCE LAND HOLDINGS PTY LTD for a levee on the Murray River Floodplain on Lot 14/1039025, Parish of Barham, County of Wakool, for the prevention of inundation of land by floodwaters (Reference: 50CW805698) (GA2:484877).

Any enquiries regarding the above should be directed to the undersigned (telephone: [03] 5898 3900).

Written objections to the application specifying the grounds thereof may be made by any statutory authority or a local occupier within the proclaimed local area whose interests may be affected and must be lodged at the Department's Office at Deniliquin by no later than 25 August 2006.

P. NANKIVELL,  
Floodplain Manager,  
Murray Murrumbidgee Region

Department of Natural Resources,  
PO Box 205, Deniliquin NSW 2710.

### WATER ACT 1912

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

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

*Lachlan River Valley*

BURRAGA & DISTRICT COMMUNITY ASSOCIATION INC, for 2 pumps on Thompsons Creek, at Burruga Dam on Lot 7001, DP 753036, part Reserve 190027, Parish Jeremy, County Georgiana, for town water supply and water supply for stock, domestic and industrial purposes (new licence to replace existing licence – no new works) (Reference: 70SL091088) (GA2:522381).

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

L. GORHAM,  
Senior Natural Resource Officer

Department of Natural Resources,  
PO Box 136, Forbes NSW 2871.

### WATER ACT 1912

AN application for a Joint Water Supply Authority under section 20 of the Water Act 1912, as amended, has been received from:

Anthony James GILLET, Marion Joan GILLET, Kay Frances DONOGHUE, Kenneth Hastings DONOGHUE, Morris Bernard DUGGAN and Fiona Mary DUGGAN for a pump on Orara River, Lot 100, DP 751374, Parish Lanitza, County Clarence, for water supply for stock and domestic purposes (new licence) (Reference: GRA6322719-1).

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

Susan Jean CANTLE for a pump on Orara River, Lot 1, DP 623733, Parish Bardsley, County Fitzroy, for irrigation of 3.6 hectares (19.8 megalitres) (new licence – entitlement by way of permanent transfer) (Reference: GRA6324035).

GA2:476214.

Any enquiries regarding the above should be directed to the undersigned (telephone: [02] 6640 2000).

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

G. LOLLBACK,  
Resource Access Manager

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

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#### WATER MANAGEMENT ACT 2000

MARILYN JUDITH KENALY has submitted an application for a water supply works and water use approval under section 92 of the Water Management Act 2000, in Hunter Regulated River Water Source, 50mm Centrifugal Pump - 1 at/adjacent to Lot 23//1090312, in the Parish of Goorangoola, County of Durham, for irrigation at/adjacent to Lot 23//1090312 in the Parish of Goorangoola, County of Durham.

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

Written and signed objections (fax or e-mail is not acceptable), specifying the grounds for the objection, must be lodged with the Department before close of business on the 29 August 2006. Please quote the application number 333 on all correspondence.

HEMANTHA DE SILVA,  
Senior Natural Resource Officer,  
Hunter Region

Department of Natural Resources,  
PO Box 2213, Hunter Region NSW 2309.

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#### WATER ACT 1912

AN application for a licence under section 167(1)(a) of Part 82 of the Water Act 1912, have been received as follows:

COAL & ALLIED OPERATIONS PTY LIMITED for a levee on the banks of the Hunter River on Lot 2, DP 808301, Parish of Ravensworth, County of Durham (Reference: 20CW802612) (Ministerial Consent granted on DA 450-10-2003).

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

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

HEMANTHA DE SILVA,  
Senior Natural Resource Officer,  
Hunter Region

#### WATER ACT 1912

AN application under Part 2, being within a proclaimed (declared) local area under section 10 of the Water Act 1912, as amended.

An application for a licence within a proclaimed local area as generally described hereunder have been received as follows:

*Namoi River Valley*

G. J. MANVELL and M. J. MANVELL for two 50mm centrifugal pumps on Moore Creek on Lots 46 and 47, DP 1097709 (formally Lot 146, DP 753841), Parish of Moonbi, County of Inglis, for irrigation (replacement licence – subdivision of current licence 90SL042889 – 72 megalitres of existing entitlement) (LO Papers: 90SL100900 and 90SL100901) (GA2:472323).

Written objections to the applications specifying the grounds thereof may be made by any statutory authority or local occupier within the proclaimed (declared) area, whose interest may be affected and must be lodged with the Department's Manager, Resource Access, Tamworth, within 28 days as specified in the Act.

GEOFF CAMERON,  
Manager,  
Resource Access

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

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## Department of Planning

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### ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979

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

Notice of Compulsory Acquisition of Land in the  
Local Government Area of Fairfield

THE Minister administering the Environmental Planning and Assessment Act 1979, declares, with the approval of Her Excellency the Governor, that the land described in the Schedule below is acquired by compulsory process under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purposes of the Environmental Planning and Assessment Act 1979.

Dated at Sydney, this 26th day of July 2006.

By Her Excellency's Command,

FRANK SARTOR, M.P.,  
Minister for Planning

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#### SCHEDULE

1. All that piece or parcel of land situated in the Local Government Area of Fairfield, Parish of Melville, County of Cumberland, being Lot 70, Deposited Plan 13961, being the whole of the land comprised in Folio Identifier 70/13961 said to be in the ownership of Joe Vella.



New South Wales

# Environmental Planning and Assessment Amendment (Sydney Region Growth Centres) Regulation 2006

under the

Environmental Planning and Assessment Act 1979

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Environmental Planning and Assessment Act 1979*.

FRANK SARTOR, M.P.,  
Minister for Planning

## Explanatory note

The object of this Regulation is to make provision with respect to the release of precincts for residential, employment and other urban development in the North West and South West growth centres of the Sydney Region (including with respect to development assessment during the precinct planning process) in order to support *State Environmental Planning Policy (Sydney Region Growth Centres) 2006*.

This Regulation is made under the *Environmental Planning and Assessment Act 1979*, including section 105.

Clause 1 Environmental Planning and Assessment Amendment (Sydney Region Growth Centres) Regulation 2006

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## **Environmental Planning and Assessment Amendment (Sydney Region Growth Centres) Regulation 2006**

under the

Environmental Planning and Assessment Act 1979

### **1 Name of Regulation**

This Regulation is the *Environmental Planning and Assessment Amendment (Sydney Region Growth Centres) Regulation 2006*.

### **2 Commencement**

This Regulation commences on the commencement of *State Environmental Planning Policy (Sydney Region Growth Centres) 2006*.

### **3 Amendment of Environmental Planning and Assessment Regulation 2000**

The *Environmental Planning and Assessment Regulation 2000* is amended as set out in Schedule 1.

Environmental Planning and Assessment Amendment (Sydney Region  
Growth Centres) Regulation 2006

Amendment

Schedule 1

---

## Schedule 1 Amendment

(Clause 3)

### Clauses 275 and 276

Insert after clause 274:

#### **275 Development assessment during precinct planning in North West and South West growth centres of Sydney Region**

- (1) Terms and expressions used in this clause and clause 276 have the same meaning they have in *State Environmental Planning Policy (Sydney Region Growth Centres) 2006* (the **Growth Centres SEPP**).
- (2) Pursuant to section 78A (1) of the Act, a person cannot apply to a consent authority for consent to carry out development of a kind referred to in subclause (3) on land within a precinct of a growth centre that the Minister has declared under clause 276 to be released for urban development unless the application is accompanied by an assessment of the consistency of the proposed development with the relevant growth centre structure plan.
- (3) Subclause (2) applies to the carrying out of development (not being for a single residential dwelling):
  - (a) with a capital investment value of more than \$500,000, or
  - (b) in respect of an area of land of more than 2 hectares, or
  - (c) that is a subdivision of land (being a subdivision that creates 2 or more lots).
- (4) This clause ceases to apply to land after environmental planning provisions relating to the land have been included in Schedule 1 to the Growth Centres SEPP.

**Note.** After the release of a precinct for urban development and the completion of the planning process for the precinct, detailed land use and other development controls for the land will be included in Schedule 1 to the Growth Centres SEPP. A draft of those detailed provisions placed on public exhibition will be a draft amending environmental planning instrument and, accordingly, will be required by section 79C of the Act to be taken into consideration by a consent authority in determining any development application relating to the land concerned.

#### **276 Growth Centres SEPP—release of precinct for urban development and planning process for the precinct**

- (1) The Minister may, for the purposes of the Growth Centres SEPP, declare any precinct (or part of a precinct) to be released for urban development. The declaration is to be published in the Gazette and in such other manner as the Minister determines.

Environmental Planning and Assessment Amendment (Sydney Region  
Growth Centres) Regulation 2006

Schedule 1      Amendment

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- (2) The Minister is to make arrangements for the following:
  - (a) the preparation of a development code that provides guidelines (in conjunction with the relevant growth centre structure plan) to assist environmental planning in precincts released for urban development,
  - (b) the preparation of an infrastructure plan relating to the infrastructure requirements of the growth centres.
- (3) The Minister is to consult the Growth Centres Commission, relevant councils and such public authorities as the Minister considers appropriate about the making of declarations and arrangements under this clause.



New South Wales

## **State Environmental Planning Policy (Sydney Region Growth Centres) 2006**

under the

**Environmental Planning and Assessment Act 1979**

Her Excellency the Governor, with the advice of the Executive Council, has made the following State environmental planning policy under the *Environmental Planning and Assessment Act 1979* in accordance with the recommendation made by the Minister for Planning. (90380891)

FRANK SARTOR, M.P.,  
Minister for Planning

State Environmental Planning Policy (Sydney Region Growth Centres) 2006

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## State Environmental Planning Policy (Sydney Region Growth Centres) 2006

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Clause 1            State Environmental Planning Policy (Sydney Region Growth Centres) 2006  
Part 1             Preliminary

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## State Environmental Planning Policy (Sydney Region Growth Centres) 2006

under the

Environmental Planning and Assessment Act 1979

### Part 1 Preliminary

#### 1 Name of Policy

This Policy is *State Environmental Planning Policy (Sydney Region Growth Centres) 2006*.

#### 2 Aims of Policy

The aims of this Policy are (in conjunction with amendments to the regulations under the Act relating to precinct planning) as follows:

- (a) to co-ordinate the release of land for residential, employment and other urban development in the North West and South West growth centres of the Sydney Region,
- (b) to enable the Minister from time to time to designate land in those growth centres as ready for release for development,
- (c) to provide for comprehensive planning for those growth centres,
- (d) to enable the establishment of vibrant, sustainable and liveable neighbourhoods that provide for community well-being and high quality local amenity,
- (e) to provide controls for the sustainability of land in those growth centres that has conservation value,
- (f) to provide for the orderly and economic provision of infrastructure in and to those growth centres,
- (g) to provide development controls in order to protect the health of the waterways in those growth centres,
- (h) to protect and enhance land with natural and cultural heritage value,
- (i) to provide land use and development controls that will contribute to the conservation of biodiversity.

**Note.** This Policy provides the initial environmental planning instrument component of the *Metropolitan Strategy* released on 4 December 2005 for the release of land for urban and employment development in areas suitable for growth in the Sydney Region (with more detailed land use and other

State Environmental Planning Policy (Sydney Region Growth Centres) 2006 Clause 3

Preliminary

Part 1

development control components to be progressively included on completion of the planning process in precincts released for urban development from time to time under clause 276 of the *Environmental Planning and Assessment Regulation 2000*).

### 3 Definitions

(1) In this Policy:

***environmental facility*** means a building or place which provides for the recreational use or scientific study of natural systems, and includes walking tracks, seating, shelters, board walks, observation decks, bird hides, or the like, and any associated display structures.

***flood prone and major creeks land*** means the land in a growth centre precinct shown as flood prone and major creeks land and hatched blue on the map marked “Sydney Region Growth Centres Development Control Map—North West Growth Centre” or on the map marked “Sydney Region Growth Centres Development Control Map—South West Growth Centre”.

**Note.** The maps are based on information provided by relevant local councils and State agencies. The extent of flooding on the land shown as flood prone and major creeks is an estimate only. Inquiries should be made with relevant local councils to determine the extent of flood affectation. The extent of flooding is subject to review in the precinct planning process relating to the land concerned.

***growth centre*** means the North West Growth Centre with boundaries as shown in red on the map marked “Sydney Region Growth Centres Precinct Boundaries Map—North West Growth Centre” or the South West Growth Centre with boundaries as shown in red on the map marked “Sydney Region Growth Centres Precinct Boundaries Map—South West Growth Centre”.

***growth centre precinct*** means a precinct shown on the map marked “Sydney Region Growth Centres Precinct Boundaries Map—North West Growth Centre” or the map marked “Sydney Region Growth Centres Precinct Boundaries Map—South West Growth Centre”.

***growth centre structure plan*** means the plan (including maps and explanatory notes) for the North West Growth Centre or the South West Growth Centre, identified by the Minister, on the commencement of this Policy, as the structure plan for the growth centre.

**Note.** The structure plan for a growth centre identifies:

- (a) the general pattern and strategic direction of development in the growth centre over the next 30 years, and
- (b) the areas of future urban and employment development that are potentially available for release, and
- (c) the areas of future regional open space and of environmentally constrained land, and

Clause 4	State Environmental Planning Policy (Sydney Region Growth Centres) 2006
Part 1	Preliminary

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- (d) future major infrastructure and transport routes (which are to be part of a more detailed and comprehensive infrastructure plan referred to in clause 276 of the *Environmental Planning and Assessment Regulation 2000*).

**land use zoning map** means the map marked “Sydney Region Growth Centres Zoning Map—North West Growth Centre” or the map marked “Sydney Region Growth Centres Zoning Map—South West Growth Centre”.

**public entertainment** has the same meaning as in the *Local Government Act 1993*.

**temporary structure** has the same meaning as in the *Local Government Act 1993*.

**the Act** means the *Environmental Planning and Assessment Act 1979*.

**transitional land** means land in a growth centre precinct shown as transitional land and hatched pink on the map marked “Sydney Region Growth Centres Development Control Map—North West Growth Centre” or on the map marked “Sydney Region Growth Centres Development Control Map—South West Growth Centre”.

- (2) A reference in this Policy to a map or growth centre structure plan is a reference to a map or plan deposited in the Department.
- (3) Notes included in this Policy do not form part of this Policy.

#### 4 Consent authority

The consent authority for the purposes of this Policy is (subject to the Act) the council of the area in which the land concerned is situated.

**Note.** The Act enables an environmental planning instrument to specify a Minister or another public authority (such as the Growth Centres Commission) to be the consent authority for all or any particular kind of development in that zoned land. The Minister for Planning can also become the approval authority for development if it is declared to be a project under Part 3A of the Act.

#### 5 Land to which Policy applies

This Policy applies to land in a growth centre.

#### 6 Relationship with other environmental planning instruments

- (1) Subject to section 74 (1) of the Act, in the event of an inconsistency between this Policy and another environmental planning instrument whether made before or after the commencement of this Policy, this Policy prevails to the extent of the inconsistency.

State Environmental Planning Policy (Sydney Region Growth Centres) 2006 Clause 6

Preliminary

Part 1

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- (2) The *Sydney Regional Environmental Plan No 19—Rouse Hill Development Area* is amended:
- (a) by inserting at the end of clause 3 the following:
    - (2) However, this plan does not apply to land that is within:
      - (a) a precinct of a growth centre released for urban development under clause 275 of the *Environmental Planning and Assessment Regulation 2000*, or
      - (b) the cultural heritage landscape area to which Part 7 of the *State Environmental Planning Policy (Sydney Region Growth Centres) 2006* applies.
  - (b) by omitting clause 14.

Clause 7	State Environmental Planning Policy (Sydney Region Growth Centres) 2006
Part 2	Land use and other development controls resulting from precinct planning

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## **Part 2 Land use and other development controls resulting from precinct planning**

### **7 Controls applying to precincts after finalisation of precinct planning process**

Schedule 1 (which sets out the provisions applying to the carrying out of development in a precinct) has effect.

**Note.** The *Environmental Planning and Assessment Regulation 2000* (clauses 275 and 276) makes provision with respect to the staged release of precincts for urban development in the Sydney Region (including with respect to development assessment during the precinct planning process). On completion of the planning process for a precinct, relevant land use and other development controls are to be included in Schedule 1 or other provisions of this Policy. On the commencement of this Policy, Schedule 1 was blank.

State Environmental Planning Policy (Sydney Region Growth Centres) 2006 Clause 8

Land Use—Environment Conservation and Recreation Zones Part 3

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### **Part 3 Land Use—Environment Conservation and Recreation Zones**

#### **8 Application of Part and of other planning instruments**

- (1) This Part applies to land within a growth centre precinct that is zoned under this Part.
- (2) Land that is zoned under this Part is not subject to the provisions of any environmental planning instrument (other than a State environmental planning policy or regional environmental plan) applying to the land concerned, except to the extent that this Policy otherwise provides.

#### **9 Land use zones**

The land use zones under this Part are as follows:

Environment Conservation  
Public Recreation—Regional  
Public Recreation—Local

#### **10 Objectives for development in land use reservation zones**

- (1) The objectives for development in each land use reservation zone are set out in the Table to this clause.
- (2) The consent authority must have regard to the objectives for development in any such zone when determining a development application in respect of land within the zone.

#### **Table**

##### **Environment Conservation Zone**

- (a) to protect and restore areas of special ecological, scientific or aesthetic values,
- (b) to conserve biological diversity, native vegetation corridors, aboriginal heritage or cultural values of the land, and its scenic qualities.

##### **Public Recreation—Regional Zone**

- (a) to enhance, restore and protect the natural and cultural heritage values of the land,
- (b) to enable the land to be used for regional open space or recreational purposes that are consistent with the protection of its natural and cultural heritage values.

- Clause 11 State Environmental Planning Policy (Sydney Region Growth Centres) 2006  
Part 3 Land Use—Environment Conservation and Recreation Zones
- 

**Public Recreation—Local Zone**

- (a) to enhance, restore and protect the natural and cultural heritage values of the land,
- (b) to enable the land to be used for public open space or recreational purposes that are consistent with the protection of its natural and cultural heritage values.

**11 Zoning of land to which Part applies**

For the purposes of this Part, land is within the land use zones shown on the land use zoning map.

**12 Land use table for zones to which Part applies**

- (1) The land use table set out at the end of this clause specifies the following for each land use zone:
  - (a) development that may be carried out without consent,
  - (b) development that may be carried out only with consent,
  - (c) development that is prohibited.
- (2) This clause is subject to the other provisions of this Policy.

**Land use table**

**Environment Conservation Zone**

(1) **Permitted without consent**

Development permitted by or under the *National Parks and Wildlife Act 1974* (but only if the land is reserved under that Act); development for the purpose of eradicating noxious weeds in accordance with the *Noxious Weeds Act 1993*; development for public utility installations.

(2) **Permitted with consent**

Development for advertisements, advertising structures, drainage, earthworks, entertainment facilities, environmental protection works, flood mitigation works, kiosks associated with environmental facilities or recreation areas, recreation areas or restaurants associated with environmental facilities or recreation areas that seat not more than 50 people, telecommunication facilities, telecommunication networks or temporary structures.

(3) **Prohibited**

Any other development.

State Environmental Planning Policy (Sydney Region Growth Centres) 2006 Clause 12

Land Use—Environment Conservation and Recreation Zones

Part 3

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### Public Recreation—Regional Zone

(1) **Permitted without consent**

Development permitted by or under the *National Parks and Wildlife Act 1974* (but only if the land is reserved under that Act); development for the purpose of eradicating noxious weeds in accordance with the *Noxious Weeds Act 1993*; development for public utility installations.

(2) **Permitted with consent**

Development for advertisements, advertising structures, drainage, earthworks, entertainment facilities, environmental protection works, flood mitigation works, kiosks associated with environmental facilities, public entertainment, recreation areas, recreation facilities, telecommunication facilities, telecommunication networks or temporary structures.

(3) **Prohibited**

Any other development.

### Public Recreation—Local Zone

(1) **Permitted without consent**

Development permitted by or under the *National Parks and Wildlife Act 1974* (but only if the land is reserved under that Act); development for the purpose of eradicating noxious weeds in accordance with the *Noxious Weeds Act 1993*; development for public utility installations.

(2) **Permitted with consent**

Development for advertisements, advertising structures, drainage, earthworks, entertainment facilities, environmental protection works, flood mitigation works, kiosks associated with environmental facilities, public entertainment, recreation areas, recreation facilities, telecommunication facilities, telecommunication networks or temporary structures.

(3) **Prohibited**

Any other development.

Clause 13 State Environmental Planning Policy (Sydney Region Growth Centres) 2006  
Part 3 Land Use—Environment Conservation and Recreation Zones

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### 13 Additional permitted uses

- (1) Despite anything to the contrary in this Part, development described or referred to in Schedule 2 may be carried out on land zoned under this Part:
  - (a) with consent, or
  - (b) if the Schedule so provides—without consent.
- (2) The consent authority must have regard to the objectives for development in the zone concerned when determining a development application in respect of any such development.

**Note.** On the commencement of this Policy, Schedule 2 was blank.

### 14 Development for previously permitted uses of land

- (1) Despite anything to the contrary in this Part, the consent authority may grant consent to the carrying out of development on land zoned under this Part that is not otherwise permitted by this Part if:
  - (a) the development is of a kind that could be carried out on the land under an applicable environmental planning instrument immediately before the commencement of this Policy, and
  - (b) the relevant public authority referred to in clause 15 that may be required to acquire the land grants concurrence to the proposed development, and
  - (c) the development is consistent with the aims of this Policy.
- (2) In deciding whether to grant concurrence to proposed development under this clause, the relevant public authority must take the following matters into consideration:
  - (a) the need to carry out development on the land for the purposes for which the land is zoned under this Part,
  - (b) the imminence of acquisition of the land by the public authority,
  - (c) the likely additional cost to the public authority resulting from the carrying out of the proposed development.

State Environmental Planning Policy (Sydney Region Growth Centres) 2006 Clause 15

Land Use—Environment Conservation and Recreation Zones Part 3

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### **15 Acquisition of land zoned under this Part**

The authority of the State that will be the relevant authority to acquire any land zoned under this Part, if the land is required to be acquired under Division 3 of Part 2 of the *Land Acquisition (Just Terms Compensation) Act 1991*, is:

- (a) in the case of land within the Environment Conservation Zone or the Public Recreation—Regional Zone—the corporation constituted under section 8 (1) of the Act, except as provided by paragraph (b), or
- (b) in the case of particular land within the Environment Conservation Zone or the Public Recreation—Regional Zone—the Growth Centres Commission if that Commission is designated as the relevant authority for that particular land by agreement in writing between that Commission and the corporation constituted under section 8 (1) of the Act, or
- (c) in the case of land within the Public Recreation—Local Zone—the council of the area in which the land is situated.

Clause 16	State Environmental Planning Policy (Sydney Region Growth Centres) 2006
Part 4	Development controls—general

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## **Part 4 Development controls—general**

### **16 Development applications in growth centres—matters for consideration until finalisation of precinct planning for land**

- (1) Until provisions have been included in Schedule 1 with respect to the development of the land, consent is not to be granted to the carrying out of development on land within a growth centre unless the consent authority has taken into consideration the following:
  - (a) whether the proposed development will preclude the future urban and employment development land uses identified in the relevant growth centre structure plan,
  - (b) whether the extent of the investment in, and the operational and economic life of, the proposed development will result in the effective alienation of the land from those future land uses,
  - (c) whether the proposed development will result in further fragmentation of land holdings,
  - (d) whether the proposed development is incompatible with desired land uses in any draft environmental planning instrument that proposes to include provisions in Schedule 1 with respect to the land,
  - (e) whether the proposed development is consistent with the precinct planning strategies and principles set out in any publicly exhibited document that is relevant to the development,
  - (f) whether the proposed development will hinder the orderly and co-ordinated provision of infrastructure that is planned for the growth centre,
  - (g) in the case of transitional land—whether (in addition) the proposed development will protect areas of aboriginal heritage, ecological diversity or biological diversity as well as protecting the scenic amenity of the land.
- (2) This clause does not apply to land zoned under Part 3.

### **17 Referral to Growth Centres Commission after release of precinct**

- (1) This clause applies to land within a growth centres precinct that has been released by the Minister under the *Environmental Planning and Assessment Regulation 2000* for urban development, and so applies until provisions have been included in Schedule 1 with respect to the development of the land.

State Environmental Planning Policy (Sydney Region Growth Centres) 2006 Clause 18

Development controls—general

Part 4

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- (2) The consent authority must, in the case of a development application for the carrying out of development (not being for a single residential dwelling):
- (a) with a capital investment value of more than \$500,000, or
  - (b) in respect of land that has an area of more than 2 hectares, or
  - (c) that is a subdivision of land (being a subdivision that creates 2 or more lots),

refer the application to the Growth Centres Commission for comment.

**Note.** The *Environmental Planning and Assessment Regulation 2000* (clause 275) provides that a development application referred to in this subclause cannot be made unless it is accompanied by an assessment of the consistency of the proposed development with the relevant growth centre structure plan.

- (3) The consent authority must take any comments received from the Growth Centres Commission (within 21 days after the development application was referred to the Commission for comment) into consideration when determining whether to grant consent to any such development.
- (4) For the purposes of this clause, the capital investment value of development includes all costs necessary to establish and operate the development, including the design and construction of buildings, structures, associated infrastructure and fixed or mobile plant (but excluding land costs).

#### 18 Water recycling and conservation

- (1) This clause applies to land within a growth centre:
- (a) that is serviced by a water recycling plant, or
  - (b) that will be serviced by a water recycling plant as soon as the plant becomes operational.
- (2) A consent authority must not grant consent to the carrying out of development on land unless the consent authority is satisfied that recycled water from the water recycling plant will be provided to the development.
- (3) However, the consent authority may grant consent if it is satisfied that the development will be provided with recycled water from a water recycling or water conservation system approved by the Minister and specified in Schedule 3.

**Note.** On the commencement of this Policy, Schedule 3 was blank.

Clause 19	State Environmental Planning Policy (Sydney Region Growth Centres) 2006
Part 5	Development controls—flood prone and major creeks land

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## **Part 5 Development controls—flood prone and major creeks land**

### **19 Application of Part**

This Part applies to development requiring consent that is carried out on flood prone and major creeks land.

### **20 Development on flood prone and major creeks land—additional heads of consideration**

Consent is not to be granted to the carrying out of development to which this Part applies unless the consent authority has taken the following into consideration:

- (a) whether or not the development will adversely affect flood behaviour resulting in detrimental increases in the potential flood affectation of other development or properties,
- (b) whether or not the development will alter flow distributions and velocities to the detriment of other properties or the environment of the floodplain,
- (c) whether the development will enable safe occupation of the flood prone and major creeks land,
- (d) whether or not the development will detrimentally affect the floodplain environment or cause avoidable erosion, siltation, salinity, destruction of riparian vegetation or a reduction in the stability of the riverbank/watercourse,
- (e) whether or not the development will be likely to result in unsustainable social and economic costs to the flood affected community or general community, as a consequence of flooding,
- (f) whether or not the development is compatible with the flow conveyance function of the floodway,
- (g) whether or not the development is compatible with the flood hazard,
- (h) in the case of development consisting of the excavation or filling of land, whether or not the development:
  - (i) will detrimentally affect the existing drainage patterns and soil stability in the locality, and
  - (ii) will significantly impact on the likely future use or redevelopment of the land, and
  - (iii) will adversely impact on the existing and likely amenity of adjoining properties, and
  - (iv) will minimise the disturbance of relics, and



Clause 21	State Environmental Planning Policy (Sydney Region Growth Centres) 2006
Part 6	Development controls—vegetation

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## Part 6 Development controls—vegetation

### 21 Land to which Part applies

- (1) This Part applies to the following land:
  - (a) land zoned under Part 3,
  - (b) flood prone and major creeks land,
  - (c) transitional land.
- (2) This Part does not apply to land reserved under the *National Parks and Wildlife Act 1974*.

### 22 Vegetation to which Part applies

- (1) This Part applies to native vegetation within the meaning of the *Native Vegetation Act 2003*.
- (2) This Part does not apply to any particular native vegetation that the council of the area concerned is satisfied:
  - (a) is dying or dead and is not required as the habitat of native fauna, or
  - (b) is a risk to human life or property.
- (3) This Part does not apply to any native vegetation:
  - (a) within a State forest, or land reserved from sale as a timber or forest reserve under the *Forestry Act 1916*, or
  - (b) declared to be noxious weeds under the *Noxious Weeds Act 1993*.

### 23 Consent for clearing native vegetation

- (1) A person must not clear native vegetation on land to which this Part applies without:
  - (a) approval under Part 3A of the Act, or
  - (b) development consent.

For the purposes of this clause, *clearing native vegetation* has the same meaning as it has in the *Native Vegetation Act 2003*.

**Note.** A consent of the relevant consent authority required under this clause for the clearing of native vegetation is in addition to any development consent required or granted by the Minister for Natural Resources under the *Native Vegetation Act 2003* in respect of that clearing.

State Environmental Planning Policy (Sydney Region Growth Centres) 2006 Clause 24

Development controls—vegetation

Part 6

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- (2) Development consent under this clause is not to be granted unless the consent authority is satisfied of the following in relation to the disturbance of bushland caused by the clearing of the vegetation:
- (a) that there is no reasonable alternative available to the disturbance of the bushland,
  - (b) that as little bushland as possible will be disturbed,
  - (c) that the disturbance of the bushland will not increase salinity,
  - (d) that bushland disturbed for the purposes of construction will be re-instated where possible on completion of construction,
  - (e) that the loss of remnant bushland caused by the disturbance will be compensated by revegetation on or near the land to avoid any net loss of remnant bushland,
  - (f) that no more than 0.5 hectare of bushland will be cleared unless the clearing is essential for a previously permitted use of the land.
- (3) The consent authority must, when determining a development application in respect of the clearing of native vegetation on land within a zone under Part 3, have regard to the objectives for development in that zone.
- (4) This clause does not apply to or in respect of action required or authorised to be done by or under the *Electricity Supply Act 1995*, the *Roads Act 1993* or the *Surveying Act 2002*.

#### **24 Relationship to tree preservation under other planning instruments**

This Part does not affect any requirement of another environmental planning instrument applying to the land concerned relating to the preservation of trees. However, a development consent granted under this Part that allows any clearing of native vegetation satisfies any requirement under that other instrument for approval of any ringbarking, cutting down, topping, lopping, removal, injuring or destruction of a tree resulting from any such clearing.

Clause 25	State Environmental Planning Policy (Sydney Region Growth Centres) 2006
Part 7	Development controls—cultural heritage landscape area

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## **Part 7 Development controls—cultural heritage landscape area**

### **25 Application of Part**

This Part applies to development requiring consent that is carried out on the cultural heritage landscape area, being the land in the vicinity of the Rouse Hill House Estate that is shown hatched brown on the map marked “Sydney Region Growth Centres Development Control Map—North West Growth Centre”.

### **26 Development on land in cultural heritage landscape area—additional heads of consideration**

Consent is not to be granted to the carrying out of development to which this Part applies unless the consent authority has taken the following into consideration:

- (a) whether or not the development will adversely impact on the cultural heritage values of the Rouse Hill House Estate and its setting, having regard, in particular, to the following matters:
  - (i) any proposed subdivision design and layout,
  - (ii) the siting, height, bulk and scale of any proposed buildings or works (including any buildings or works likely to result from any proposed subdivision),
  - (iii) the materials and colours to be used in any proposed buildings, fences or other structures,
  - (iv) the extent, location and form of any proposed landscaping and its ability to reduce the visual impact of the development,
  - (v) the impact of the development on any archaeological relics,
- (b) a site analysis of the cultural heritage landscape area that assesses development that is responsive to the topography of the area and to other development in the vicinity,
- (c) a visual analysis that assesses the impact of the development on views to and from the Rouse Hill House Estate,
- (d) measures to minimise any adverse impact of the development on the cultural heritage values of Rouse Hill House Estate and its setting.

**Note.** Section 79C of the Act requires other matters to be taken into consideration by a consent authority, including any draft environmental planning instrument that is placed on public exhibition during the precinct planning process for the purpose of including relevant land use and other development controls in Schedule 1.

State Environmental Planning Policy (Sydney Region Growth Centres) 2006

Development control provisions applying to precincts following finalisation of precinct planning process Schedule 1

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**Schedule 1      Development control provisions  
applying to precincts following  
finalisation of precinct planning process**

(Clause 7)

**Note.** On the commencement of this Policy this Schedule was blank.

State Environmental Planning Policy (Sydney Region Growth Centres) 2006

Schedule 2 Additional permitted uses

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## **Schedule 2 Additional permitted uses**

(Clause 13)

**Note.** On the commencement of this Policy this Schedule was blank.

State Environmental Planning Policy (Sydney Region Growth Centres) 2006

Approved water recycling and water conservation systems

Schedule 3

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**Schedule 3    Approved water recycling and water  
conservation systems**

(Clause 18)

**Note.** On the commencement of this Policy this Schedule was blank.

## Department of Primary Industries

### MINERAL RESOURCES

NOTICE is given that the following applications have been received:

#### PETROLEUM EXPLORATION LICENCE APPLICATIONS

(06-4647)

No. 80, EAST COAST POWER PTY LTD (ACN 119 110 057), area of 19 blocks, dated 10 July 2006. (Armidale Mining Division).

#### EXPLORATION LICENCE APPLICATIONS

(06-4075)

No. 2780, CENTAURUS RESOURCES PTY LTD (ACN 120 281 969), area of 15 units, for Group 1, dated 30 June 2006. (Broken Hill Mining Division).

(06-4837)

No. 2793, NORTHERN ENERGY CORPORATION LIMITED (ACN 081 244 395) and RENISON COAL PTY LTD (ACN 100 163 942), area of 476 hectares, for Group 9, dated 20 July 2006. (Inverell Mining Division).

(06-4088)

No. 2794, DEFIANCE RESOURCES LTD (ACN 119 700 220), area of 51 units, for Group 1, dated 20 July 2006. (Cobar Mining Division).

(06-4089)

No. 2795, DEFIANCE RESOURCES LTD (ACN 119 700 220), area of 40 units, for Group 1, dated 20 July 2006. (Inverell Mining Division).

(06-4090)

No. 2796, David Charles PRENDERGAST, area of 4 units, for Group 2, dated 24 July 2006. (Broken Hill Mining Division).

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

NOTICE is given that the following applications have been granted:

#### EXPLORATION LICENCE APPLICATIONS

(06-61)

No. 2645, now Exploration Licence No. 6597, BALRANALD GYPSUM PTY LTD (ACN 081 196 947), County of Manara, Map Sheet (7732), area of 2 units, for Group 2, dated 13 July 2006, for a term until 12 July 2008.

(06-70)

No. 2654, now Exploration Licence No. 6591, CAPITAL MINING PTY LTD (ACN 104 551 171), County of Gipps, Map Sheet (8430), area of 23 units, for Group 1, dated 29 June 2006, for a term until 28 June 2008.

(06-89)

No. 2672, now Exploration Licence No. 6577, CROSSLAND RESOURCES LTD (ACN 114 187 978), Counties of Darling and Murchison, Map Sheet (9037, 9038), area of 55 units, for Group 1, dated 23 June 2006, for a term until 22 June 2008.

(06-90)

No. 2673, now Exploration Licence No. 6578, BLACK RANGE MINERALS LIMITED (ACN 009 079 047), County of Buckland, Map Sheet (9035), area of 100 units, for Group 1, dated 23 June 2006, for a term until 22 June 2008.

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

NOTICE is given that the following application has been withdrawn:

#### EXPLORATION LICENCE APPLICATION

(06-4085)

No. 2790, PANGAEA MINERALS PTY LIMITED (ACN 120 631 316), County of Evelyn, County of Fitzgerald, County of Killara, County of Landsborough and County of Yantara, Map Sheet (7337, 7637, 7737). Withdrawal took effect on 18 July 2006.

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

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

(T98-1093)

Exploration Licence No. 5514, GATEWAY MINING NL (ACN 008 402 391), area of 186 units. Application for renewal received 20 July 2006.

(T99-0224)

Exploration Licence No. 5764, PLATSEARCH NL (ACN 003 254 395) and EAGLEHAWK GEOLOGICAL CONSULTING PTY LTD (ACN 061 324 454), area of 16 units. Application for renewal received 19 July 2006.

(T99-0226)

Exploration Licence No. 5765, PLATSEARCH NL (ACN 003 254 395) and EAGLEHAWK GEOLOGICAL CONSULTING PTY LTD (ACN 061 324 454), area of 24 units. Application for renewal received 19 July 2006.

(T02-0067)

Exploration Licence No. 5977, MALACHITE RESOURCES NL (ACN 075 613 268), area of 32 units. Application for renewal received 25 July 2006.

(T02-0064)

Exploration Licence No. 5991, HERALD RESOURCES LIMITED (ACN 008 672 071), area of 24 units. Application for renewal received 20 July 2006.

(04-511)

Exploration Licence No. 6282, Bruce MYLES, area of 25 units. Application for renewal received 18 July 2006.

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

**RENEWAL OF CERTAIN AUTHORITIES**

NOTICE is given that the following authorities have been renewed:

(04-3153)

Authorisation No. 171, MT ARTHUR COAL PTY LIMITED (ACN 000 181 902), County of Durham, Map Sheet (9033), area of 399 hectares, for a further term until 25 November 2010. Renewal effective on and from 13 July 2006.

(C90-0891)

Authorisation No. 437, MT ARTHUR COAL PTY LIMITED (ACN 000 181 902), County of Durham, Map Sheet (9033), area of 136 hectares, for a further term until 4 March 2010. Renewal effective on and from 18 July 2006.

(T01-0154)

Exploration Licence No. 5920, SILVER STANDARD AUSTRALIA PTY LIMITED (ACN 009 250 051), Counties of Phillip and Roxburgh, Map Sheet (8832), area of 32 units, for a further term until 29 January 2008. Renewal effective on and from 6 July 2006.

(T03-1008)

Exploration Licence No. 6226, BIG SKY HOLDINGS PTY LIMITED (ACN 108 476 384), Counties of Cunningham and Kennedy, Map Sheet (8432), area of 61 units, for a further term until 5 April 2008. Renewal effective on and from 20 July 2006.

(T86-0335)

Exploration (Prospecting) Licence No. 1103, Robert Patrick HEWETT, County of Hawes, Map Sheet (9234), area of 4 units, for a further term until 30 January 2008. Renewal effective on and from 13 July 2006.

**PETROLEUM EXPLORATION LICENCE**

(C91-0613)

No. 6, EASTERN ENERGY AUSTRALIA PTY LTD (ACN 009 321 662), area of 72 blocks, for a further term until 8 December 2009. Renewal effective on and from 19 June 2006.

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

# Roads and Traffic Authority

## ROAD TRANSPORT (GENERAL) ACT 2005

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

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

RICHARD COLLEY,  
General Manager,  
Bankstown City Council  
(by delegation from the Minister for Roads)  
12 July 2006

### SCHEDULE

**1. Citation**

This Notice may be cited as the Bankstown City Council 25 Metre B-Double Route Notice No. 1/2006.

**2. Commencement**

This Notice takes effect on the date of gazettal.

**3. Effect**

This Notice remains in force until 31 December 2006, unless it is amended or repealed earlier.

**4. Application**

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

**5. Routes**

6 month trial.

Type	Road Name	Starting Point	Finishing Point
25.	Edgar Street, Condell Park.	Milperra Road.	Ilma Street.
25.	Ilma Street.	Edgar Street.	Willfox Street.
25.	Willfox Street.	Ilma Street.	Exit via Ilma Street.

**ROAD TRANSPORT (GENERAL) ACT 2005**

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

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

GREG WRIGHT,  
General Manager,  
The Council of Camden  
(by delegation from the Minister for Roads)  
26 July 2006

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

This Notice may be cited as the Council of Camden 25 Metre B-Double Route Notice No. 1/2006.

**2. Commencement**

This Notice takes effect on the date of gazettal.

**3. Effect**

This Notice remains in force until 13 August 2006, unless it is amended or repealed earlier.

**4. Application**

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

**5. Routes**

Type	Road Name	Starting Point	Finishing Point
25.	Cobbitty Road, Oran Park.	The Northern Road.	Oran Park Motorsport.

**ROADS ACT 1993**

Notice of Dedication of Land as Public Road at  
Kellyville and Stanhope Gardens in the  
Blacktown City Council area

THE Roads and Traffic Authority of New South Wales, by its delegate, dedicates the land described in the schedule below as public road under section 10 of the Roads Act 1993.

T D Craig  
Manager, Compulsory Acquisition & Road Dedication  
Roads and Traffic Authority of New South Wales

**SCHEDULE**

All those pieces or parcels of land situated in the Blacktown City Council area, Parish of Gidley and County of Cumberland, shown as:

Lot 12 Deposited Plan 1034234;

Lot 86 Deposited Plan 1015083;

Lot 2 Deposited Plan 502651;

Lot 2039 Deposited Plan 1002271;

Lot 223 Deposited Plan 1001156; and

Lot 31 Deposited Plan 844963.

(RTA Papers: FPP 40.1161; RO 40.1161)

**ROADS ACT 1993**

Notice of Dedication of Land as Public Road at  
Port Macquarie in the Port Macquarie-Hastings Council area

THE Roads and Traffic Authority of New South Wales, by its delegate, dedicates the land described in the schedule below as public road under section 10 of the Roads Act 1993.

T D Craig  
Manager, Compulsory Acquisition & Road Dedication  
Roads and Traffic Authority of New South Wales

**SCHEDULE**

ALL that piece or parcel of land situated in the Port Macquarie-Hastings Council area, Parish of Macquarie and County of Macquarie, shown as Lot 1 Deposited Plan 593884.

(RTA Papers: FPP 11/196.1332)

**ROADS ACT 1993**

Notice of Dedication of Land as Public Road  
at Baulkham Hills in the Blacktown City Council area

THE Roads and Traffic Authority of New South Wales, by its delegate, dedicates the land described in the schedule below as public road under section 10 of the Roads Act 1993.

T D Craig  
Manager, Compulsory Acquisition & Road Dedication  
Roads and Traffic Authority of New South Wales

**SCHEDULE**

ALL those pieces or parcels of land situated in the Blacktown City Council area, Parish of Prospect and County of Cumberland, shown as:

Lot 13 Deposited Plan 861662; and

Lots 5 and 6 Deposited Plan 1036602.

(RTA Papers: 40.1206)

**ROADS ACT 1993****SCHEDULE 3**

Order - Sections 46, 49, 54 and 67

Between the points A and B;

Port Stephens Council area

between the points C and D; and

Declaration as a Controlled Access Road  
of part of the Pacific Highway at Karuah

between the points E and F, all shown in RTA Plan 0010  
362 AC 2822.

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

(RTA Papers: FPP M4623; RO 10/362.1573)

1. dedicate as public road the land described in Schedule 1  
under;
2. declare to be a main road the said public road described  
in Schedule 1 and the public road described in Schedule  
2 under;
3. declare to be a controlled access road the said main road  
described in Schedules 1 and 2;
4. declare that access to the said controlled access road is  
restricted; and
5. specify in Schedule 3 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**

—————  
**SCHEDULE 1**

ALL those pieces or parcels of land situated in the Port  
Stephens Council area, Parish of Tarean and County of  
Gloucester, shown as:

Lot 5 Deposited Plan 877669; and

Lots 14, 15 and 16 Deposited Plan 1024343.

The above Lots comprise the whole of the land in the  
correspondingly numbered Certificates of Title and are all  
shown in RTA Plan 0010 362 AC 2822.

—————  
**SCHEDULE 2**

ALL those pieces or parcels of land situated in the Port  
Stephens Council area, Parish of Tarean and County of  
Gloucester, shown as:

Lot 6 Deposited Plan 877669; and

Lots 17 and 18 Deposited Plan 1024343.

The above Lots are all shown in RTA Plan 0010 362 AC  
2822.

## Other Notices

### CASINO CONTROL ACT 1992

#### ORDER

PURSUANT to section 66(1) of the Casino Control Act 1992, the Casino Control Authority does, by this Order, approve the following amendments to the rules for the playing of the game of "Baccarat" in the casino operated by Star City Pty Limited under licence granted by the Casino Control Authority on 14 December 1994:

(1) Amendments to the rules for the playing of "Baccarat"

- (a) Baccarat sub-rules 10.4.6 and 10.4.7 are repealed and in substitution therefor, the following new sub-rules 10.4.6 and 10.4.7 are approved:

10.4.6 A wager on the Dragon Bonus Banker's Hand shall:

10.4.6.1 win if the point count total of the Banker's Hand forms a natural of eight or nine, and has a higher point count total than the Player's Hand; or

10.4.6.2 win if the point count total of the Banker's Hand does not form a natural and is four points higher than the Player's Hand; or

10.4.6.3 win if the point count total of the Banker's Hand does not form a natural and is five points higher than the Player's Hand; or

10.4.6.4 win if the point count total of the Banker's Hand does not form a natural and is six points higher than the Player's Hand; or

10.4.6.5 win if the point count total of the Banker's Hand does not form a natural and is seven points higher than the Player's Hand; or

10.4.6.6 win if the point count total of the Banker's Hand does not form a natural and is eight points higher than the Player's Hand; or

10.4.6.7 win if the point count total of the Banker's Hand does not form a natural and is nine points higher than the Player's Hand; or

10.4.6.8 be declared a standoff if the Banker's Hand and Player's Hand both form a natural with the same point count total;

but otherwise shall lose.

10.4.7 A wager on the Dragon Bonus Player's Hand shall:

10.4.7.1 win if the point count total of the Player's Hand forms a natural of eight or nine, and has a higher point count total than the Banker's Hand; or

10.4.7.2 win if the point count total of the Player's Hand does not form a natural and is four points higher than the Banker's Hand; or

10.4.7.3 win if the point count total of the Player's Hand does not form a natural and is five points higher than the Banker's Hand; or

10.4.7.4 win if the point count total of the Player's Hand does not form a natural and is six points higher than the Banker's Hand; or

10.4.7.5 win if the point count total of the Player's Hand does not form a natural and is seven points higher than the Banker's Hand; or

10.4.7.6 win if the point count total of the Player's Hand does not form a natural and is eight points higher than the Banker's Hand; or

10.4.7.7 win if the point count total of the Player's Hand does not form a natural and is nine points higher than the Banker's Hand; or

10.4.7.8 be declared a standoff if the Player's Hand and Banker's Hand both form a natural with the same point count total;

but otherwise shall lose.

This Order shall take effect on and from the date of publication.

Signed at Sydney, this 26th day of July 2006.

Brian Farrell,  
Chief Executive

(for and on behalf of the Casino Control Authority)

### CHARITABLE TRUSTS ACT 1993

Notice under Section 15  
Proposed Cy-Pres Scheme relating to the  
Estate of the late Catherine Nolan

SECTION 9(1) of the Charitable Trusts Act 1993, permits the application of property cy-pres where the spirit of the original trust can no longer be implemented.

On 30 January 2002, Catherine Nolan died. Ms Nolan's will dated 2 March 2001, had a codicil added, Clause 4, which stated "I give and bequeath the rest and residue of my estate to the RSL Retirement Village Trustees and the Cancer Research Institute..." The residue was \$350,000. The executors decided that \$5,000 should go to the RSL Retirement Village Trustees and the balance should go to the 'Cancer Research Institute'. There is no body in Australia known as the Cancer Research Institute.

Following enquiries made by the solicitor for the executor, nine Australian bodies concerned with cancer research advised that they wished to be considered potential recipients for the amount in question. The bodies were:

- (1) Peter MacCallum Cancer Institute;
- (2) Kolling Institute of Medical Research;
- (3) Walter and Eliza Hall Institute of Medical Research;
- (4) Prince Henry's Institute of Medical Research;

- (5) Westmead Institute of Cancer Research;
- (6) Centre for Health Research and Psych-oncology;
- (7) Ovarian Cancer Research Foundation;
- (8) The Garvan Institute;
- (9) The Australian Cancer Research Foundation (ACRF).

Submissions were received from seven bodies as well as from the Cancer Council and the Children's Cancer Institute Australia. The submissions were considered in terms of how closely they approximated the apparent intention of the testatrix in her original bequest, which was to benefit a body whose sole or at least primary function was to research all forms of cancer rather than medical research generally and rather than a specific type of cancer, and which focused on 'research' rather than treatment. The amount of money at issue means that it would not be practical to divide the sum, so a single beneficiary would need to be chosen.

While all the submitting bodies were considered worthy, the ACRF appeared to be most like the type of body that the testatrix was trying to benefit, because it is the only body whose sole focus is all types of cancer. The other bodies, for various reasons, were not deemed to be as close as the ACRF to the original purpose of the testatrix's bequest. A final advantage of the ACRF is that it provides bequests to many of the other competing bodies.

The Solicitor General has determined that this is an appropriate matter in which the Attorney General should approve a cy-pres scheme under section 12(1)(a) of the Charitable Trusts Act 1993. The proposed scheme enables the bequest in the codicil to the late Catherine Nolan's will to the 'Cancer Research Institute' be applied to another research body, being the Australian Cancer Research Foundation (ACRF).

Take note that within one month after the publication of this notice any person may make representations or suggestions to the Attorney General in respect of the proposed scheme.

A copy of the proposed scheme may be inspected, by appointment, during business hours at Level 9, Goodsell Building, 8-12 Chifley Square, Sydney. Please telephone (02) 9228 8102 for an appointment.

LAURIE GLANFIELD,  
Director General,  
Attorney General's Department  
21 July 2006

### CO-OPERATIVES ACT 1992

Notice under Section 601AB of the Corporations Act 2001 as applied by Section 325 of the Co-operatives Act 1992

NOTICE is hereby given that the Co-operatives mentioned below will be deregistered when two months have passed since the publication of this notice.

Binghi Aboriginal Arts & Crafts Co-operative Limited;  
Graffiti Busters Co-operative Limited.

Dated this 25th day of July 2006.

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

### CRIMINAL PROCEDURE REGULATION 2005

#### ORDER

I, ROBERT JOHN DEBUS, M.P., Attorney General, in pursuance of Clause 1 of Schedule 4 of the Criminal Procedure Regulation 2005, do, by this my Order, declare Mount Druitt Local Court to be a participating court for the circle sentencing intervention program referred to in Clause 19 of that Regulation.

Dated this 24th day of July 2006.

BOB DEBUS, M.P.,  
Attorney General

#### Explanatory Note

The object of this Order is to declare Mount Druitt Local Court to be a participating court for the circle sentencing intervention program established under Part 4 of Chapter 7 of the Criminal Procedure Act 1986.

This Order is made under the definition of participating court in Clause 1 of Schedule 4 of the Criminal Procedure Regulation 2005.

### ELECTRICITY SUPPLY ACT 1995

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

Country Energy

Notice of Compulsory Acquisition of Easement

North Creek Canal Power Line

COUNTRY ENERGY declares, with the approval of Her Excellency the Governor and the Executive Council that the interest in Land described in Schedule 2 to this notice is acquired over the land described in Schedule 1 by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purposes of the Electricity Supply Act 1995.

Dated at Sydney, this 28th day of July 2006.

CRAIG MURRAY,  
Managing Director

Country Energy,  
Level 25, 44 Market Street, Sydney NSW 2000.

#### SCHEDULE 1

Locality: Site of proposed easement for electricity purposes 20 metres wide over North Creek Canal depicted in DP 1087884.

L.G.A.: Ballina.

Title: North Creek Canal.

Parish: Ballina.

County: Rous.

#### SCHEDULE 2

Easement for electricity purposes 20 metres wide as set out in DP 1087884 and in Part C of Memorandum No. AA26009 registered at Land and Property Information.

**ENERGY AND UTILITIES ADMINISTRATION  
(WATER CONTRIBUTIONS) AMENDMENT ORDER  
2006**

I, DAVID CAMPBELL, M.P., Minister for Water Utilities, in pursuance of section 34J of the Energy and Utilities Administration Act 1987 and section 43 of the Interpretation Act 1987, make the following Order.

Dated at Sydney, this 26th day of July 2006.

DAVID CAMPBELL, M.P.,  
Minister for Water Utilities

**Explanatory note**

Section 34J of the Energy and Utilities Administration Act 1987, provides that the Minister may, by Order published in the *Government Gazette*, require any one or more State water agencies to make an annual contribution for a specified financial year to the Water Savings Fund.

On 26 May 2006, the Energy and Utilities Administration (Water Contributions) Order 2006, was made to require Gosford City Council and Wyong Shire Council to make an annual contribution to the Water Savings Fund for the financial year commencing 1 July 2006.

The purpose of this Order is to amend the Energy and Utilities Administration (Water Contributions) Order 2006, to require the Sydney Water Corporation to make an annual contribution of \$42.5 million to the Water Savings Fund for the financial year commencing 1 July 2006.

The annual contribution must be made by quarterly instalments by the first day of August 2006, November 2006, February 2007 and May 2007.

Energy and Utilities Administration (Water Contributions)  
Amendment Order 2006 under the Energy and Utilities  
Administration Act 1987

**1. Name of Order**

This Order is the Energy and Utilities Administration (Water Contributions) Amendment Order 2006.

**2. Commencement**

This Order commences on the day on which it is published in the *New South Wales Government Gazette*.

**3. Amendment**

The Energy and Utilities Administration (Water Contributions) Order 2006, is amended as set out in Schedule 1.

SCHEDULE 1

[1] 6. Time for payment

Insert "for Gosford City Council and Wyong Shire Council" after "annual contribution" where first occurring in Clause 6.

Insert the following sub-clause:

"The annual contribution for Sydney Water Corporation is to be paid by quarterly instalments, with \$9 million payable on or before the first day of August 2006, \$10.5 million payable on or before the first day of November 2006, \$12.5 million payable on or before the first day of February 2007 and \$10.5 million payable on or before the first day of May 2007.

[2] Schedule 1 Column 1

Insert "Sydney Water Corporation" at the end of Column 1 in Schedule 1.

[3] Schedule 1 Column 2

Insert "\$42,500,000.00" at the end of Column 2 in Schedule 1.

**GEOGRAPHICAL NAMES ACT 1966**

Notice of Discontinuance of a Geographical Name

PURSUANT to the provisions of section 14 of the Geographical Names Act 1966, the Geographical Names Board hereby notifies that it has this day DISCONTINUED the name "Yarras Public School" which was assigned with the designation of School, Folio 70, on the 10 January 1969.

WARWICK WATKINS,  
Chairman

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

**GEOGRAPHICAL NAMES ACT 1966**

Notice of proposal to Amend Address Locality Names and Boundaries within the Wyong 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 amend address locality boundaries in the Wyong Local Government Area as shown on map GNB3527-1-B.

The proposed amendments will enable the creation of a new address locality called Kingfisher Shores.

The proposed boundaries for the new address locality of Avonside are shown on map GNB3527-1-B may be viewed at Wyong Shire Council Administration Centre, Corner Hely Street and Anzac Avenue, Wyong, Chain Valley Bay General Store and at the office of the Geographical Names Board, Land and Property Information, 346 Panorama Avenue, Bathurst NSW 2795. for a period of one month from date of this notice.

Details of this proposal may also be viewed on the Boards web sit at [www.gnb.nsw.gov.au](http://www.gnb.nsw.gov.au).

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 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: Catalina Bay.  
 Designation: Bay.  
 L.G.A.: Lake Macquarie City Council.  
 Parish: Awaba.  
 County: Northumberland.  
 L.P.I. Map: Swansea.  
 1:100,000 Map: Lake Macquarie 9231.  
 Reference: GNB 5109.

Proposed Name: Sinclair Beach.  
 Designation: Beach.  
 L.G.A.: Pittwater Council.  
 Parish: Broken Bay.  
 County: Cumberland.  
 L.P.I. Map: Broken Bay.  
 1:100,000 Map: Sydney 9130.  
 Reference: GNB 5112.

Proposed Name: Blue Wren Creek.  
 Designation: Creek.  
 L.G.A.: Newcastle City Council.  
 Parish: Kahibah.  
 County: Northumberland.  
 L.P.I. Map: Wallsend.  
 1:100,000 Map: Newcastle 9232.  
 Reference: GNB 5116.

Proposed Name: Nelson Square.  
 Designation: Reserve.  
 L.G.A.: Holroyd City Council.  
 Parish: Prospect.  
 County: Cumberland.  
 L.P.I. Map: Prospect.  
 1:100,000 Map: Penrith 9030.  
 Reference: GNB 5098.

Proposed Name: Crawchie Creek.  
 Designation: Creek.  
 L.G.A.: Newcastle City Council.  
 Parish: Hexham.  
 County: Northumberland.  
 L.P.I. Map: Wallsend.  
 1:100,000 Map: Newcastle 9232.  
 Reference: GNB 5116.

Proposed Name: Driftway Reserve.  
 Designation: Reserve.  
 L.G.A.: Holroyd City Council.  
 Parish: Prospect.  
 County: Cumberland.  
 L.P.I. Map: Prospect.  
 1:100,000 Map: Penrith 9030.  
 Reference: GNB 5098.

Proposed Name: Durawi 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 5108.

Proposed Name: Grey Box Reserve.  
 Designation: Reserve.  
 L.G.A.: Holroyd City Council.  
 Parish: Prospect.  
 County: Cumberland.  
 L.P.I. Map: Prospect.  
 1:100,000 Map: Penrith 9030.  
 Reference: GNB 5098.

Proposed Name: Mujar Bija Reserve.  
 Designation: Reserve.  
 L.G.A.: Blacktown City Council.  
 Parish: Prospect.  
 County: Cumberland.  
 L.P.I. Map: Prospect.  
 1:100,000 Map: Penrith 9030.  
 Reference: GNB 5108.

Proposed Name: Dirrabari Reserve.  
 Designation: Reserve.  
 L.G.A.: Holroyd City Council.  
 Parish: Prospect.  
 County: Cumberland.  
 L.P.I. Map: Prospect.  
 1:100,000 Map: Penrith 9030.  
 Reference: GNB 5098.

Proposed Name: Griffin Park.  
 Designation: Reserve.  
 L.G.A.: Pittwater Council.  
 Parish: Narrabeen.  
 County: Cumberland.  
 L.P.I. Map: Mona Vale.  
 1:100,000 Map: Sydney 9130.  
 Reference: GNB 5105.

Proposed Name: Wittama Park.  
 Designation: Reserve.  
 L.G.A.: Holroyd City Council.  
 Parish: Prospect.  
 County: Cumberland.  
 L.P.I. Map: Prospect.  
 1:100,000 Map: Penrith 9030.  
 Reference: GNB 5098.

Proposed Name: Bothams Beach.  
 Designation: Beach.  
 L.G.A.: Pittwater Council.  
 Parish: Narrabeen.  
 County: Cumberland.  
 L.P.I. Map: Mona Vale.  
 1:100,000 Map: Sydney 9130.  
 Reference: GNB 5105.

Proposed Name: Sir Roden Cutler VC Memorial  
 Interchange.  
 Designation: Landmark.  
 L.G.A.: Liverpool.  
 Parish: St Luke.  
 County: Cumberland.  
 L.P.I. Map: Liverpool.  
 1:100,000 Map: Penrith 9030.  
 Reference: GNB 5074.

Proposed Name: Owl Park.  
 Designation: Reserve.  
 L.G.A.: Wyong Shire Council.  
 Parish: Munmorah.  
 County: Northumberland.  
 L.P.I. Map: Wyong.  
 1:100,000 Map: Gosford 9131.  
 Reference: GNB 5114.

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

Proposed Name: Stanhope Gardens Reserve.  
 Designation: Reserve.  
 L.G.A.: Blacktown City Council.  
 Parish: Gidley.  
 County: Cumberland.  
 L.P.I. Map: Riverstone.  
 1:100,000 Map: Penrith 9030.  
 Reference: GNB 5113.

#### HEALTH ADMINISTRATION ACT 1982

Authority under Section 23

I, JOHN HATZISTERGOS, M.L.C., Minister for Health, do by this Order under section 23 of the Health Administration Act 1982, authorise the NSW Special Committee Investigating Deaths Associated with Surgery, a Committee established under section 20 of the Health Administration Act 1982, to conduct research and investigations into morbidity and mortality in NSW relating to deaths associated with surgery. Pursuant to section 23(7) of that Act I further authorise that the privilege arising from this authority shall apply on and from 26 May 1994, being the date on which that Committee was established.

This Authority repeals and replaces any previous Authority made in respect of the Committee.

Signed this 19th day of July 2006.

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

Proposed Name: Pauline Fields Park.  
 Designation: Reserve.  
 L.G.A.: Penrith City Council.  
 Parish: Mulgoa.  
 County: Cumberland.  
 L.P.I. Map: Penrith.  
 1:100,000 Map: Penrith 9030.  
 Reference: GNB 5111.

#### HEALTH ADMINISTRATION ACT 1982

Authority under Section 23

I, JOHN HATZISTERGOS, M.L.C., Minister for Health, do by this Order under section 23 of the Health Administration Act 1982, authorise the NSW Health Reportable Incident Review Committee to conduct research and investigations into morbidity and mortality in NSW relating to certain adverse clinical incidents within NSW. Pursuant to section 23(7) of that Act I further authorise that the privilege arising from this authority shall apply on and from 14 December 2004, being the date on which that Committee was established.

Signed this 19th day of July 2006.

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

Proposed Name: Paradise Reserve.  
 Designation: Reserve.  
 L.G.A.: City of Sydney Council.  
 Parish: St Andrew.  
 County: Cumberland.  
 L.P.I. Map: Parramatta River.  
 1:100,000 Map: Sydney 9130.  
 Reference: GNB 5115.

Proposed Name: The Hills Centenary Park.  
 Designation: Reserve.  
 L.G.A.: Baulkham Hills.  
 Parish: Castle Hill.  
 County: Cumberland.  
 L.P.I. Map: Riverstone.  
 1:100,000 Map: Penrith 9030.  
 Reference: GNB 5107.

Proposed Name: Bruce Purser Reserve.  
 Designation: Reserve.  
 L.G.A.: Baulkham Hills.  
 Parish: Castle Hill.  
 County: Cumberland.  
 L.P.I. Map: Riverstone.  
 1:100,000 Map: Penrith 9030.  
 Reference: GNB 5107.

#### LOCAL GOVERNMENT ACT 1993

Decrease in Number of Councillors  
 Broken Hill City Council

I, KERRY HICKEY, M.P., Minister for Local Government, in pursuance of sections 224A and 294A of the Local Government Act 1993, do hereby approve of the number of councillors of the Broken Hill City Council being decreased from twelve to ten.

Provided:

1. The decrease does not take place until the next ordinary election of the Council.

Proposed Name: Tuabilli Park.  
 Designation: Reserve.  
 L.G.A.: Blacktown City Council.  
 Parish: Prospect.  
 County: Cumberland.  
 L.P.I. Map: Prospect.  
 1:100,000 Map: Penrith 9030.  
 Reference: GNB 5108.

2. A casual vacancy in civic office occurring during the period starting from the date of this approval and until the next ordinary election is not to be filled unless the vacancy would cause the number of councillors of the Council to become less than ten.

Dated this 17th day of July 2006.

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

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#### NATIONAL PARKS AND WILDLIFE ACT 1974

Cuumbeun Nature Reserve  
Stony Creek Nature Reserve  
Wanna Wanna Nature Reserve  
Bungabbee and Muckleewee Mountain Nature Reserves  
Lennox Head Aboriginal Area  
Big Scrub Nature Reserves

Plans of Management

PLANS of management for Cuumbeun, Stony Creek and Wanna Wanna Nature Reserves were adopted by the Minister for the Environment on 31 May 2006.

A plan of management for Bungabbee and Muckleewee Mountain Nature Reserves was adopted by the Minister on 29 June 2006 and a plan of management for Lennox Head Aboriginal Area was adopted by the Minister on 6 July 2006.

Amendments to the plan of management for the Big Scrub Nature Reserves were adopted by the Minister on 17 July 2006.

Copies of the Cuumbeun, Stony Creek and Wanna Wanna plans may be obtained from the NPWS Offices at 6 Rutledge Street, Queanbeyan (telephone: 6299 2929) and 7A Adelong Street, Tumut (telephone: 6947 7000). Copies of the Bungabbee and Muckleewee Mountain plan, the Lennox Head plan and the Big Scrub Amendments may be obtained from the NPWS Office at 75 Main Street, Alstonville NSW 2477 (telephone: 6627 0200). 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).

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#### NATIONAL PARK ESTATE (SOUTHERN REGION RESERVATIONS) ACT 2000

Order to Exclude an Access Road from Jervis Bay National Park and to Reserve all Other Access Roads as part of Jervis Bay National Park

I, ROBERT DEBUS, M.P., Minister for the Environment, being the Minister administering the National Parks and Wildlife Act 1974, in accordance with the National Park Estate (Southern Region Reservations) Act 2000 and with the concurrence of the Minister administering the Forestry Act 1916, by this my Order declare, under Schedule 7(6)(a) and (b):

1. The access road described in the Schedule hereunder are excluded from the reservation of Jervis Bay National Park and are vested in the Minister administering the National Parks and Wildlife Act 1974.

2. All other access roads not so excluded, or previously excluded by order, are reserved as part of Jervis Bay National Park.

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

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#### SCHEDULE

County of St Vincent, Parish of Bherwerre, City of Shoalhaven, being the road known as Naval College Road within the land designated as 90-01 on the diagram catalogued as Misc R 00087 (Third Edition) in the Parks and Wildlife Division of the Department of Environment and Conservation and subject to survey.

Note: Any section of Naval College Road constructed upon the public road reserve at the commencement of this Act, is not vested in the Minister.

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#### POISONS AND THERAPEUTIC GOODS ACT 1966

Restoration of Drug Authority

IN accordance with the provisions of Clause 171(1) of the Poisons and Therapeutic Goods Regulation 2002, a direction has been issued that the order prohibiting Ms Maryanne FIELD, "SAFARI", Mingaletta Road, Kundabung NSW 2441, as a nurse from having possession of and supplying drugs of addiction as authorised by Clauses 101 and 103 of the Regulation shall cease to operate from 28 July 2006.

ROBYN KRUK,  
Director-General

Department of Health, New South Wales,  
Sydney, 24 July 2006.

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#### POISONS AND THERAPEUTIC GOODS ACT 1966

ERRATUM

THE notice that appeared under the above heading in *Government Gazette* No. 93, Folio 5817, dated 21 July 2006, was incorrect. The following notice replaces that in full.

#### 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 Alfred RENIGERIS of 122 Station Street, Wentworthville NSW 2145, prohibiting him until further notice, as a medical practitioner from supplying or having possession of 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 24 July 2006.

ROBYN KRUK,  
Director-General

Department of Health, New South Wales,  
Sydney, 19 July 2006.

**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 Peter Nicholas Watts ROBINSON of 52/252 Willoughby Road, Naremburn NSW 2065, 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 24 July 2006.

ROBYN KRUK,  
Director-General

Department of Health, New South Wales,  
Sydney, 19 July 2006.

**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 Gopal Chandra MUKHERJEE of Fairfield District Medical Centre, 147 Polding Street, Fairfield NSW 2165, 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 28 July 2006.

ROBYN KRUK,  
Director-General

Department of Health, New South Wales,  
Sydney, 25 July 2006.

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

Notification of Approval of Authorised Deposit-Taking Institution

I, LYN BAKER, Commissioner for Fair Trading, pursuant to section 87 of the Property, Stock and Business Agents Act 2002, have approved the authorised deposit-taking institution listed in the Schedule below for the purposes of Part 7 of the Act.

## SCHEDULE

Sydney Credit Union.

Dated this 13th day of July 2006.

LYN BAKER,  
Commissioner for Fair Trading,  
Office of Fair Trading,  
Department of Commerce

**RURAL FIRES ACT 1997**

Local Bush Fire Danger Period Variation

PURSUANT to section 82 of the Rural Fires Act 1997, as amended, the Commissioner of the NSW Rural Fire Service, following consultation with the local stakeholders, declares the following Local Bush Fire Danger Period Variation:

Area of Variation:

Shoalhaven City Council.

The Local Bush Fire Danger period has been extended for the period 1 September until 30 September each year.

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

MARK CROSWELLER, AFSM,  
Assistant Commissioner,  
Executive Director,  
Operations and Regional Management

**RURAL FIRES ACT 1997**

Local Bush Fire Danger Period Variation

PURSUANT to section 82 of the Rural Fires Act 1997, as amended, the Commissioner of the NSW Rural Fire Service, following consultation with the local stakeholders, declares the following Local Bush Fire Danger Period Variation:

Area of Variation:

Boorowa Council;  
Cootamundra Shire Council;  
Harden Shire Council; and  
Young Shire Council.

The Local Bush Fire Danger period has been extended for the period 1 April until 30 April each year.

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

MARK CROSWELLER, AFSM,  
Assistant Commissioner,  
Executive Director,  
Operations and Regional Management

**2006 ELECTION OF FIVE (5) MEMBERS TO THE DENTAL BOARD**

FOLLOWING the close of poll at Noon, Thursday, 29 June 2006, the following persons are declared elected to the Dental Board of NSW.

John HIGHFIELD;  
John DALE;  
John LOCKWOOD;  
David SYKES; and  
Chris GRIFFITHS.

COLIN BARRY,  
Returning Officer

NATIONAL PARK ESTATE (SOUTHERN REGION RESERVATIONS) ACT, 2000

**ORDER TO EXCLUDE TWO ACCESS ROADS FROM WOGAMIA NATURE RESERVE AND TO RESERVE ALL OTHER ACCESS ROADS AS PART OF WOGAMIA NATURE RESERVE**

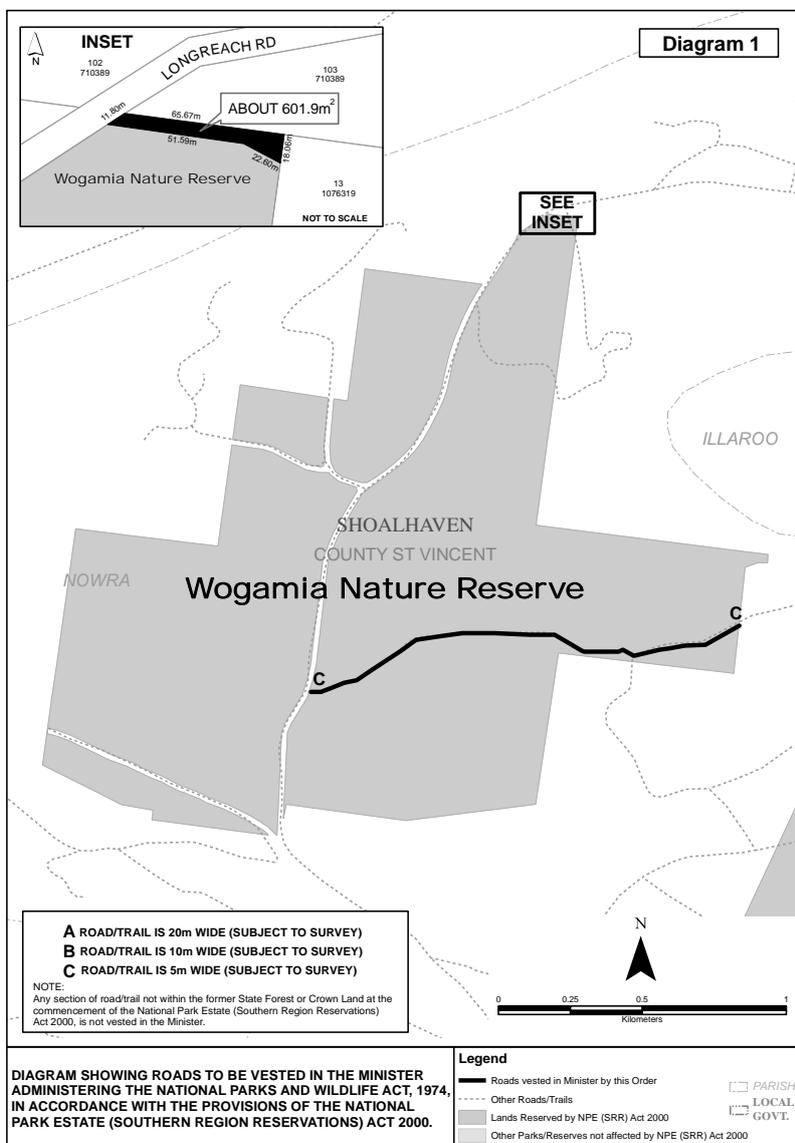
I, Robert Debus, Minister for the Environment, being the Minister administering the National Parks and Wildlife Act 1974, in accordance with the National Park Estate (Southern Region Reservations) Act 2000 and with the concurrence of the Minister administering the Forestry Act 1916, by this my order declare, under Schedule 7 (6) (a)&(b):-

1. The access roads described in the Schedule hereunder are excluded from the reservation of Wogamia Nature Reserve and are vested in the Minister administering the National Parks & Wildlife Act 1974.
2. All other access roads not so excluded are reserved as part of Wogamia Nature Reserve.

Bob Debus  
Minister for the Environment

**SCHEDULE**

County of St Vincent, Parish of Nowra, City of Shoalhaven, being the roads shown by heavy black lines in the diagram following;



NATIONAL PARK ESTATE (SOUTHERN REGION RESERVATIONS) ACT, 2000

ORDER TO EXCLUDE AN ACCESS ROAD FROM JERRAWANGALA NATIONAL PARK AND TO RESERVE ALL OTHER ACCESS ROADS AS PART OF JERRAWANGALA NATIONAL PARK

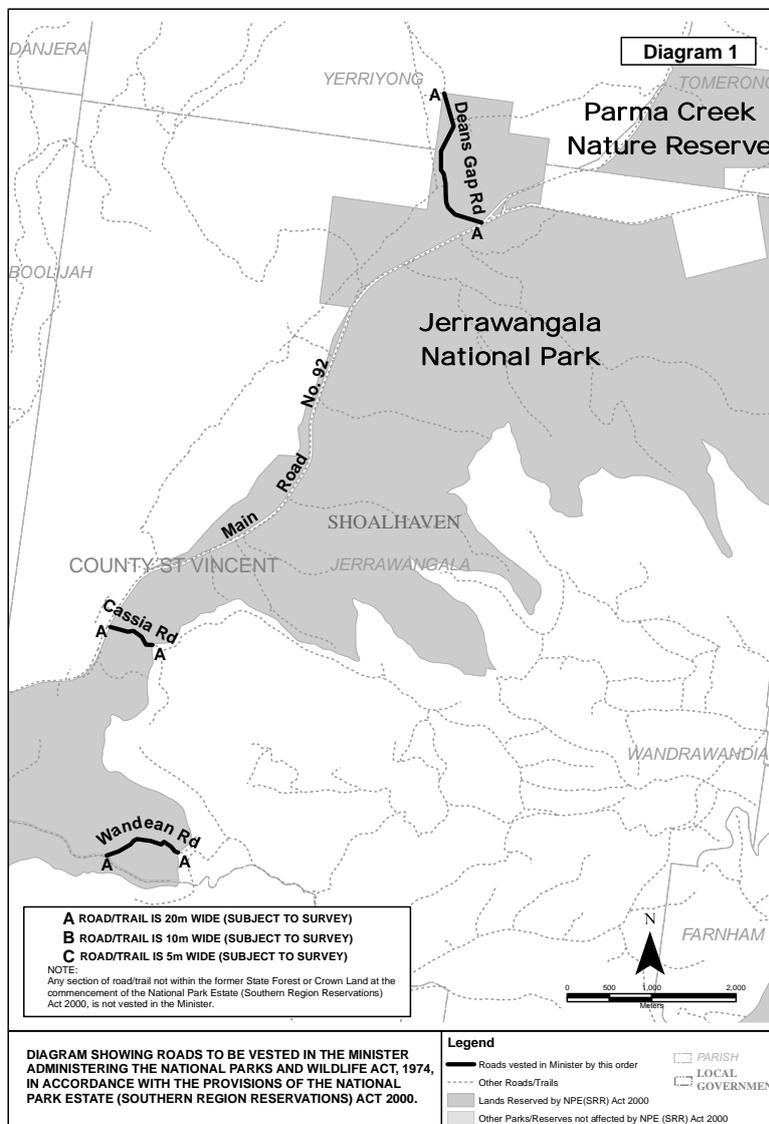
I, Robert Debus, Minister for the Environment, being the Minister administering the National Parks and Wildlife Act 1974, in accordance with the National Park Estate (Southern Region Reservations) Act 2000 and with the concurrence of the Minister administering the Forestry Act 1916, by this my order declare, under Schedule 7 (6) (a)&(b):-

1. The access roads described in the Schedule hereunder are excluded from the reservation of Jerrawangala National Park and are vested in the Minister administering the National Parks & Wildlife Act 1974.
2. All other access roads within Jerrawangala National Park not so excluded are reserved as part of Jerrawangala National Park.

Bob Debus  
Minister for the Environment

SCHEDULE

County of St Vincent, Parish of Jerrawangala, City of Shoalhaven, being the roads shown by heavy black line in the diagram following.



NATIONAL PARK ESTATE (SOUTHERN REGION RESERVATIONS) ACT, 2000

ORDER TO EXCLUDE AN ACCESS ROAD FROM BIMBERAMALA NATIONAL PARK AND TO RESERVE ALL OTHER ACCESS ROADS AS PART OF BIMBERAMALA NATIONAL PARK

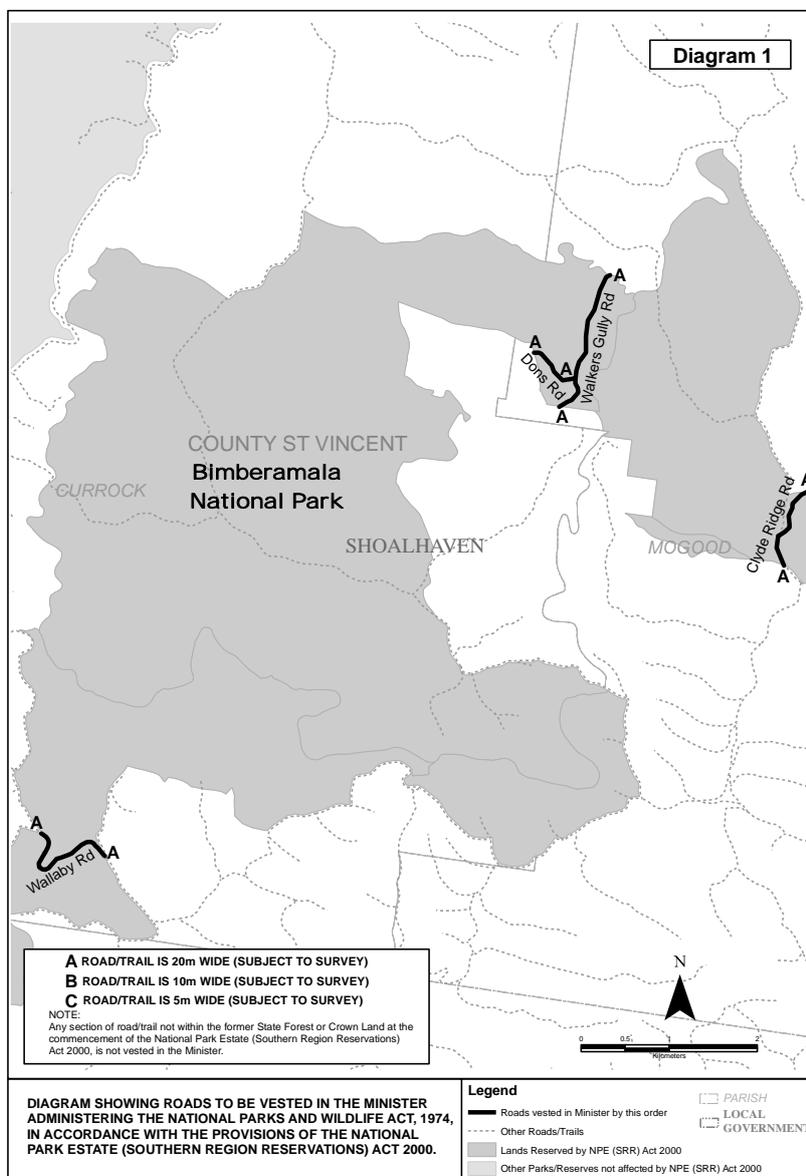
I, Robert Debus, Minister for the Environment, being the Minister administering the National Parks and Wildlife Act 1974, in accordance with the National Park Estate (Southern Region Reservations) Act 2000 and with the concurrence of the Minister administering the Forestry Act 1916, by this my order declare, under Schedule 7 (6) (a)&(b):-

1. The access roads described in the Schedule hereunder are excluded from the reservation of Bimberamala National Park and are vested in the Minister administering the National Parks & Wildlife Act 1974.
2. All other access roads within Bimberamala National Park not so excluded are reserved as part of Bimberamala National Park.

Bob Debus  
Minister for the Environment

SCHEDULE

County of St Vincent, Parishes of Currock and Mogood, City of Shoalhaven, being the roads shown by heavy black line in the diagram following.



**NATIONAL PARK ESTATE (SOUTHERN REGION RESERVATIONS) ACT, 2000****ORDER TO EXCLUDE AN ACCESS ROAD FROM BAMARANG NATURE RESERVE  
AND TO RESERVE ALL OTHER ACCESS ROADS AS PART OF BAMARANG  
NATURE RESERVE**

I, Robert Debus, Minister for the Environment, being the Minister administering the National Parks and Wildlife Act 1974, in accordance with the National Park Estate (Southern Region Reservations) Act 2000 and with the concurrence of the Minister administering the Forestry Act 1916, by this my order declare, under Schedule 7 (6) (a)&(b):-

1. The access roads described in the Schedule hereunder are excluded from the reservation of Bamarang Nature Reserve and are vested in the Minister administering the National Parks & Wildlife Act 1974.
2. All other access roads within Bamarang Nature Reserve not so excluded are reserved as part of Bamarang Nature Reserve.

Bob Debus  
Minister for the Environment

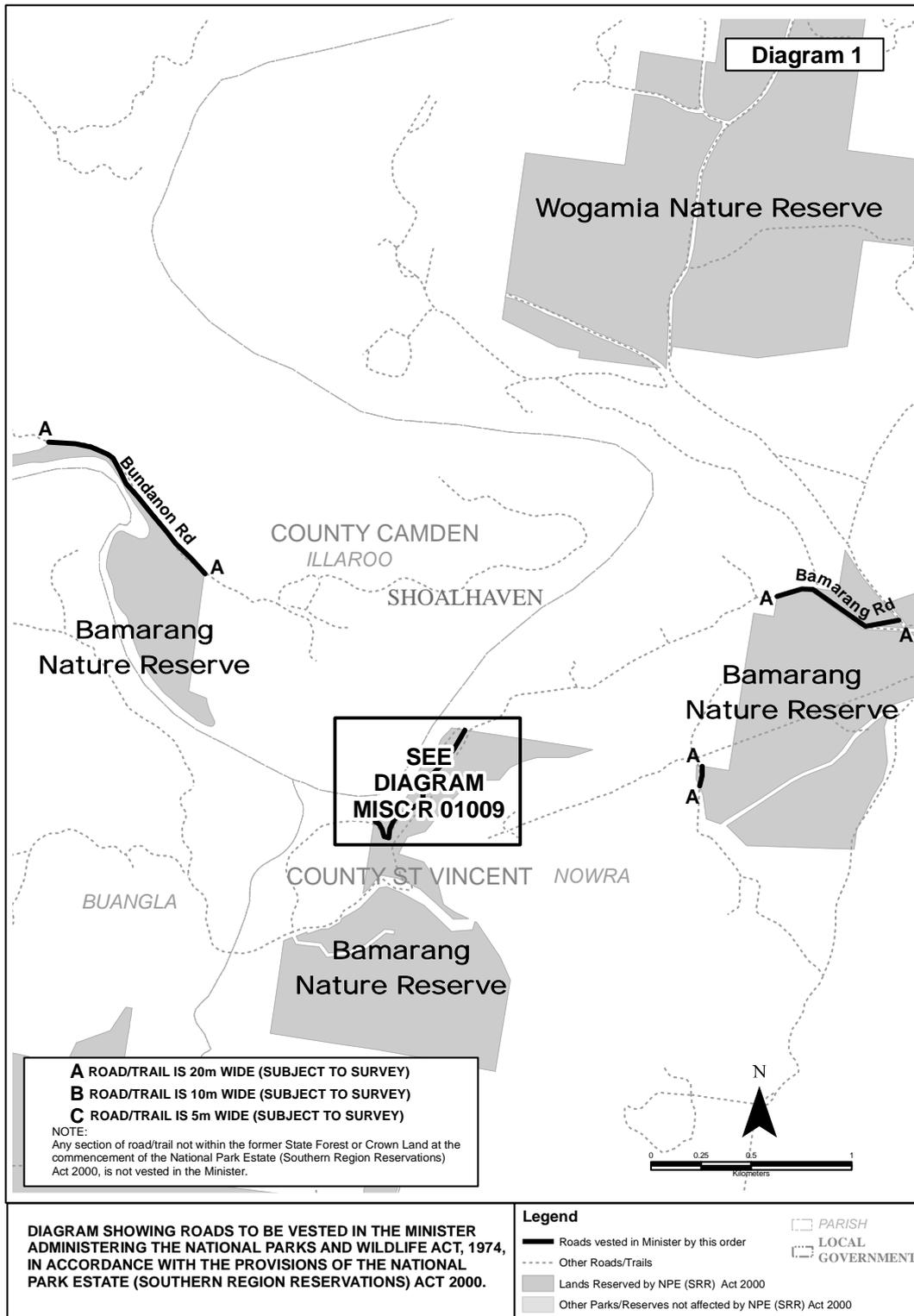
***SCHEDULE***

County of St Vincent, Parishes of Nowra and Illaroo, City of Shoalhaven, being the roads shown by heavy black line in the following diagram numbered 1 and lot 2 in miscellaneous plan R01009 held in the Parks and Wildlife Division of the Department of Environment and Conservation.

**Note**

Any section of a road constructed upon the adjoining public road reserve at the commencement of this Act, is not vested in the Minister.

Road widths are measured from the centreline of the constructed road as at 1 January 2001.





## Workers Compensation (Osteopathy Fees) Order 2006

under the

### Workers Compensation Act 1987

I, JON BLACKWELL, Chief Executive Officer of the WorkCover Authority of New South Wales, pursuant to section 61 of the *Workers Compensation Act 1987*, make the following Order.

Dated this 25th day of July 2006.

JON BLACKWELL  
Chief Executive Officer  
WorkCover Authority

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#### Explanatory Note

Treatment by a registered osteopath is one of the categories of medical or related treatment covered under the Workers Compensation Act 1987. This Order sets the maximum fees for which an employer is liable under the Act for treatment by an osteopath of an injured worker's work related injury.

Schedule A to this Order provides for maximum fees for osteopaths generally. Schedule B to this Order provides for higher maximum fee levels for WorkCover approved osteopaths. WorkCover approved osteopaths are those who have participated in training courses approved or run by WorkCover.

This Order also makes provision for Osteopathic Management Plans and the approval by workers compensation insurers of certain osteopathic services.

#### 1. Name of Order

This Order is the *Workers Compensation (Osteopathy Fees) Order 2006 No 1*

#### 2. Commencement

This Order commences on the date of its publication in the Government Gazette of the State of New South Wales.

#### 3. Application of Order

This Order applies to treatment provided on or after the date of commencement, whether it relates to an injury received before, on or after that date.

#### 4. Maximum fees for osteopathy treatment generally

- (1) The maximum fee amount for which an employer is liable under the Act for treatment of an injured worker by an osteopath, being treatment of a type specified in Column 1 of Schedule A to this Order, is the corresponding amount specified in Column 2 of that Schedule.

- (2) If it is reasonably necessary for an osteopath to provide treatment of a type specified in any of items 7 to 11 in Schedule A at the worker's home, the maximum fee amount for which an employer would otherwise be liable under the Act for that type of treatment is increased by an amount calculated at the rate per kilometre (for the number of kilometres of travel reasonably involved) specified for item 14 in Column 2 of Schedule A.
- (3) This clause does not apply to treatment by a WorkCover approved osteopath.

#### **5. Higher maximum fees for treatment by WorkCover approved osteopaths**

- (1) The maximum fee amount for which an employer is liable under the Act for treatment of an injured worker by an osteopath, who is a WorkCover approved osteopath, being treatment of a type specified in Column 1 of Schedule B to this Order, is the corresponding amount specified in Column 2 of that Schedule.
- (2) If it is reasonably necessary for a WorkCover approved osteopath to provide treatment of a type specified in any of items 21 to 25 in Schedule B at the worker's home, the maximum fee amount for which an employer would otherwise be liable under the Act for that type of treatment is increased by an amount calculated at the rate per kilometre (for the number of kilometres of travel reasonably involved) specified for item 28 in Column 2 of Schedule B.

#### **6. Goods and Services Tax**

- (1) The maximum fee amount for which an employer is liable under the Act in respect of the treatment types specified in:
  - (a) items 12, 13 and 14 of Schedule A to this Order, and
  - (b) items 26, 27 and 28 of Schedule B to this Order,may be increased by the amount of any GST payable in respect of the service, and the cost as so increased is taken to be the amount fixed by this Order.
- (2) This clause does not permit an osteopath to charge or recover, in respect of GST payable in respect of a service, an amount that is greater than:
  - (a) 10% of the maximum amount that would otherwise be payable under this Order to the osteopath in respect of the medical or related treatment, or
  - (b) the amount permitted under the New Tax System Price Exploitation Law,

whichever is the lesser.

## 7. Definitions

In this Order:

- Case Conference** means a face-to-face meeting or teleconference with the rehabilitation provider, employer, insurer and/or worker to discuss a worker's treatment in relation to the return to work plan and / or strategies to improve a worker's ability to return to work.
- File notes of case conferences are to be documented in the osteopath's records indicating discussions and outcomes. This information may be required for invoicing purposes.
- Discussion between treating doctors and osteopaths are considered a normal interaction between referring doctor and practitioner and are not to be charged as a case conference item.
- Complex treatment** means treatment related to complex pathology and clinical presentation including, but not limited to, extensive burns, complicated hand injuries involving multiple joints and tissues, some complex neurological conditions, spinal cord injuries, head injuries and major trauma. Provision of complex treatment requires **pre-approval** from the insurer. It is expected that only a small number of claimants will require treatment falling within this category.
- Group/class service** occurs where an osteopath delivers a common service to more than one person at the same time. Examples are exercise groups and hydrotherapy classes. The maximum class size is six (6) participants. An Osteopathy Management Plan is required for each worker participant.
- GST** has the same meaning as in the A New Tax System (Goods and Services Tax) Act 1999 of the Commonwealth.
- Home visit** applies in cases where, due to the effects of the injuries sustained, the worker is unable to travel. The home visit must be the best and most cost-effective option allowing the osteopath to travel to the worker's home to deliver treatment. Provision of home treatment requires **pre-approval** from the insurer.
- Initial consultation and treatment** means the first session provided by the osteopath in respect of an injury, and includes: -
- history taking
  - physical assessment
  - diagnostic formulation
  - goal setting and planning treatment
  - treatment/service
  - clinical recording
  - communication with referrer
  - preparation of an Osteopathy Management Plan when indicated.
- New Tax System Price Exploitation Law** means:
- (a) the New Tax System Price Exploitation Code as applied as a law of New South Wales by the Price Exploitation Code (New South Wales) Act 1999; and
  - (b) Part VB of the Trade Practices Act 1974 of the Commonwealth.

- Normal practice** means premises in or from which an osteopath regularly operates an osteopathy practice and treats patients. It also includes facilities where service may be delivered on a regular or contract basis such as a hydrotherapy pool, gymnasium, private hospital or workplace.
- Osteopath** means an osteopath registered under the Chiropractors and Osteopaths Act 1991 or the Osteopaths Act 2001 and registered as an osteopath in NSW.
- Osteopathy Management Plan** means a document used by an osteopath to indicate treatment timeframe and anticipated outcomes for an injured worker to the relevant workers compensation insurer.
- An Osteopathy Management Plan provides the mechanism to request approval from the relevant workers compensation insurer for treatment beyond:
- (a) the initial eight (8) consultations (when an injured worker has not attended for any previous treatment of a physical nature for this injury); or
  - (b) the initial consultation/treatment (when the injured worker has attended for previous treatment of a physical nature for this injury).
- An Osteopathy Management Plan can request approval for up to an additional eight (8) osteopathy consultations, unless otherwise approved by the insurer.
- A copy of the form developed by WorkCover for the Osteopathy Management Plan is at Appendix II of the Osteopaths' Guide to WorkCover NSW.
- Osteopathy services** refers to all services delivered by an osteopath and each service is to be billed according to the applicable fee set out in the Schedules to this Order.
- Osteopathy services may include, but are not limited to, massage, exercise instruction, acupuncture and hydrotherapy.
- Report Writing** occurs when an osteopath is requested to compile a written report providing details of the worker's treatment, progress and work capacity. The insurer must provide **pre-approval** for such a service.
- Standard consultation and treatment** means treatment sessions provided subsequent to the initial consultation session and includes:
- re-assessment
  - treatment/service
  - clinical recording
  - preparation of an Osteopathy Management Plan when indicated
- The Act** means the Workers Compensation Act 1987.
- Travel** occurs where the most appropriate clinical management of the patient requires the osteopath to travel away from their normal practice. Travel costs do not apply where the osteopath provides contracted service to facilities such as a private hospital, hydrotherapy pool, workplace or gymnasium. The insurer must provide **pre-approval** for such a service.
- Two (2) distinct areas** means where two (2) **entirely separate** compensable injuries or conditions are assessed and treated and where treatment applied to

one condition does not affect the symptoms of the other injury e.g. neck condition plus post fracture wrist. It does not include a condition with referred symptoms to another area.

***WorkCover***

means the WorkCover Authority of New South Wales.

***WorkCover approved  
Osteopath***

means an osteopath who has, either before or after the commencement of this Order, by a date notified by WorkCover, participated in the WorkCover Training Courses and any other course approved by WorkCover (if any) for the purpose of this Order.

## SCHEDULE A

## Maximum fees for Osteopaths generally

Column 1		Column 2
Item	Type of Treatment	Maximum Amount (\$)
<b><i>Normal Practice</i></b>		
1.	Initial consultation and treatment	50
2.	Standard consultation and treatment	40
3.	Initial consultation and treatment of two (2) distinct areas	75
4.	Standard consultation and treatment of two (2) distinct areas	60
5.	Complex treatment	80
6.	Group/class service	30 per participant
<b><i>Home Visit</i></b>		
7.	Initial consultation and treatment	62
8.	Standard consultation and treatment	50
9.	Initial consultation and treatment of two (2) distinct areas	94
10.	Standard consultation and treatment of two (2) distinct areas	75
11.	Complex treatment	100
<b><i>Other</i></b>		
12.	Case conference	100 per hour
13.	Report writing	100 (maximum)
14.	Travel	1.00 per kilometre

## SCHEDULE B

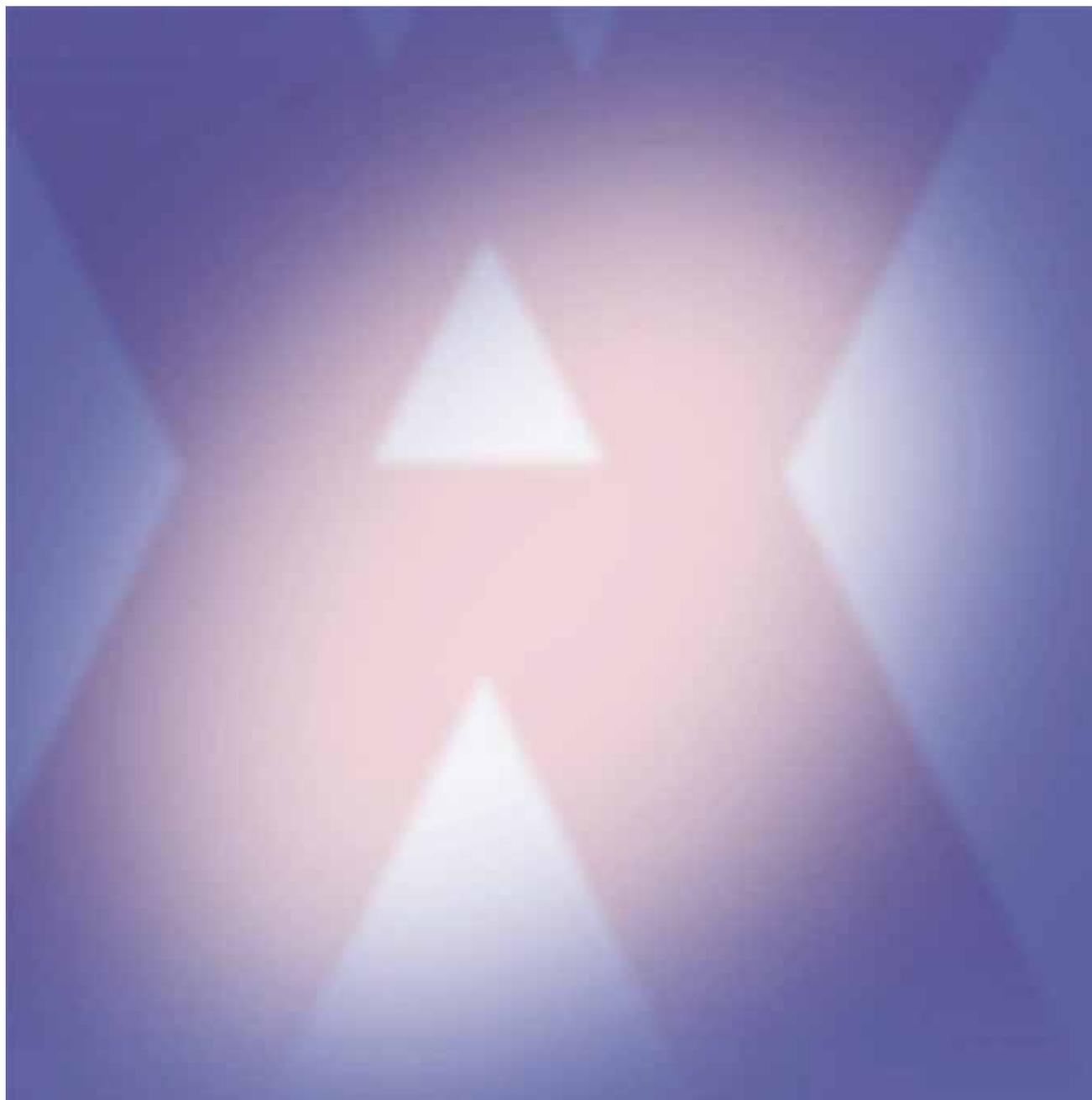
## Maximum fees for WorkCover approved Osteopaths

Column 1		Column 2
Item	Type of Treatment	Maximum Amount (\$)
<b><i>Normal Practice</i></b>		
15	Initial consultation and treatment	65
16	Standard consultation and treatment	55
17	Initial consultation and treatment of two (2) distinct areas	98
18	Standard consultation and treatment of two (2) distinct areas	83
19	Complex treatment	110
20	Group/class service	39 per participant
<b><i>Home Visit</i></b>		
21	Initial consultation and treatment	80
22	Standard consultation and treatment	64
23	Initial consultation and treatment of two (2) distinct areas	118
24	Standard consultation and treatment of (2) distinct areas	101
25	Complex treatment	130
<b><i>Other</i></b>		
26	Case conference	130 per hour
27	Report writing	130 (maximum)
28	Travel	1.20 per kilometre



# OSTEOPATHS'

## GUIDE TO WORKCOVER NSW



WorkCover. **Watching out for you.**

**Disclaimer**

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

This publication may refer to WorkCover NSW administered legislation that has been amended or repealed. When reading this publication you should always refer to the latest laws. Information on the latest laws can be checked at [www.nsw.gov.au](http://www.nsw.gov.au) or contact (02) 9238 0950 or 1800 463 955 (NSW country only).

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## SECTION 1

# INTRODUCTION

This manual has been produced by WorkCover NSW to provide osteopaths who are treating injured workers with information about treatment procedures and the injury management system in NSW.

This manual refers to the revised fee schedules and amended reporting requirements introduced by the *Workers Compensation (Osteopathy Fees) Order 2006 No 1*. All references contained in this Guide are a reference to this Order and the fees contained in the Schedules to this Order. The fees are set in Appendix V for your reference. You should however refer to the Order for more details regarding the fees and procedures set out in this Guide.

WorkCover's injury management system is designed to provide a framework, which enables an early, safe and durable return of injured workers to the workplace. This is achieved in part through effective communication between the nominated treating doctor, insurers, employers and other health professionals and should be the focus of any treatment provided. Osteopaths assist in this process by providing information to insurers regarding treatment requirements, and advice to other health professionals regarding functional ability and capacity for work. They also have insight into potential barriers that may impact upon the return to work process.

## SECTION 2

# PROCEDURES

These procedures are effective as of the date of gazettal in the Government Gazette and apply to all open claims when osteopathy treatment is being provided. This includes claims where osteopathy commenced prior to this date.

### a) Background

Insurers require information from osteopaths to assist them to manage claims. Specifically, insurers need to know:

- i) what treatment is being provided, to ensure that this is co-ordinated with other injury management services; and
- ii) how much treatment is anticipated will be provided, so that a reasonably accurate estimate of the total cost of the claim can be made (this is a WorkCover requirement for all claims).

### b) Your WorkCover Approval Number

For an osteopath to be eligible for the higher WorkCover Fee (contained in Schedule B to the *Workers Compensation (Osteopathy Fees) Order 2006* (the Order)), their WorkCover approval number needs to appear on all accounts submitted to the insurer.

#### Osteopaths who are currently approved

Many osteopaths were previously issued with a WorkCover approval number upon completion of the original Outcomes Training Course. This approval number will not change. However, to maintain your eligibility for higher fees contained in Schedule B of the Order, attendance at a one day training course entitled "*Managing Soft Tissue Injuries using Work Related Activity*" is essential. You are required to attend the Training Course before July 2007; otherwise your WorkCover approval number may be cancelled. CPD points will apply for attendance at this training course. Please contact the Australian Osteopathic Association for details in regards to the applicable Continuous Professional Development points.

#### Osteopaths seeking to become approved

Osteopaths who have not previously been granted a WorkCover approval number will obtain one when they forward a completed "Osteopath Request for WorkCover Approval" form to WorkCover. These forms can be obtained by contacting WorkCover on 13 10 50. The osteopath will be entitled to charge the fee contained in Schedule B of the Order once they have received this number. However, this approval is conditional upon attendance at the *Managing Soft Tissue Injuries using Work Related Activity* Training Course by July 2007, or if you register for an approval number from February 2007 onwards, within 6 months of being issued with the number, otherwise your WorkCover approval number may be cancelled.

Enrolment for the *Managing Soft Tissue Injuries using Work Related Activity* Training Course is to be arranged directly by the osteopath with a provider specified by WorkCover. Unless otherwise notified by WorkCover, the provider is the Australian Physiotherapy Association (APA).

#### Outcomes Based Treatment

A signed statement on Outcomes Based Treatment was initially required in order for osteopaths to be issued with a WorkCover approval number. The Outcomes Statement (Appendix 1), which has been endorsed by the Australian Osteopathic Association, outlines the issues to be considered when approaching service delivery with an outcome focus. WorkCover no longer requires osteopaths to sign the WorkCover Outcomes Statement to be entitled to claim the fees in Schedule B of the Order.

A copy of the Outcomes Statement however remains included in the Guide as it provides a succinct statement about the value of outcomes based treatment.

### c) On receipt of a referral

When an injured worker is referred to you, immediately contact the insurer or employer (if the insurer is unaware of the claim) to advise that the worker requires treatment.

If you begin treatment without advising the insurer, you may not be paid for delivering the service. Ask what the liability status of the claim is upon this initial contact. If liability has been declined, then the insurer will not pay for the service. If liability is accepted, then the insurer will pay if the treatment is deemed reasonably necessary. If liability is yet to be determined, the insurer may approve payments under the provisional liability arrangements that have been in place since 1 January 2002 (see section 4: Payment of Services).

It is also recommended that if the referral has not come directly from the nominated treating doctor (NTD), that you contact the NTD to seek support for the treatment that you intend to perform.

If you plan to provide **eight or less** treatment sessions, you do not need to submit any formal documentation at this stage, provided **no previous treatment** has been provided by either yourself or another manual therapist/alternate therapist/acupuncture practitioner for this injury/condition.

Following the first treatment you should contact the worker's employer to advise that you are the treating osteopath and to enquire about the availability of suitable duties. Reasonable costs for the time taken to liaise with the employer about return to work may be charged as case conferencing, provided the communication adds value to the management of the injured worker i.e. return to work (RTW) issues are discussed.

### d) The Osteopathic Management Plan (see Appendix II)

The Osteopathic Management Plan assists the insurer to understand the timeframes and outcomes of treatment, and to ensure that treatment is reasonably necessary. The purpose of the Osteopathic Management Plan is to provide justification, based on clinical reasoning, for ongoing service delivery. The proposed treatment must have an outcome focus, and must clearly explain how treatment will assist the injured worker to return to work or to stay at work.

A copy of the Osteopathic Management Plan is at Appendix II. The Plan may be photocopied or printed. Ideally you will have software within your practice that allows you to complete the plan electronically, so that this can be emailed to the insurer and save you time. The Plan may also be downloaded from WorkCover's website located at [http://www.workcover.nsw.gov.au/ServiceProviders/Health Care Providers/Osteopaths/Osteopathic Management Plan](http://www.workcover.nsw.gov.au/ServiceProviders/HealthCareProviders/Osteopaths/OsteopathicManagementPlan). If you do not have email facilities, fax the plan to the insurer without a cover sheet.

#### Requirements for an Osteopathic Management Plan

##### More than 8 treatments

In the case of a worker who has not attended for **any** previous manual therapy/alternate therapy/acupuncture for this injury and you plan to provide **more than eight** treatment sessions, complete the Osteopathic Management Plan and submit it to the insurer for approval before you deliver any treatment beyond the initial eight sessions. Ideally, if more than eight treatments are proposed, the plan should be submitted after the first four sessions. Manual therapy includes any treatment by an osteopath, physiotherapist or chiropractor. Alternate therapy includes massage or other therapies such as Feldenkrais, Bowen, etc. Acupuncture includes treatment provided by a general practitioner or any other provider.

Previous treatment for the same injury

An Osteopathic Management Plan will be required in **all cases** in which previous physical treatment has been attended with yourself or another provider, regardless of the number of treatments attended.

If an injured worker has received previous treatment from another manual therapist (whether an osteopath, chiropractor, physiotherapist), or alternate therapist, or acupuncture practitioner, contact the original therapist/practitioner to discuss treatment outcomes and identified barriers, to enable proper completion of the new management plan. Reasonable costs will be billable under case conferencing for this communication (except when the osteopath is based in the same practice as the previous therapist). Upon initial contact with the insurer (to provide notification of commencement of treatment), enquire as to the number of treatment sessions provided by previous treatment providers.

The insurer will pay the cost of an initial consultation by the osteopath (except when treatment recommences within 3 calendar months from the last appointment and that previous treatment was attended at the same practice). This fee is to allow for an assessment, provision of appropriate treatment and the preparation of a management plan.

It is the responsibility of the osteopath to determine from the injured worker or insurer if the worker has received previous treatment so that an Osteopathic Management Plan can be submitted if required.

Without submission of a plan, the insurer is not liable for the cost of treatments beyond the initial eight (for a worker who has **not** attended for any previous treatment) or for treatments beyond the initial consultation (in the case of workers who **have** previously attended treatment). A plan must also be submitted for any subsequent blocks of treatment, unless prior arrangements have been made with the insurer.

Approval by the insurer

The insurer has five working days from the date of receiving the plan to advise you whether or not ongoing treatment is approved. The insurer records the decision on the plan and returns it to you by fax. If the insurer does not make a decision within five working days of receipt of the plan, ongoing treatment is considered approved. It is recommended that to assist in safeguarding receipt of payment for plans not formally approved by the insurer, that you maintain records providing evidence as to when the plan was forwarded to the insurer i.e. fax transmission log, sent emails log. Alternatively, if a response has not been received from the insurer within 5 working days of having submitted the plan, you may choose to contact the insurer to confirm receipt of the plan. It is suggested that you record details regarding this contact with the insurer.

It is important to note that when an insurer approves a management plan, they are agreeing that the proposed treatment set out in the plan (for the duration of that plan) is "reasonably necessary" only on the basis of the information available to the insurer at that time. Information received from the time of the approval of a management plan can lead the insurer to decide that the balance of the treatment in that plan is not "reasonably necessary". By approving the plan an insurer is not guaranteeing that all the proposed treatment the plan sets out (for the duration of the plan) will be paid for by the insurer.

Further, owing to the fact that liability for medical or related treatment is determined by a number of considerations required by the legislation, again when an insurer agrees that the proposed treatment is reasonably necessary by approving the plan they are not guaranteeing that all the proposed treatment the plan sets out (for the duration of the plan) will be paid for by the insurer. Liability for medical treatment may be declined on some other consideration than its reasonable necessity, even on information already in the insurer's possession.

**Refusal by insurer**

If the insurer deems that the proposed treatment is not reasonably necessary or if the management plan contains insufficient information, the insurer will return it with an explanation of why further treatment is not approved. If further consultation fails to resolve the matter, either the insurer or the treating osteopath may refer the matter to an independent osteopathic consultant for an opinion. You may contact WorkCover for further advice.

**Denied liability**

When liability is declined prior to the delivery of all the proposed treatment in the plan, treatment provided after the date of declinature will not be paid by the insurer unless the insurer (at the insurer's discretion) had made specific exception for that treatment in the worker's injury management plan for payment after liability is declined.

The insurer is required to inform the injured worker in writing regarding a decision to decline liability. Insurers are also to inform known current treatment providers of this decision. However the ultimate responsibility remains with the worker to inform the treatment provider of the decision. Complaints regarding repeated failure to pay for approved treatment services should be directed to WorkCover on 13 10 50.

**e) Completing the Osteopathic Management Plan (see Appendix III)**

1. If a worker will be receiving in excess of 8 treatments from yourself or has attended for any previous treatment of the compensable injury with yourself or another manual therapist (osteopath, chiropractor, physiotherapist) or other alternate therapy of a physical nature (including acupuncture), submit an Osteopathic Management Plan to the insurer as a request for approval to provide additional treatment. This will also apply to workers who experience a recurrence/aggravation of the original injury and who have previously been provided with treatment from yourself, or any treatment with another provider, whether or not they have previously been discharged from treatment. The resumption of treatment after discharge does not automatically entitle the worker to another 8 treatments without insurer pre-approval. The only exception to this is when treatment resumes with the same practitioner within a 3 month period from the last treatment and less than 8 treatments were provided originally (or previously approved treatments remain). In this situation treatment has resumed within the same episode of care.
2. Please refer to Appendix III for the Explanatory Notes as to how to complete the various sections of the plan.
3. If you wish to appeal against a decision by the insurer that treatment was not reasonably necessary or insufficient information has been provided on the plan, you should refer the matter for advice to WorkCover on 13 10 50.
4. If the insurer has not made a decision regarding the request for ongoing treatment within 5 working days of receiving the plan, then ongoing treatment is automatically approved, providing liability has been accepted.
5. There is no fee payable for completion of the Osteopathic Management Plan, as it should be completed with the worker during the treatment session.
6. An insurer can cease payment at any time if there is evidence that ongoing treatment is not reasonably necessary. Both the worker and the treatment provider should be informed of the date that this decision would take effect. However it is ultimately the worker's responsibility to notify the treatment provider of this decision.
7. Problems in relation to approval of Osteopathic Management Plans by an individual insurer should be directed to WorkCover on 13 10 50.

## f) Incidental expenses

Reasonable expenses for items the worker actually takes with them (e.g. strapping tape, theraband, exercise putty, walking sticks, wobble board, etc.) are payable in addition to the gazetted fee. Necessary items up to a **total** cost of \$55 per claim are permitted without prior approval of the insurer. A description of the item should appear on the invoice forwarded to the insurer.

An additional fee will however not be paid for exercise handouts, nor items used during the course of osteopathic treatment (e.g. anti-inflammatory creams, ultrasound gel, tissues, etc.). These are regarded as consumables and are considered a business expense.

If an osteopath recommends that a worker requires additional aids or equipment that cost in excess of \$55, e.g. Swiss balls, orthotics, braces, splints, then the osteopath must seek approval for payment from the insurer *prior to* purchase or hire of this equipment. If prior approval has not been given, then the insurer is not liable for the costs of the equipment.

## g) Complex treatment

Complex treatment refers to treatment of those injuries with complex pathology and clinical presentation including, but not limited to, extensive burns, complicated hand injuries involving multiple joints and tissues, complex neurological conditions, spinal cord injury, head injuries and major trauma. For complex treatment the insurer may approve more than eight services.

In the case of complex treatment, pre-approval from the insurer is required. Discuss the matter directly with the insurer case manager to establish the type and duration of the proposed treatment – and agree on reporting arrangements. It is expected that only a small number of claimants will require treatment falling within this category.

The complex treatment code is not to be used for long duration standard consultations. This code is only to be utilized in cases where the pathology relating to the compensable injury falls into the complex treatment categories, such as those listed above. The reference to a time based “extended” consultation fee has been removed from the Osteopathy Fees Order 2006.

## h) Commencement of a Work Related Activity Program

When an injured worker with a soft tissue injury of greater than 4 weeks duration is not upgrading on suitable duties as per the expected rate for their injury or failing to return to work, a review should be undertaken to determine whether a work related activity program is a more appropriate intervention than hands on osteopathic procedures. Generally workers in this category need a work related activity program if they have an Orebro musculoskeletal pain questionnaire (ÖMPQ) score of 105 or greater, although this will depend on what barriers to RTW have been identified. In some instances it may be more appropriate to refer the injured worker to an Injury Management Consultant or Rehabilitation Provider.

Screen the worker using the self administered ÖMPQ or obtain a copy of the worker's ÖMPQ score from the insurer. If the ÖMPQ score is > 105, then contact the insurer to obtain a copy of the workplace assessment report or discuss the need for a workplace assessment (if one has not previously been performed) and the possible commencement of a work related activity program. Refer to the *Soft Tissue Injuries General Guide 2005* and *Management of Soft Tissue Injuries – Treatment Providers Guide 2005* on the WorkCover website

<http://www.workcover.nsw.gov.au/ServiceProviders/HealthCare/default.htm#guides> for further information on work related activity programs.

Before transitioning an injured worker from treatment modalities to an Early Work Related Activity Program, develop the Early Work Related Activity Program Management Plan with the injured worker. This will take place during a standard treatment consultation and is to be billed as such (OSA002/OSX002). The focus of this consultation is the recording of functional measures relevant to work tasks, discussing any identified potential barriers and setting goals. It is not expected that

the osteopath will provide treatment modalities during this session. Note the Work Related Activity Program Management Plan differs from the Osteopathic Management Plan. It is available on WorkCover's website at

<http://www.workcover.nsw.gov.au/ServiceProviders/HealthCare/default.htm#guides>.

If the treating osteopath will not be providing the Work Related Activity Program, then the treating osteopath should discuss the matter with the insurer and either seek approval to refer the worker to another practitioner for this purpose, or have the insurer organise this referral via the nominated treating doctor. In this situation, the treating osteopath will not complete the Work Related Activity Program Management Plan. The practitioner conducting the Work Related Activity Program will complete this.

### **i) Fees payable**

An osteopath can charge the higher fees set out in Schedule B of the Order provided they have been issued with a WorkCover approval number. To obtain WorkCover approval the osteopath must be registered under the Chiropractors and Osteopaths Act 1991 or the Osteopaths Act 2001, be registered as an osteopath in NSW and agree to attend the *Managing Soft Tissue Injuries using Work Related Activity* one day training course. Refer to previous details on page 2 of this guideline.

To charge the higher fees you must include your WorkCover approval number on all accounts submitted to the insurer.

The gazetted fees and requirement for Osteopathic Management Plans applies to all services delivered by an osteopath. Osteopathic services may include, but are not limited to, acupuncture, hydrotherapy, massage and exercise instruction. Please note that fees for these services are not time based, but are included as part of the standard consultation fee structure. The standard consultation fee also applies to services provided in a private hospital (unless the 2 area or complex pathology definition applies), except when the osteopath does not deliver services to that facility on a regular or contracted basis. In the latter situation the osteopath can charge for this treatment under the home visit category.

The fees stated in the Order for two distinct areas only applies when 2 entirely separate compensable injuries or conditions are assessed and treated and where treatment applied to one condition does not affect the symptoms of the other injury e.g. neck condition plus post fractured ankle. It does not include a condition with referred symptoms to another area. The fees stated in the Order for complex treatment only applies when complex pathology and clinical presentation are present. The insurer will only consider payment for services or treatments relating to the compensable injury (not other pre-existing conditions). This fee is not to be used in any other situation (for example, longer duration consultations).

It is important to note that services such as hydrotherapy and gymnasium programs are charged at the same rate as hands on treatment, as long as this treatment is provided on an individual basis. In the instance that these services are provided in a group format, the group/class fee applies. Group classes must not contain more than 6 participants. A session of this type may involve a group performing the same type of exercise (when treating a homogenous group) or the group may perform their own individualised programs. An osteopath must be planning, providing instruction, supervision, monitoring and in attendance at all times for hydrotherapy and gymnasium services to be charged under this fee schedule.

The gazetted osteopathic fees do not apply in cases where an Osteopathic Aide or any person (other than a qualified osteopath) is providing the service. A lesser fee will apply in these situations.

An additional entry fee for the pool or gymnasium facility will not be paid for by the insurer where the gymnasium or pool is owned or operated by the provider and a fee is being charged as per this schedule. An entry fee will only be paid where these services are provided at a facility off site from the osteopath's normal place of employment and an entry fee applies.

In this instance a travel cost may also be applicable. Travel costs do not apply where the osteopath provides contracted services or regularly attends these facilities. When travel costs

apply, they are to be charged at the prescribed rate per kilometre and where multiple patients are being attended to in the same visit, it is expected that the travel charge will be divided accordingly. Pre-approval from the insurer is required when travel costs are required to deliver the service.

It is important to note that all osteopathic services (whether hydrotherapy, gymnasium, massage, etc.) must be aimed at increasing an injured worker's capacity to work. They should not be focused on improving a worker's general level of health and fitness. In the case of hydrotherapy, progression to a land-based exercise program must be achieved as quickly as possible. When the worker has a soft tissue injury and is 4 weeks or more post injury, has an ÖMPQ score equal to or greater than 105 and is not back on full duties or is failing to upgrade on suitable duties at the anticipated rate for their injury, exercise programs, including hydrotherapy, are to be delivered according to the *Management of Soft Tissue Injuries – General Guide 2005 and Management of Soft Tissue Injuries - Treatment Providers Guide 2005*.

**The insurer will not pay fees for cancellation or failure to attend scheduled treatments.**

#### **j) Provider invoice**

Payment for services will be made in accordance with the Osteopathy Fees Order 2006. For insurer payment the provider is required to forward an itemised invoice including the following information:

- The words 'Tax Invoice' stated prominently
- The name of the practitioner who provided the service and practice details
- WorkCover NSW approval number (if approved)
- The date the tax invoice was issued
- The provider's Australian Business Number (ABN)
- The injured worker's name and claim number
- Date of each service
- Appropriate WorkCover NSW payment classification code (see appendix V)
- Service cost for each WorkCover NSW classification code
- A brief description of each service item provided, including areas treated
- Payee details

#### **k) Concerns regarding quality of information**

If an insurer is concerned about the adequacy or the quality of information provided by treating osteopaths, and the insurer has been unable to obtain satisfactory information after pursuing the matter with the osteopath, the insurer may refer the matter to WorkCover for an opinion, or to an Independent Osteopathic Consultant (section 3).

## SECTION 3

# Independent Osteopathic Consultants

WorkCover NSW has appointed two Independent Osteopathic Consultants who provide a second opinion regarding osteopathic service delivery, generally at the request of the insurer. A selection panel that comprised representatives from WorkCover, the AOA and the Osteopaths Registration Board appointed the consultants.

Referral by an insurer to an osteopathic consultant for a second opinion is intended to achieve the following objectives:

- consultation with the treating osteopath to objectively discuss relevant issues in regards to the management of the injured worker, with the aim being to achieve the best outcome for the injured worker;
- review of service delivery by qualified osteopaths with recent clinical experience in the management of work-related injuries who can provide education and advice regarding how to achieve good treatment and return to work outcomes;
- control of costs by recommending the cessation of service delivery that is not reasonably necessary, or by providing recommendations for appropriate treatment; and
- to assist insurers and employers to better understand when and how much osteopathy is reasonably necessary.

All consultants have agreed to meet certain conditions of appointment. These conditions are specified in Appendix VI. The list of current consultants is at Appendix VII.

The services provided by consultants will be paid for by the insurer and will be charged as a cost to the claim.

An integral component of the peer review process is consultation with the treating osteopath. You may be contacted by a consultant to discuss your current and proposed treatment for an injured worker.

### **a) When the insurer might consider using a consultant**

The insurer will consider referring workers to a consultant if, after discussion with the treating osteopath, the insurer is concerned about:

- the number of treatments proposed;
- the frequency of proposed treatment;
- the reasonable necessity of treatment;
- the ongoing need for treatment; and/or
- delivery of more than 8 services without prior approval

### **b) The process of review by a consultant**

See the flow chart at Appendix VIII, which explains the process of review by a consultant.

The insurer selects a consultant from the list and forwards a referral to the consultant, including any relevant osteopathic and medical documentation. Following review of these reports, the consultant may contact the treating osteopath to discuss treatment. If both osteopaths agree that ongoing treatment is to continue for a specified period or is to cease, the consultant will inform the insurer and the treating osteopath of this in writing.

If the consultant and the treating osteopath cannot agree that the proposed treatment is reasonably necessary, the insurer will arrange for the consultant to assess the worker.

On completion of this assessment, the consultant will provide a report to the insurer and to the treating osteopath with recommendations regarding future treatment requirements.

**c) Complaints about consultants**

Complaints in relation to the conduct of an Independent Osteopathic Consultant should be referred to WorkCover on 13 10 50 or in writing to Locked Bag 2906, Lisarow, NSW, 2252.

**d) Disputes**

Following review by an Independent Osteopathic Consultant, if the worker is not happy with the decision by an insurer to discontinue treatment, the worker may refer the matter to the Workers Compensation Commission. Arbitrators within the Commission will review the evidence and determine whether treatment should continue or should discontinue (See Section 7). An Approved Medical Specialist may be asked to review the worker to assist in the decision.

## SECTION 4

# Payment of Services

The insurer is required to pay for osteopathic treatment that is reasonably necessary and results from the injury (and the injury satisfies the other considerations for liability under the Workers Compensation Scheme). Payment for treatment that is reasonably necessary and results from the injury will not exceed a fee set out in the Osteopathy Fees Order 2006.

Under section 60A (a) of the Workers Compensation Act 1987, a worker is not liable to pay more than the maximum fee that is set out for osteopathic treatment in the Gazetted Osteopathy Fees Order 2006. Therefore a worker is not liable to pay the balance of any fee when the insurer pays the maximum fee for that treatment set out in the Osteopathy Fees Order 2006.

Under payment procedures introduced for an injury first notified on or after 1 January 2002, an insurer can approve provisional payments of medical expenses, including osteopathic treatment, up to a total value of \$5,000. The making of provisional payments does not, however, constitute an admission of liability.

If you decide to proceed with treatment without prior approval, you have three options:

- a) give the account to the worker, with whom you presumably have your contract in the first place for the treatment and payment (subject to maximum fee on the basis of section 60A(a) of the Workers Compensation Act 1987).
- b) forward the account to the worker's employer, and/or
- c) forward the account to the worker's insurer.

However, if the account is sent to the employer or insurer, it will not usually be paid until a decision has been made to make provisional payments or to accept liability on the claim. A decision on provisional liability is generally made within 7 days of the first notification. However, it will only be paid if it is considered reasonably necessary treatment in relation to the work related injury.

## Commutations

Commutation of the claim removes an employer's liability to pay weekly compensation and treatment expenses from the effective date of the commutation, by payment of a lump sum of money. Any treatment attended following the commutation of a claim will therefore be the worker's financial responsibility.

The injury must first have been assessed as resulting in at least 15% Whole Person Impairment and must have occurred at least 2 years previously to be eligible for commutation.

## SECTION 5

# Reasonably Necessary Treatment

### What is 'reasonably necessary' treatment?

The factors underlying reasonably necessary treatment are:

- appropriateness of treatment
- availability of alternative treatments
- cost of treatment
- effectiveness (actual or potential) of treatment
- usage of treatment in similar cases (or acceptance).

### Appropriateness

To be appropriate, treatment must serve a purpose. It must have the capacity to:

- lessen the effects of injury
- cure
- alleviate
- retard progressive deterioration.

### Alternatives

Consideration must be given to all other forms of treatment. If alternative avenues of treatment would substantially alleviate the problem, it may be difficult to regard the treatment in question as reasonably necessary.

It will therefore need to be clear as to why osteopathic treatment is the preferred alternative and that, based on the worker's clinical presentation, osteopathy is the best choice for the worker and likely to result in superior outcomes.

### Cost

There must be a positive cost benefit. If treatment is provided at high cost but with minimal effectiveness, it may well be considered as not reasonably necessary where an effective alternative exists at a much lower cost.

Nor may it be considered reasonably necessary where there is only one possible avenue of treatment, but its effectiveness is very small and its cost is great.

### Effectiveness

The degree to which the treatment can alleviate the consequences of injury will be considered when determining if it is reasonably necessary.

### Acceptance

Whether or not a particular treatment approach has been used in similar cases, or is generally accepted by clinical peers, guides the decision about what is reasonably necessary treatment.

## SECTION 6

# Other Parties in the Scheme

The *Workplace Injury Management and Workers Compensation Act 1998* imposes specific requirements upon insurers, employers and medical practitioners which are aimed at encouraging the safe, timely and durable return of injured workers to the workplace. There are numerous other parties that may also be involved in this process. These include return to work coordinators, accredited rehabilitation providers, unions and lawyers. Information regarding the roles that some of these parties have in the system are outlined below.

### a) Nominated treating doctors

Workers who will be off work for more than 7 days must nominate a treating doctor who will be responsible for co-ordinating all aspects of treatment and return to work management. This includes the issue of WorkCover medical certificates. The information provided on the WorkCover medical certificate assists the insurer to develop individual injury management plans. Treating osteopaths may influence what is stated on the certificate by providing the doctor with up to date information regarding the worker's functional abilities and restrictions.

Nominated treating doctors liaise with return-to-work coordinators at the workplace. Nominated treating doctors may seek advice from accredited rehabilitation providers and treating osteopaths to ensure that identified duties are safe for an injured worker.

### b) Return to work coordinator

An individual appointed by the employer, who has responsibility for the practical implementation of the company's return to work policy and procedures, with the principal purpose being to assist injured workers to return to work in a safe and durable manner.

The role of the RTW Coordinator is to:

- assist employers to develop and implement their return to work programs
- assist injured workers to return to work as soon as medically appropriate
- develop and evaluate return-to-work plans, documenting suitable duties and work restrictions
- initiate and maintain contact with the workers, their supervisors, the nominated treating doctors and other relevant parties (including treating osteopaths)
- ensure that injured workers in need of specialised rehabilitation services are referred to appropriate rehabilitation providers
- coordinate and monitor the progress of injured workers

Large businesses must designate a return to work coordinator who must attend training. In small business it is often the employer who undertakes the role of return to work coordinator to assist the injured worker.

### c) Accredited rehabilitation providers

Accredited rehabilitation providers are engaged in more complex cases.

Cases may require the involvement of providers because of a range of factors, including:

- difficulty in identifying suitable duties
- problems between the injured worker and the employer
- an abnormal reaction by a worker and/or his or her family to the injury
- the worker's inability to return to their pre-injury job

Rehabilitation providers are organisations staffed by health professionals experienced in occupational rehabilitation. Occupational rehabilitation is defined as services that may be required in order to return the injured worker to work. Staff generally includes occupational therapists, physiotherapists, rehabilitation counsellors and occupational psychologists. Rehabilitation Providers must be accredited by WorkCover NSW in order to deliver rehabilitation services to injured workers.

The services available from an accredited rehabilitation provider include:

- workplace assessment, job analysis and advice concerning job modification
- identification and monitoring of return to work on suitable duties
- functional assessment
- rehabilitation counselling
- vocational assessment and counselling
- identification and placement in retraining and/or suitable employment
- functional education

Providers may contact treating osteopaths for specific information regarding functional ability, work capacity and aggravating factors, as well as appropriate injury management strategies.

#### **d) Dispute resolution**

##### **Insurer**

All insurers are required to have an internal dispute resolution system in place. As such, the insurer should be the first point of contact regarding any dispute.

##### **Injury Management Consultants**

When there is a disagreement over the suitability of selected duties offered by an employer, the insurer or the employer may engage the services of an Injury Management Consultant. These consultants are medical practitioners approved by WorkCover specifically for the purpose of reviewing a worker's fitness for employment and the availability of duties at a workplace. Injury Management Consultants may also be used under the Dispute Resolution Service to assist the Workers Compensation Commission in resolving injury management disputes.

##### **WorkCover's Claims Assistance Service**

The Claims Assistance Service is contactable for any enquiries relating to injury management, workers compensation and occupational health and safety. The Claims Assistance Service is also the first point of contact with WorkCover in regards to disputes.

##### **The Workers Compensation Commission**

The Workers Compensation Commission deals with all disputes that arise out of workers compensation claims unless these disputes are already before the Compensation Court. The Commission has 3 main roles:

- expedited assessments so disputes about benefits and payments can be quickly resolved
- resolution of medical disputes, and
- conciliation/arbitration of disputes about suitable duties

The Commission is structured to provide a speedy and flexible dispute resolution system. Disputes will be referred promptly to the appropriate part of the Commission for assessment and determination.

**Approved Medical Specialists**

Approved Medical Specialists are appointed by the Commission to decide questions about level of impairment, injury causation, suitability of employment and fitness for work. Their decisions in relation to permanent impairment are binding. Their opinion in the other non-binding matters will be used by the arbitrators in the Commission to help resolve the dispute.

## SECTION 7

# Where to go for Assistance

### WorkCover Services

- **WorkCover Information Centre/Claims Assistance Service**

For all enquiries relating to injury management, workers compensation and occupational health and safety.

Phone: **13 10 50**

- **WorkCover Publication Order Line (for all publications)**

Phone: **1300 799 003**

- **WorkCover Website: [www.workcover.nsw.gov.au](http://www.workcover.nsw.gov.au)**

- **Workers Compensation Commission**

Phone: **1300 368 040**

### Professional Associations

- **Australian Osteopathic Association**

Phone: **(02) 9410 0099**

# Appendix I

## AOA endorsed WorkCover Statement on Outcome Based Treatment

Outcome measures allow for monitoring the effectiveness of osteopathy treatment, specifically in relation to the worker's health, functional and return to work status. All osteopathy services should be based on best practice principles to ensure that the treatment provided is appropriate, and produces objective benefits. Best practice incorporates osteopathy treatments for which there is research evidence of efficacy and that for which there is not yet evidence in the literature but which is based on scientific theory, clinical expertise and patient values (Sackett et al, 2000).

The goals of treatment must relate to sustained return to work at maximal possible function, and should be determined in consultation with the worker. The progress of treatment must be measured against these goals, in order to demonstrate the effectiveness of the treatment intervention.

The provision of treatment where sustained objective improvement has not been demonstrated has the potential to reinforce dysfunctional illness behaviour, delay return to work, and add unnecessary claims costs.

Treatment outcomes should be expressed in functional terms as they relate to specific work task capacities. Examples of these are increasing tolerances for standing, walking, lifting, sitting, pushing, pulling and carrying. In addition, treatment outcomes should address improvements in activities of daily living.

An estimate of outcomes of osteopathy care involves comparison of measurements. The first measurement is taken when treatment commences, and others at later stages. Differences between initial and subsequent measurements demonstrate change that may be attributed to osteopathy intervention. Other factors such as medications, psychosocial and other interventions must be taken into consideration when determining specific benefits derived from osteopathy.

When developing a treatment program, osteopaths should apply their assessment skills and knowledge of clinical reasoning to provide treatment that is reasonably necessary. This will be based on:

- clearly identified goals of treatment designed to improve functional status
- an understanding of the evidence supporting the efficacy of the treatment
- estimation of an approximate number of visits and timeframes required to achieve the stated goals
- measurable, functional outcomes, so that treatment can be progressed, and ceased when treatment goals have been achieved
- consideration given to how the goals of treatment and outcomes relate to return to work.

# Appendix II

## Osteopathy Management Plan

This plan relates to (workers name) \_\_\_\_\_ D.O.B \_\_\_\_\_ Male/Female

Claim number \_\_\_\_\_

<b>Section 1:</b>		<b>This is Management Plan No:</b>	
Insurer:		Date of initial consultation for this episode of care: ___/___/___	
Case Manager:		Total consultations for this injury approved to date (including initial 8):	
Fax:		No. consultations required in <b>this</b> plan:	
Date of Injury:		Anticipated <b>total</b> no. consultations required until discharge:	
Workplace injury to which this plan relates:		Anticipated discharge date ___/___/___ OR	
Occupation/Job Title:		Anticipated review date ___/___/___	
Referred by:		<b>Osteopath's Contact Details:</b> (Place stamp here)	
		Signature:	WorkCover No.                      Date:
<b>Section 2: Treatment Plan</b>			
<b>Section 3: Outcome measures that you use to assess and monitor worker's progress throughout this treatment period</b>			
<b>Outcome Measure</b>	<b>Measure at initial Assessment</b>	<b>Current measure (at commencement of this plan)</b>	<b>Anticipated outcome at end of this plan</b>
Work status			
Functional restrictions limiting return to work			
<b>Section 4: Indicate type of consultation being provided:</b>			
Standard	2 Distinct Areas	Complex	Home Visit
<b>Section 5: Identified barriers to RTW and recommended strategy to overcome the barrier</b>			
Barrier (Include ÖMPQ score if > 4 weeks post injury and indicated)		Recommended strategy	
<b>Section 6: Other assistance</b> (Can the insurer assist your management in any other way – eg: Referral to an Independent Osteopath Consultant/ Medical Specialist/Rehabilitation Provider <input type="checkbox"/> Yes <input type="checkbox"/> No)			
Please provide details of referral required:			
Insurer use		Plan approved / Plan not approved	
Name:		Phone:	
Signed:		Date:	
Comments and/or reason for non-approval:			
Cc: NTD		Worker agreed to plan: Yes      No	

# Appendix III

## Osteopathic Management Plan Explanatory Notes & Sample Plans

This management plan must be used when more than eight treatment sessions are required or in cases when previous treatment of a physical nature has been attended for the injury. In the latter scenario the management plan should be submitted following the initial assessment. This applies to all services provided by osteopaths for injured workers in the NSW Workers Compensation Scheme. For more information, see the service descriptors in the Osteopathy Fees Order 2006.

**It is important to note that prior to any treatment being provided to an injured worker, the insurer must be contacted to make notification of the intention to commence treatment.** If you begin treatment without advising the insurer, you may not be paid for delivering the service.

A separate fee is not payable for completion of the plan, as it is completed during a treatment session and developed in consultation with the worker.

## INSTRUCTIONS

All sections of the plan must be completed – failure to do so will delay processing and approval.

WorkCover-approved osteopaths must provide their WorkCover approval number on the plan.

In the case of a worker who has not attended for **any** previous manual therapy/acupuncture/alternate therapy for this injury and you plan to provide **more than eight** treatment sessions, complete the osteopathic management plan and submit it to the insurer for approval before you deliver any treatment beyond the initial eight sessions. Ideally, if more than eight treatments are proposed, the plan should be submitted after the first four sessions. Manual therapy includes any treatment by an osteopath, physiotherapist or chiropractor. Alternate therapy includes massage, acupuncture or alternative therapies such as Feldenkrais, Bowen, etc.

In the case where the worker has attended for previous manual/acupuncture/alternate therapy for this injury from either you or another provider, you must submit a plan after the initial assessment. In this instance you do not have automatic approval for 8 treatment sessions.

Without submission of a plan, the insurer is not liable for the cost of treatments beyond the initial eight (for a worker who has not attended for any previous treatment) or for treatments beyond the initial consultation (in the case of those who have previously attended treatment). A plan must also be submitted for any subsequent blocks of treatment, unless prior arrangements have been made with the insurer.

The osteopath completing and signing the plan is responsible for its content. Once complete, preferably email (or alternatively fax without a cover sheet) the plan to the insurer. Email addresses for major insurers are listed in Appendix IX of these guidelines. Alternatively, obtain this from the insurer case manager direct.

After reviewing the plan, the insurer will:

- Approve it and provide comment, if necessary.
- Request further information or clarification
- Provide a reason for non-approval

If no response has been received from the insurer within 5 working days of plan submission, then you may choose to contact the insurer to confirm that they have received the plan. If you decide not to follow up the insurer's receipt of the plan, then it is recommended that you maintain records as evidence as to the date that the plan was forwarded to the insurer e.g. fax transmission log, sent emails log.

If an injured worker has recently received treatment of a physical nature from another practitioner for the same injury, contact the previous practitioner to discuss how many treatments were provided and the outcome of previous treatment. Then submit a plan for the additional treatment (as long as treatment still remains reasonably necessary).

## SECTION 1

1. Include the name of the insurer case manager on the plan. Ask the worker for details.
2. Include the claim number and date of injury – failure to do so will delay processing. Ask the worker or insurer case manager for details.
3. State the workplace injury to which the plan relates (referring only to the compensable workplace injury). DO NOT list signs and symptoms. The treatment of signs or symptoms, which are referred from the compensable injury, are to be included in the treatment as part of a standard consultation.
4. In cases where the osteopath is treating two separate areas, list both areas of injury. If these 2 separate areas have the same claim number, preferably use just one management plan for both areas. If there is inadequate space on the management plan, advise the insurer that additional documentation is being submitted.
5. To understand the worker's capacity to return to safe durable work, familiarize yourself with the worker's occupation. In cases where a rehabilitation provider is involved, request a copy of their workplace assessment report to assist you.
6. Include the name of the person who referred the worker for treatment.

### **Management Plan:**

7. In the case of workers who have had no previous physical treatment for their injury, Management Plan No. 1 is the plan for treatments 9 -16. If the worker requires further treatment, subsequent plans must be numbered consecutively, even if there is a significant gap between treatment episodes. For workers who have attended for previous treatment with another practitioner, Management Plan No.1 will be submitted after the initial assessment and therefore be for treatments 1-8 (this includes the initial assessment).
8. The date of *initial consultation* refers to the current episode of care. In all cases an episode of care is deemed to have ended if no treatment has been provided for a period of 3 calendar months. Any subsequent treatment will require the osteopath to conduct a new 'Initial assessment' followed by the submission of a Management Plan for approval of further treatment beyond this initial consultation. Contact should be made with the insurer to inform them that treatment is recommencing and to verify the liability status of the claim prior to conducting this 'Initial assessment'. In this situation where the worker is recommencing treatment, a referral must be obtained from their Nominated Treating Doctor prior to the 'Initial assessment'.
9. *Total consultations for this injury approved to date:* This is the total number of treatment sessions approved to date (including those from any previous episodes of care, but not including those requested in this plan). This includes the initial eight sessions. This should include the number of sessions approved with any previous practitioners (ask the insurer for this information).
10. Indicate the number of consultations required for this plan (maximum of 8).
11. *Anticipated total number of consultations required until discharge* is the number of treatment sessions you expect to administer until discharge of the injured worker. This number will include all treatments provided to date (including the initial 8 sessions), those requested in this management plan and those expected to be requested in future management plans until discharge.

12. The anticipated date the worker will be discharged from your care **or** the date on which the treatment/plan will next be reviewed. This indicates the time period over which you intend to provide the treatments requested in this plan.

***Osteopath's details:***

13. Include details of the treating osteopath, the treating osteopath's individual WorkCover approval number, practice name and address, phone and fax numbers, and email address (if available). If more than one osteopath is treating the patient, then the details pertaining to the osteopath who most frequently provides the treatment should be listed here. Under no circumstances should the practice name be stated in place of the treating osteopath's details. Use of a practice stamp is encouraged here, however the osteopath's individual WorkCover approval number, signature and date the plan was completed must be added to this section if a stamp is used.

## **SECTION 2 – TREATMENT PLAN**

List details of treatment procedures currently being provided (including specific modalities) and those that you anticipate will be required in the near future. Abbreviations can be used in this section, as it is acknowledged that there is little space available on the management plan to provide this information. Examples of abbreviations include HEP (home exercise program), STM (soft tissue manipulation), Art. Manip (articular manipulation), HVLA Manip (high velocity low amplitude manipulation/thrust), circ tq (circulatory techniques), U/S (ultrasound), MET (muscle energy technique), MFR (myofascial release), CS (counterstrain), GOT (general osteopathic technique), C/S (cervical spine), T/S (thoracic spine), L/S (lumbar spine), etc.

Please note that the treatment being provided needs to be designed to achieve the expected outcomes and be consistent with the expected management of the injury sustained.

**Remember that *medical referral alone is not sufficient to meet the criterion of reasonably necessary.***

## **SECTION 3 – OUTCOME MEASURES**

1. The outcome measure must be relevant to return to work goals. They guide clinical reasoning and assist in evaluating the worker's progress.
2. The outcome measures identified will assist the insurer determine the reasonable necessity of proposed management.
3. The osteopath must identify two mandatory outcome measures in consultation with the worker:
  - a) Work status
  - b) Functional restrictions limiting return to work

In addition to these mandatory fields, other outcome measures – e.g. other functional restrictions/measures can also be included. Clinical measures can be included as necessary. All measures used however should still be relevant to the outcome of intervention and assist the insurer in determining whether further intervention is necessary. For example: if the worker performs a clerical job, which involves predominantly seated tasks, do not use standing tolerance as a measure.

The outcome measures need to be reported at:

- Initial assessment – at the commencement of **this** episode of care
- Current measure – at the date of development of **this** plan
- Anticipated outcome – what will be achieved at the conclusion of **this** plan.

Outcome measures should be:

- described in specific terms

- quantifiable or measurable and
- time-referenced wherever possible

## Work status

Indicate the work status using the following descriptors:

- Unfit for work
- Suitable duties - reduced hours
- Suitable duties - full pre-injury hours
- Pre-injury duties - reduced hours
- Pre-injury duties – full pre-injury hours

Alternatively you can use more specific information such as:

- commence suitable duties (e.g. no lifting over 5 kg), part-time (i.e. 4 hours x 5 days week) in 2 weeks.

## Functional restrictions limiting return to work

Clearly indicate the functional restriction/s limiting return to work and specify the level at initial assessment, the worker's current capacity to perform the task and what you expect to achieve by the end of this plan as a result of the intended management. As stated above, the functional restriction **must** relate to a work task. For example, do not use lifting capacity as a measure for someone who is not required to perform any lifting tasks in the course of their employment.

Some examples of functional restrictions:

- Lifting
- Overhead reach
- Climbing
- Squatting.

Other restrictions can be used as appropriate with regards to the worker's injury and job demands.

If unclear about work tasks or functional demands, contact the employer or rehabilitation provider (if you are aware that one is involved). In the event that a rehabilitation provider is involved, request a copy of their workplace assessment report if you haven't already been provided with one. This information is likely to assist with the formulation of appropriate goals and measures. Reasonable costs for liaison with these parties is billable as case conferencing.

## SECTION 4 – LEVEL OF CONSULTATION

Indicate the level of consultation being charged for in regards to this workplace injury. The following definitions apply when determining appropriate fees for services above that of a standard consultation:

1. Initial Consultation/Treatment of 2 distinct areas: means where 2 **entirely separate** compensable injuries or conditions are assessed and treated and where treatment applied to one condition/injury does not affect the symptoms of the other condition/injury. For example, a neck condition plus post fractured wrist. It does not include a condition with referred symptoms to another area.
2. Complex Treatment: complex injuries refer to those with complex pathology and clinical presentation including, but not limited to, extensive burns, complicated hand injuries involving

multiple joints and tissues, complex neurological conditions, spinal cord or head injuries and major trauma. Provision of complex treatment requires pre-approval from the insurer. It is expected that only a small number of claimants will require treatment falling within this category.

3. Home visit: applies to cases where, due to the effects of the injuries sustained, the worker is unable to travel. The home visit must be the best and most cost-effective option, allowing the osteopath to travel to the worker's home to deliver treatment. Provision of home treatment requires pre-approval from the insurer. In the home visit category it may be appropriate to circle more than one consultation type eg. the home visit may involve the treatment of complex injuries.

## SECTION 5 – BARRIERS TO RETURN TO WORK

1. Requires the osteopath to outline any identified barriers to return to work. For example, barriers may include the worker's fear of re-injury, lack of available suitable duties at the workplace, or the continued certification of a worker as totally unfit despite measurable progress in the worker's physical capacity.
2. The barriers identified may not have immediate solutions and your recommended strategies may not necessarily relate to osteopathic intervention. For example:
  - 'Fear of re-injury' may be addressed by recommending referral to a rehabilitation provider to ensure the duties are safe
  - The insurer referring the worker to an Injury Management Consultant may address 'medical restrictions continuing despite measurable progress'.

### ÖMPQ score (Örebro Musculoskeletal Pain Questionnaire):

This is a self administered screening tool, which is valid and reliable in predicting long-term disability. It is to be utilised with an injured worker with a soft tissue injury who has not returned to work or upgraded as per expectations and is 4 weeks or greater post injury. The results of the ÖMPQ assist with determining the most appropriate form of future intervention. Please refer to appendix IV or WorkCover's website for a copy of this questionnaire. If an injury is less than 4 weeks duration, then there is no need to complete this questionnaire, at least initially.

If there are no barriers to return to work use 'nil identified' or 'not applicable'.

For the insurer to approve the osteopath's ongoing intervention, it must be reasonably necessary and consistent with WorkCover's guidance material on the *Prevention of long-term disability in workers with soft tissue injuries using work-related activity (2004)*.

## SECTION 6 – OTHER ASSISTANCE

Use section 6 to indicate the need for additional assistance – from a Rehabilitation Provider, Injury Management Consultant, Independent Osteopathic Consultant or an Independent Medical Examiner – or insurer action.

The worker must be involved in developing the Osteopathic Management Plan and must agree to the plan. Indicate at the bottom of the plan that the worker's agreement has been obtained.

In addition, there must be evidence on the Plan that the nominated treating doctor has received a copy of the Osteopathic Management Plan.



# OSTEOPATHY MANAGEMENT PLAN

This plan relates to \_\_\_\_\_ D.O.B \_\_\_\_\_ Male/Female  
(Workers name)

Claim No. \_\_\_\_\_

<b>Section 1:</b>		<b>This is Management Plan No: 1</b>	
Insurer:	Date of initial consultation for this episode of care: 1/2/05		
Case Manager:	Total consultations for this injury approved to date (including initial 8): 8		
Fax:	No. consultations required in <b>this</b> plan: 8		
Date of Injury: 22/1/05	Anticipated <b>total</b> no. consultations required until discharge: 16		
Workplace injury to which this plan relates: Lumbar strain	Anticipated discharge date 7/4/05 OR		
Occupation/Job Title: Clerk	Anticipated review date ___/___/___		
Referred by: Dr Samuels	<b>Osteopath's Contact Details::</b> (Place stamp here)		
	Signature:	WorkCover No.	Date:
<b>Section 2: Treatment Plan</b>			
Manual therapy, reassurance & exercise to address altered biomechanics, poor co-ordination of pelvic and trunk musculature & to address excessive guarding during trunk movements. Support return to currently avoided ADL's (carrying shopping and vacuuming) & ex. regime (walking & tennis). Implement pause ex routine for workplace. Provide functional retraining to resume lifting up to 5kgs from floor to shoulder height.			
<b>Section 3: Outcome measures that you use to assess and monitor worker's progress throughout this treatment period</b>			
<b>Outcome Measure</b>	<b>Measure at initial Assessment</b>	<b>Current measure (at commencement of this plan)</b>	<b>Anticipated outcome at end of this plan</b>
Work status	Unfit for work	Fit for suitable duties, 4 hours/day x 5 days/week	Pre-injury duties, full hours
Functional restrictions limiting return to work: Sitting tolerance	Sitting limit of 5-10 mins	Sitting tolerance of 20 minutes	Sitting tolerance of 1 hour
Walking tolerance	Unable to walk to post office to post/collect mail (10 minute walk up hill). Walking tolerance 5 mins	Walking tolerance 15 mins on flat ground. Unable to manage slopes/hills at this stage	30 minute walking tolerance and ability to negotiate hills and slopes
Access bottom drawer of filing cabinet	Unable to access bottom drawer of filing cabinet as task increases back pain	Using correct technique to access filing cabinet (squat) and able to maintain position momentarily	Consistently using squat to access bottom drawer and able to maintain this position for few mins
<b>Section 4: Indicate type of consultation being provided:</b>			
<u>Standard</u>	2 Distinct Areas	Complex	Home visit
<b>Section 5: Identified barriers to RTW and recommended strategy to overcome the barrier</b>			
Barrier (Include ÖMPQ score if > 4 weeks post injury and indicated)		Recommended strategy	
Office chair at workplace is inadequate		Workplace assessment by rehabilitation provider	
<b>Section 6: Other assistance</b> (Can the insurer assist your management in any other way – eg: Referral to an Independent Osteopath Consultant/ Medical Specialist/Rehabilitation Provider <input type="checkbox"/> Yes x <input checked="" type="checkbox"/> No			
<b>Please provide details of referral required:</b>			
<b>Insurer use</b>		<b>Plan approved / Plan not approved</b>	
<b>Name:</b>		Phone:	
<b>Signed:</b>		Date:	
<b>Comments and/or reason for non-approval:</b>			
<b>Cc: NTD</b>		<b>Worker agreed to plan: Yes No</b>	



# OSTEOPATHY MANAGEMENT PLAN

This plan relates to \_\_\_\_\_ D.O.B \_\_\_\_\_ Male/Female  
(Workers name)

Claim No. \_\_\_\_\_

<b>Section 1:</b>		<b>This is Management Plan No: 2</b>	
Insurer:	Date of initial consultation for this episode of care: 1/7/05		
Case Manager:	Total consultations for this injury approved to date (including initial 8): 16		
Fax:	No. consultations required in <b>this</b> plan: 8		
Date of Injury: 12/5/05	Anticipated <b>total</b> no. consultations required until discharge: 24		
Workplace injury to which this plan relates: Ankle fracture	Anticipated discharge date 11/11/05 OR		
Occupation/Job Title: Storeman	Anticipated review date ___/___/___		
Referred by: Dr Brown	<b>Osteopath's Contact Details:</b> (Place stamp here)		
	Signature:	WorkCover No.	Date:
<b>Section 2: Treatment Plan</b>			
Manual therapy & exercise to improve ankle ROM, proprioception, strength and gait and to address altered biomechanics in other areas (lumbopelvic & shoulder girdle) that have resulted from the original injury, use of crutches and consequent gait disturbance.			
<b>Section 3: Outcome measures that you use to assess and monitor worker's progress throughout this treatment period</b>			
<b>Outcome Measure</b>	<b>Measure at initial Assessment</b>	<b>Current measure (at commencement of this plan)</b>	<b>Anticipated outcome at end of this plan</b>
Work status	Unfit for work	Unfit for work	Fit for suitable duties, reduced hours
Functional restrictions limiting return to work: Weight bearing tolerance	Mobilising with crutches	Mobilising without crutches. Weight bearing tolerance of 10 mins.	Walking/standing tolerance of 30 mins
Lifting/carrying capacity	Unable to lift or carry	Lifting/carrying 5kgs from waist level. Unable to lift from floor level	Lift/carry 10kgs from waist level. Able to lift 5kgs from floor level
Forklift driving capacity	Unable to drive own vehicle due to pain in right ankle	Now driving own vehicle for up to 20 mins	Forklift driving for 30 minute periods
<b>Section 4: Indicate type of consultation being provided:</b>			
<u>Standard</u>	2 Distinct Areas	Complex	Home visit
<b>Section 5: Identified barriers to RTW and recommended strategy to overcome the barrier</b>			
Barrier (Include ÖMPQ score if > 4 weeks post injury and indicated)	Recommended strategy		
NTD continuing to certify worker as unfit despite improved functional abilities and availability of suitable duties at workplace	Liaison between insurer and NTD re measures as to current function as noted by osteopath, as discussion between osteopath and NTD has not resulted in any upgrades		
Worker does not think they will return to their pre-injury duties	Return to work suitable duties asap, with upgrades to pre-injury duties commensurate with improved function as noted by osteopath		
<b>Section 6: Other assistance</b> (Can the insurer assist your management in any other way – eg: Referral to an Independent Osteopath Consultant/ Medical Specialist/Rehabilitation Provider <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No			
<b>Please provide details of referral required:</b> Liaison with NTD as suggested above. If this communication is unsuccessful, then referral to an IMC for an opinion re fitness for work.			
<b>Insurer use</b>	<b>Plan approved / Plan not approved</b>		
<b>Name:</b>	Phone:		
<b>Signed:</b>	Date:		
<b>Comments and/or reason for non-approval:</b>			
<b>Cc: NTD</b>	<b>Worker agreed to plan: Yes No</b>		





## Örebro musculoskeletal pain questionnaire (ÖMPQ)

<p>Here are some of the things that other people have told us about their pain. For each statement, circle one number from 0 to 10 to say how much physical activities, such as bending, lifting, walking or driving, would affect your pain.</p>											
<p><b>17. Physical activity makes my pain worse.</b></p>											
0	1	2	3	4	5	6	7	8	9	10	
<i>Completely disagree</i>											<i>Completely agree</i>
<p><b>18. An increase in pain is an indication that I should stop what I'm doing until the pain decreases.</b></p>											
0	1	2	3	4	5	6	7	8	9	10	
<i>Completely disagree</i>											<i>Completely agree</i>
<p><b>19. I should not do my normal work with my present pain.</b></p>											
0	1	2	3	4	5	6	7	8	9	10	
<i>Completely disagree</i>											<i>Completely agree</i>
<p>Here is a list of five activities. Circle the one number that best describes your current ability to participate in each of these activities.</p>											
<p><b>20. I can do light work for an hour.</b></p>											10 - X
0	1	2	3	4	5	6	7	8	9	10	
<i>Can't do it because of pain problem</i>											<i>Can do it without pain being a problem</i>
<p><b>21. I can walk for an hour.</b></p>											10 - X
0	1	2	3	4	5	6	7	8	9	10	
<i>Can't do it because of pain problem</i>											<i>Can do it without pain being a problem</i>
<p><b>22. I can do ordinary household chores.</b></p>											10 - X
0	1	2	3	4	5	6	7	8	9	10	
<i>Can't do it because of pain problem</i>											<i>Can do it without pain being a problem</i>
<p><b>23. I can go shopping.</b></p>											10 - X
0	1	2	3	4	5	6	7	8	9	10	
<i>Can't do it because of pain problem</i>											<i>Can do it without pain being a problem</i>
<p><b>24. I can sleep at night.</b></p>											10 - X
0	1	2	3	4	5	6	7	8	9	10	
<i>Can't do it because of pain problem</i>											<i>Can do it without pain being a problem</i>
<p>* Modified for use by WorkCover NSW (with permission)</p>											

Örebro musculoskeletal pain questionnaire (ÖMPQ)

## Explanatory notes

This screening questionnaire provides outcomes in acute and sub-acute back pain. The Örebro Musculoskeletal Pain Questionnaire (ÖMPQ) is valid and reliable in predicting long-term disability – the reliability of this tool in predicting failure to return to work outcomes has been demonstrated in an Australian population.

This yellow flag-screening questionnaire, when completed four to 12 weeks after musculoskeletal injury, predicts long term disability and failure to return to work. A cut-off score of 105 has been found to predict, with 95 percent accuracy, those who will recover and, with 81 percent accuracy, those who will have no further sick leave, in the next six months. Prediction of long-term sick leave (more than 30 days within the next six months) was found to be 67 percent accurate.

The ÖMPQ predicted failure to return to work six months after compensable musculoskeletal injury in a NSW population of workers. The injuries in the study group were mixed and the ÖMPQ was found to be more specific and sensitive for back injuries. In workers with back injuries screened at four to 12 weeks, a cut-off score of 130 correctly predicted 86 percent of those who failed to return to work.

Identification, through the ÖMPQ, of workers at risk of failing to return to work due to personal and environmental factors provides the opportunity for treating practitioners to apply appropriate interventions (including the use of activity programs based on cognitive-behavioural strategies) to reduce the risk of long-term disability in injured workers. Evidence indicates that these factors can be changed if they are addressed.

## Scoring instructions

- For question 4, count the number of pain sites and multiply by two – this is the score (maximum score of 10).
- For questions 5,6,7,8,9,10,12,13,14,17,18 and 19 the score is the number that has been ticked or circled.
- For questions 11,15,16,20,21,22,23 and 24 the score is 10 minus the number that has been circled.
- Write the score in the shaded area beside each item.
- Add up the scores for questions 4 to 24 – this is the total ÖMPQ score.

For references see the publication “Soft Tissue Injuries, General Guide, 2006.

# APPENDIX V

## WorkCover Payment Classification System Information - Osteopathy

Please refer to the Gazetted Osteopathy Fees Order 2006 for complete details of treatment types

### WorkCover Approved Osteopaths

Payment Classification Code	Type of Treatment	Gazetted Fees Order
OSA001	Initial consultation and treatment	\$65.00
OSA002	Standard consultation and treatment or Early Work Related Activity Program consultation	\$55.00
OSA003	Initial consultation and treatment of 2 distinct areas	\$98.00
OSA004	Standard consultation and treatment of 2 distinct areas	\$83.00
OSA005	Complex treatment	\$110.00
OSA006	Group/class service	\$39.00/participant
OSA007	Home visit – Initial Consultation and treatment	\$80.00
OSA008	Home visit – Standard Consultation and treatment	\$64.00
OSA009	Home visit – Initial consultation and treatment of 2 distinct areas	\$118.00
OSA010	Home visit – Standard consultation and treatment of 2 distinct areas	\$101.00
OSA011	Home visit – Complex treatment	\$130.00
OSA012	Case Conference	\$130.00/hour
OSA013	Report Writing	\$130.00(maximum)
OSA014	Travel	\$1.20/kilometre
OAD001	Aids not elsewhere classified such as the purchase or replacement costs of aids such as back rests, strapping, that are required as a result of a work related injury	
OTT003	Work Related Activity/Work Conditioning Program: Payments for programs that facilitate improvements in work capacity through cognitive behaviour and physical therapies. Pursuant to section 59, 60 & 61 of the Workers Compensation Act 1987.	

**Osteopaths Generally**

<b>Payment Classification Code</b>	<b>Type of Treatment</b>	<b>Gazetted Fees Order</b>
OSX001	Initial consultation and treatment	\$50.00
OSX002	Standard consultation and treatment or Early Work Related Activity Program consultation	\$40.00
OSX003	Initial consultation and treatment of 2 distinct areas	\$75.00
OSX004	Standard consultation and treatment of 2 distinct areas	\$60.00
OSX005	Complex treatment	\$80.00
OSX006	Group/class service	\$30.00/participant
OSX007	Home visit – Initial Consultation and treatment	\$62.00
OSX008	Home visit – Standard Consultation and treatment	\$50.00
OSX009	Home visit – Initial consultation and treatment of 2 distinct areas	\$94.00
OSX010	Home visit – Standard consultation and treatment of 2 distinct areas	\$75.00
OSX011	Home visit – Complex treatment	\$100.00
OSX012	Case Conference	\$100.00/hour
OSX013	Report Writing	\$100.00(maximum)
OSX014	Travel	\$1.00/kilometre
OAD001	Aids not elsewhere classified such as the purchase or replacement costs of aids such as back rests, strapping, that are required as a result of a work related injury	
OTT003	Work Related Activity/Work Conditioning Program: Payments for programs that facilitate improvements in work capacity through cognitive behaviour and physical therapies. Pursuant to section 59, 60 & 61 of the Workers Compensation Act 1987.	

# Appendix VI

## Conditions of appointment as an Independent Consultant

Appointment as a WorkCover-approved independent consultant is subject to the following conditions:

1. Injured workers referred for assessment will be interviewed and examined with the same care, consideration and courtesy, as are my own patients. I agree to accept the standards set by my peers and respect community expectations about the conduct of independent osteopathic assessments.
2. I understand that I am, and must appear to be, independent of the insurer or self-insurer. I will maintain this independent status and undertake not to overtly criticise treatment by a colleague or medical practitioner. Notwithstanding this, I will discuss my findings and/or recommendations with the injured worker at my discretion. I also understand the insurer or self-insurer will explain the nature of my independent status to the injured worker prior to the review.
3. Notwithstanding the above, I will assist in any way possible to resolve any difficulties that may become apparent in the course of the review.
4. I agree to remain mindful of the requirements of the *Workplace Injury Management and Workers Compensation Act 1998* and any amendments to the Act.
5. I understand that whether my services are called upon will be entirely at the discretion of insurers.
6. I agree to participate in evaluation mechanisms in relation to all aspects of delivering independent assessments and reviews. This will require that I retain all relevant documentation associated with referral, assessments and reports, accounts and other documents as WorkCover may direct from time to time.
7. I understand that I must give WorkCover 14 days' notice of my intention to cease providing services as an independent consultant.
8. I agree not to recommend the referral of injured workers to any business that I own or to which I provide treatment services.

# Appendix VII

## Appointed Independent Osteopathic Consultants April 2006

### SYDNEY REGION

**Ms Louise Adam**

Jennifer Paull and Associates

36 Ramsay Road

FIVE DOCK NSW 2046

*Postal address:*

PO Box 115

JAMBEROO NSW 2533

Phone: 0413 832 223

Fax: (02) 4236 0983

[louiseadam@yahoo.com](mailto:louiseadam@yahoo.com)

**Mr Peter Baziotis**

84 Robey Street

MASCOT NSW 2020

Phone: (02) 9317 3300

Fax: (02)9317 3304

Mobile: 0411 888 797

[an.osteopath@optusnet.com.au](mailto:an.osteopath@optusnet.com.au)

### SOUTH COAST REGION

**Ms Louise Adam**

Kiama Leisure Centre

Havilah Place

KIAMA NSW 2533

*Postal address:*

PO Box 115

JAMBEROO NSW 2533

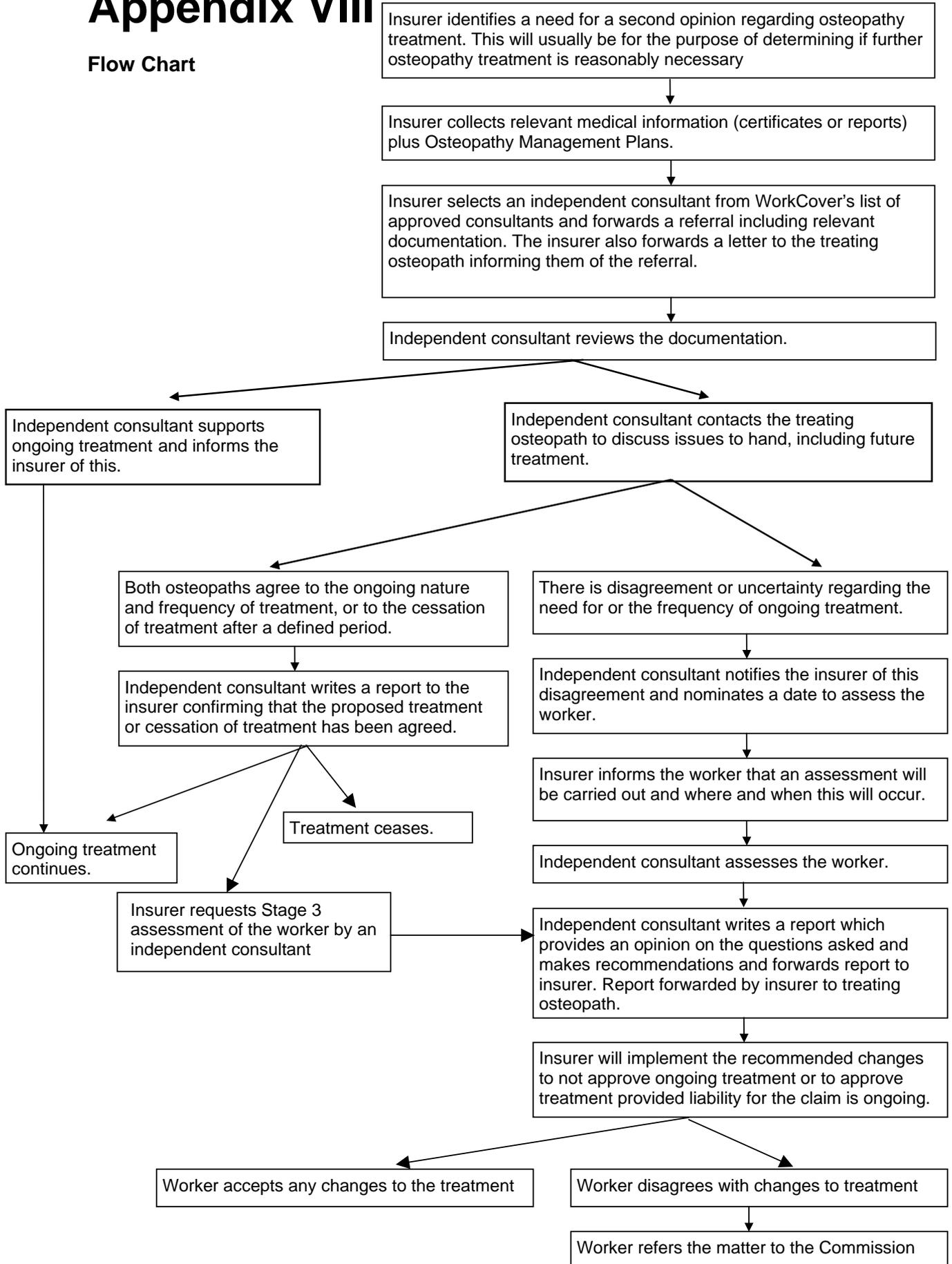
Phone: 0413 832 223

Fax: (02) 4236 0983

[louiseadam@yahoo.com](mailto:louiseadam@yahoo.com)

# Appendix VIII

## Flow Chart



# Appendix IX

## WorkCover Agents

### Allianz Australia Pty Ltd

Email: [Physio\\_Approval@allianz.com.au](mailto:Physio_Approval@allianz.com.au)

Fax: (02) 9266 7410

Ph: 1300 130 664

### Cambridge Integrated Services Pty Ltd

Email: [injury.mgt@cambridge-au.com](mailto:injury.mgt@cambridge-au.com)

Fax: 1800 220 352

Ph: (02) 8273 4635 (Carly van den Akker, Injury Management Team Leader)

### CGU Insurance Ltd

Email: [Osteopathy.Plans@iag.com.au](mailto:Osteopathy.Plans@iag.com.au)

Fax: (02) 9088 9648

Phone: (02) 9088 9885 (Jane Selman, Injury Management Administration)

### Employers' Mutual Ltd

E-mail: [Treatmentplans@emia.com.au](mailto:Treatmentplans@emia.com.au)

Fax: (02) 9290 2405

Phone: (02) 9229 7926

### GIO Insurance Ltd

Email: [wclaims@gio.com.au](mailto:wclaims@gio.com.au)

Fax: 1300 733 677

Phone: (02) 8299 1969 (Marlene de l'Epine)

### QBE Insurance Ltd

Email: [elizabeth.worcester@qbe.com](mailto:elizabeth.worcester@qbe.com)

Fax: (02) 8227 8109

Phone:(02) 9375 4687

### Gallagher Bassett Services Workers Compensation NSW

Email: [allplans@gbtpa.com.au](mailto:allplans@gbtpa.com.au)

Fax: (02)8255 8577

Ph: 1800 007 033 or (02)9464 7477 (Greg Larkin)

## Self Insurers

Refer to WorkCover's website for details regarding all self insurers

[www.workcover.nsw.gov.au/list\\_of](http://www.workcover.nsw.gov.au/list_of)

# 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

### HAWKESBURY CITY COUNCIL

Roads Act 1993, Section 10

Dedication of Land as Public Road

Notice of Dedication of Land as Public Road at Windsor in the Hawkesbury City Council Area

NOTICE is hereby given that pursuant to section 10 of the Roads Act 1993, Hawkesbury City Council dedicates land owned by Council as described in the Schedule below, as public road. The subject land is situated in George Street, Windsor. G. FAULKNER, General Manager, Hawkesbury City Council, PO Box 146, Windsor NSW 2756.

#### SCHEDULE

Lot 2 in Deposited Plan 995355 subject to the Right of Carriageway, Right of Access, Easement to Drain Water and Easement for Services affecting the said land. [2261]

### PALERANG COUNCIL

Local Government Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

PALERANG COUNCIL declares with the approval of Her Excellency the Governor, that the land described in the Schedule below excluding any mines or deposits of minerals in that land, are acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purpose of a waste facility. Dated at Bungendore, this 14th day of July 2006. PETER BASCOMB, General Manager, Palerang Council, PO Box 348, Bungendore NSW 2621.

#### SCHEDULE

Lot 1, DP 1087861. [2262]

### PARKES SHIRE COUNCIL

Roads Act 1993, Section 162.1

Naming of Public Roads – Harris Street

NOTICE is hereby given that in accordance with section 162.1 of the Roads Act 1993, as amended, Council has named the roads shown hereunder:

Location	Name
Laneway between Seaborne Street and Webb Street (west of Charles Rigg Avenue), Parkes.	Harris Street.

No objections to the proposed names were received within the prescribed period of time. A. McCORMACK, General Manager, Parkes Shire Council, PO Box 337, Parkes NSW 2870. [2263]

### RICHMOND VALLEY COUNCIL

Roads (General) Regulation 2000, Section 9

Notice of Naming Roads

COUNCIL, at its meeting on 20th June 2006, resolved to endorse the following road names:

1. Fairy Meadows Estate, Fairy Hill.

Fairy Meadows Estate is a rural residential subdivision of Lot 1, DP 877979, Summerland Way (MR83), Fairy Hill. The road names are as follows:

- i. Marigold Drive, Fairy Hill;
- ii. Zinnia Court, Fairy Hill;
- iii. Daisy Court, Fairy Hill.

2. Settlers Estate, Casino.

Settlers Estate is a residential subdivision of Lot 1, DP 606862; Lot 24, DP 808092 and Lots 4, 5 and 6, section 4, DP 976660. The development is bounded by Johnston Street (SH16), Kent Street (unformed), Dyraba Street (unformed) and Clark Street, Casino. The road names are as follows:

- i. Ivory Circuit, Casino;
- ii. Walsh Place, Casino;
- iii. Marsh Place, Casino.

3. Road Name Change for Iron Gates Road, Evans Head.

Iron Gates Road, Evans Head, commences at the intersection of Woodburn Evans Head Road (MR153), Evans Head and runs in a southerly direction for approximately 1.7km.

The new name for the road has been changed to Blue Pool Road, Evans Head.

Council, at its meeting on 18th July 2006, resolved to endorse the following road name:

Sam Cooper Street, Casino – This is the entrance street to the residential subdivision of Settlers Estate as described above.

B. A. WILKINSON, General Manager, Locked Bag 10, Casino NSW 2470. [2264]

### ROCKDALE CITY COUNCIL

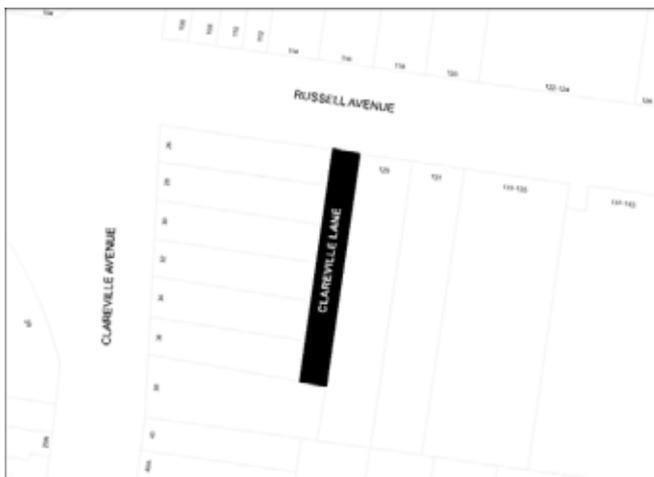
Roads Act 1993, Section 16

Road Dedication

PURSUANT to section 16 of the Roads Act 1993, Rockdale City Council hereby dedicates the following land as public road. CHRIS WATSON, General Manager, Rockdale City Council, PO Box 21, Rockdale NSW 2216.

#### SCHEDULE

That part of the land off Russell Avenue, Dolls Point, between Clareville Avenue and Park Street as shown shaded in heavy black on the accompanying plan.



[2265]

**SHOALHAVEN CITY COUNCIL**

## Dedication of Land as Public Road

NOTICE is hereby given that Shoalhaven City Council, at its meeting on 22nd March 2005, Minute No. 05.293, resolved that the land described in the Schedule below is hereby dedicated as council public road pursuant to section 10 of the Roads Act 1993. R. D. PIGG, General Manager, Shoalhaven City Council, Bridge Road (PO Box 42), Nowra NSW 2540. File No. 9905.

**SCHEDULE**

Lot 1, DP 1084209, Parish of Currumbene, County of St Vincent. [2266]

**SHOALHAVEN CITY COUNCIL**

## Roads Act 1993, Section 10

## Dedication of Land as Public Road

NOTICE is hereby given that the Council of the City of Shoalhaven at its meeting of 26th April 2005, Minute 05.463, resolved to acquire land for public road. The land as described in the Schedule below has now been acquired and is hereby dedicated as council public road pursuant to section 10 of the Roads Act 1993. R. D. PIGG, General Manager, Shoalhaven City Council, Bridge Road, Nowra NSW 2541. File 31547.

**SCHEDULE**

All that piece or parcel of land situated in the Shoalhaven City Council Area, Parish of Coolangatta, County of Camden, being Lot 1 in DP 1088929. [2267]

**SNOWY RIVER SHIRE COUNCIL**

## Roads Act 1993, Section 162

## Naming of Roads

NOTICE is hereby given that under section 162 of the Roads Act 1993, Snowy River Shire Council has named the following roads:

Location	Name
Road off The Snowy River Way accessing Lot 34, DP 739246; Lots 48 and 132, DP 756672, Locality of Jindabyne.	McGuffickes Road.

**Location**

Road off Windeyer Street, Dalgety, heading south to the Snowy River accessing Lot 1, DP 734855; Lot 9, DP 812177; Lot 69, DP 756676 and Lot 2, DP 1042484, Locality of Dalgety.

**Name**

Hickeys Road.

V. STRAW, General Manager, Snowy River Shire Council, PO Box 143, Berridale NSW 2628. [2268]

**WOLLONGONG CITY COUNCIL**

## Roads Act 1993, Section 10

## Road Dedication

PURSUANT to section 10 of the Roads Act 1993, Wollongong City Council hereby dedicates the following Council land as public road. R. J. OXLEY, Chief Executive Officer and General Manager, Wollongong City Council, Locked Bag 8821, Wollongong NSW 2500.

**SCHEDULE**

The land situated in the Wollongong City Council Area, Parish of Woonona and County of Camden, known as land in Conveyance No. 704, Book 1716, located off New Mt Pleasant Road, Balgownie and forming part of Kembla Street as shown outlined in heavy black on the accompanying plan.



[2269]

**ESTATE NOTICES**

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of GENEVIEVE MARY DE PALO, late of Russell Lea, in the State of New South Wales, hotel manageress, who died on 18th March 2006, must send particulars of their claim to the executor, Benedict De Palo, c.o. Truman Hoyle Lawyers, Level 11, 68 Pitt Street, Sydney NSW 2000, within one (1) calendar month from the publication of this notice. After that time the assets of the estate and the property may be conveyed and distributed having regard only to the claims of which at the time of conveyance or distribution the executor has notice. Probate was granted in New South Wales on 18th July 2006. TRUMAN HOYLE LAWYERS, Level 11, 68 Pitt Street, Sydney NSW 2000 (DX 263, Sydney), tel.: (02) 9226 9888. Reference: SR5181. [2270]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of JOAN LURLINE LANE, late of 115 Balaclava Road, Eastwood, in the State of New South Wales, retired, who died on 9th March 2006, must send particulars of his/her claim to the executor, Stephen John Lane, c.o. Collins & Thompson, Solicitors, 8 Coronation Street, Hornsby NSW 2077, within one (1) calendar month from publication of this notice. After that time the assets of the estate may be conveyed and distributed having regard only to the claims of which at the time of conveyance or distribution the executor has notice. Probate was granted in New South Wales on 30th June 2006. COLLINS & THOMPSON, Solicitors, 8 Coronation Street, Hornsby NSW 2077. [2271]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of FLORENCE MILFRED EMILY SLEEMAN, late of 14 Farnell Road, Woy Woy, in the State of New South Wales, home duties, who died on 2nd May 2006, must send particulars of his/her claim to the executor, Ronald George Sleeman, c.o. Collins & Thompson, Solicitors, 8 Coronation Street, Hornsby NSW 2077, within one (1) calendar month from publication of this notice. After that time the assets of the estate may be conveyed and distributed having regard only to the claims of which at the time of conveyance or distribution the executor has notice. Probate was granted in New South Wales on 19th July 2006. COLLINS & THOMPSON, Solicitors, 8 Coronation Street, Hornsby NSW 2077. [2272]

**COMPANY NOTICES**

NOTICE of final meeting.—BULL FINANCE PTY LIMITED, ACN 109 362 147 (in voluntary liquidation).—Notice is hereby given that pursuant to section 509 of the Corporations Law, the final meeting of members of the Company will be held at “Currajong”, Narrendera, on the 7th day of September 2006, at 10:00 a.m., for the purpose of the Liquidator laying before the meeting an account of the winding up and the giving of any explanation thereof. Dated this 26th day of July 2006. ROBERT BULL, Liquidator, c.o. Dawson & Partners, Chartered Accountants, PO Box 201, Cootamundra NSW 2590, tel.: (02) 6942 1711. [2273]

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