



Government Gazette

OF THE STATE OF

NEW SOUTH WALES

Week No. 12/2013

Friday, 22 March 2013

*Published under authority by
Department of Premier and Cabinet
Level 11, Bligh House
4-6 Bligh Street, SYDNEY NSW 2000
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*Containing numbers 36, 37, 38, 39 and 40
Pages 651 – 692*

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Government Gazette inquiry times are:

Monday to Friday: 8.30 am to 4.30 pm

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

Email: nswgazette@dpc.nsw.gov.au

GOVERNMENT GAZETTE DEADLINES

Close of business every Wednesday

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

Easter deadlines

Due to the Public Holidays over the Easter period the details for inclusion in the *Government Gazette* are:

The Gazette will be published on 28 March 2013 and the deadline will be close of business on 26 March 2013.

Special Supplements

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

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

Please Note:

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

Department of Finance and Services Tenders

SUPPLIES AND SERVICES FOR THE PUBLIC SERVICE

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

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

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



Government Gazette

OF THE STATE OF

NEW SOUTH WALES

Number 36

Friday, 15 March 2013

Published under authority by the Department of Premier and Cabinet

SPECIAL SUPPLEMENT

ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979

Order under Clause 6 of Schedule 6A

I, the Minister for Planning and Infrastructure, by this my Order, declare the development specified in Schedule 1 to this Order, on the land specified in Schedule 2 to this Order, to be State significant development under Clause 6 of Schedule 6A to the Environmental Planning and Assessment Act 1979 (the Act), for the purposes of that Act.

The development the subject of this Order was a project to which Part 3A of the Act applied immediately before its repeal, as described in Schedule 3 to this Order.

This Order takes effect upon publication in the *New South Wales Government Gazette*.

Note: For the avoidance of doubt, this Order does not apply to any development the subject of an approval to carry out a project under Part 3A of the Act (including an approval as modified).

Dated: 14 March 2013.

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

SCHEDULE 1

Development the subject of the following project applications made under Part 3A of the Act:

<i>Project No.</i>	<i>Description</i>
MP 10_0024	Commercial building C1
MP10_0026	Remediation, land forming works and general excavation
MP 11_0022	Commercial building C2 and ancillary public domain
MP 11_0023	Commercial building C6 and ancillary public domain
MP 11_0036	Residential building R1 and ancillary public domain
MP 11_0037	Residential building R7 and ancillary public domain
MP 11_0052	City Walk pedestrian bridge
MP 11_0058	Southern Cove public domain
MP 11_0059	Residential buildings R4 and R6
MP 11_0066	Residential building R3
MP 11_0067	Residential building R5
MP 11_0070	Residential building R2
MP 11_0071	Residential building R10
MP 11_0072	Residential building R11
MP 11_0075	Commercial building C8 and ancillary public domain
MP 11_0076	Commercial building C7, pedestrian bridge and ancillary public domain
MP 11_0077	Cultural building and ancillary public domain

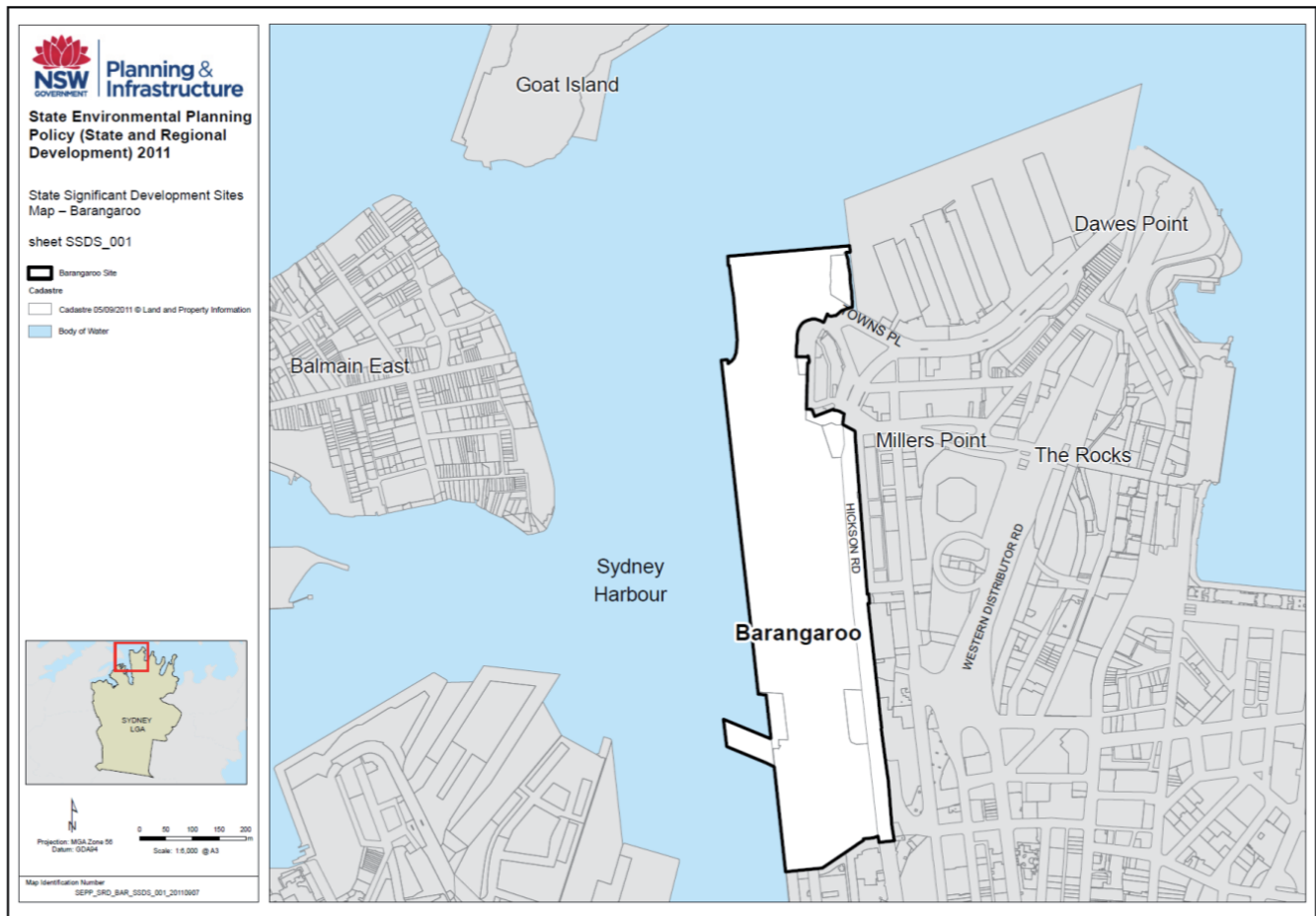
SCHEDULE 2

All land within the State Significant Development Sites Map – Barangaroo (attached).

SCHEDULE 3

The development the subject of the Minister's Concept Plan approval No. 06_0162 dated 9 February 2007 (as modified).

State Significant Development Sites Map – Barangaroo



ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979

Order under Clause 6 of Schedule 6A

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

This Order takes effect upon publication in the *New South Wales Government Gazette*.

Dated: 14 March 2013.

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

SCHEDULE 1

A proposal by Village Building Company for the construction of a sewage treatment plant and related infrastructure for the treatment of wastewater and delivery of treated water to approximately 28,500 equivalent population, located in the Queanbeyan local government area, as generally described in the letters by CBRE titled "South Jerrabomberra Urban Release Area – Integrated Water Cycle Infrastructure" to the Department of Planning dated 15 January 2010 and 4 March 2010.

SCHEDULE 2

All land within the area shown in Figure 2 of the Preliminary Environmental Assessment (attached) and situated in the local government area of Queanbeyan.



Figure 2: Study Area Locality Map

(Source: Preliminary Environmental Assessment. South Jerrabomberra Integrated Water Cycle Concept Plan and South Jerrabomberra Initial Servicing Infrastructure Project Application)

ISSN 0155-6320

Authorised to be printed
TONY DUCKMANTON, Government Printer.



Government Gazette

OF THE STATE OF

NEW SOUTH WALES

Number 37

Monday, 18 March 2013

Published under authority by the Department of Premier and Cabinet

SPECIAL SUPPLEMENT

FISHERIES MANAGEMENT ACT 1994

Sections 8 and 9 Notification – Urgent Fishing Closure

Ocean Waters off Evans Head and Clarence River

I, GEOFF ALLAN, Executive Director, Fisheries NSW, with the delegated authority of the Minister for Primary Industries and the Director General of the Department of Trade and Investment, Regional Infrastructure and Services pursuant to sections 227 and 228 of the Fisheries Management Act 1994 (“the Act”), and pursuant to section 8 of the Act, do by this notification prohibit the taking of all species of fish, by the method of otter trawl net (prawns) by all endorsement holders in the Ocean Trawl Fishery, in the waters described in Column 1 of the Schedule to this notification for the period commencing on the date of this notification and expiring on the date specified in Column 2 of that Schedule, unless under the direct supervision of an employee of the Department of Primary Industries or otherwise with the consent of the Executive Director, Fisheries NSW for the purpose of undertaking trials to determine the abundance and or size of fish (including prawns) and informing any decision to amend or revoke this fishing closure or part thereof.

SCHEDULE

<i>Column 1 Waters</i>	<i>Column 2 Period</i>
<p>Ocean waters adjacent to Evans Head</p> <p>The whole of the waters within an area bounded by a line commencing at 29°06.000'S, 153°25.970'E (the north western corner of the Evans River entrance closure on Airforce Beach), then drawn due east to 29°06.000'S, 153°27.090'E (the north eastern corner of the Evans River entrance closure), then north north east approximately 2 nautical miles to 29°04.000'S, 153°27.460'E, then due west to the mean high water mark on Airforce Beach at or nearest to 29°04.000'S, 153°26.450'E, then generally south along the beach to the point of commencement (references to directions are indicative only).</p>	<p>Ocean waters adjacent to Evans Head: until and including 14 April 2013 (1 month).</p>
<p>Ocean waters adjacent to the Clarence River</p> <p>The whole of the ocean waters west of the Angourie Point closure as set out in Schedule 2 of the Fisheries Management (Ocean Trawl Share Management Plan) Regulation 2006 from Angourie Point north to a line drawn from 29°22.400'S, 153°23.460'E (the north western corner of the Angourie Point closure) to the north eastern extremity of Woody Head at or nearest to 29°21.815'S, 153°22.450'E (references to directions are indicative only).</p>	<p>Ocean waters adjacent to the Clarence River: until and including 14 April 2013 (1 month).</p>

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

In this fishing closure, ***Ocean Trawl Fishery*** means the share management fishery of that name, as described in Schedule 1 to the Act.

The provisions of this fishing closure in respect of endorsement holders in the Ocean Trawl Fishery have effect despite any provisions in the Fisheries Management (Ocean Trawl Share Management Plan) Regulation 2006.

This fishing closure is effective from the date of this notification until 14 April 2013 unless sooner amended or revoked.

Notes:

1. The purpose of this fishing closure is to prohibit or restrict the use of particular nets to take fish because of high levels of bycatch or incidental catch of small prawn.
2. This notification is published under sections 9 (2) (b) and (3) of the Act.

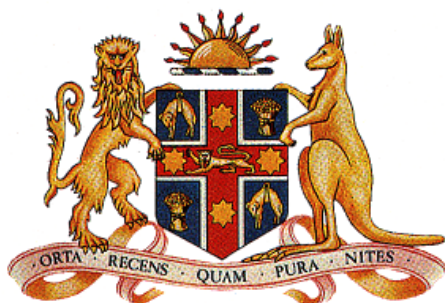
Dated this 15th day of March 2013.

Dr GEOFF ALLAN,
Executive Director,
Fisheries NSW,
Department of Primary Industries
(an office within the Department of Trade and
Investment, Regional Infrastructure and Services)

Authorised to be printed

ISSN 0155-6320

TONY DUCKMANTON, Government Printer.



Government Gazette

OF THE STATE OF
NEW SOUTH WALES

Number 38

Thursday, 21 March 2013

Published under authority by the Department of Premier and Cabinet

RURAL FIRES ACT 1997

NOTIFICATION UNDER SECTION 99

IN pursuance of the powers conferred upon me by section 99 of the Rural Fires Act 1997, I, SHANE ALAN FITZSIMMONS, Commissioner of NSW Rural Fire Service, under delegation dated 20 February 2012, from the Hon. Michael Gallacher, M.L.C., Minister for Police and Emergency Services, do, by this notification direct that the lighting, maintenance or use of all fires in the open air, with the exception of the classes of fire as specified in Schedules 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, and 18 hereto, is prohibited in the parts of the State set out in Schedule A hereto, from 00:01 hours to 23:59 hours on Thursday, 21 March 2013.

Dated 21 March 2013.

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

Schedule 1	Fire Fighting Activities
Schedule 2	Emergency Operations
Schedule 3	Fireworks
Schedule 4	Religious/Sacred Ceremonies
Schedule 5	Services and Utilities – Essential Repairs/ Maintenance
Schedule 6	Disposal of Waste/Putrescent Material
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Schedule 8	Bitumen Roadworks
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Schedule 17	Olympic Cauldron
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SCHEDULE 1

Fire Fighting Activities

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

SCHEDULE 2

Emergency Operations

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

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

SCHEDULE 3

Fireworks

Fireworks lit and maintained during a Total Fire Ban as part of an organised public display, theatrical display or technical non-display purpose, provided that;

- the person in charge of the display (“the responsible person”) holds a current Pyrotechnicians Licence or a Fireworks Single Use Licence (FSUL) issued by WorkCover NSW and;

- (b) the responsible person complies with the requirements of the WorkCover NSW publication “Operational Conditions FIREWORKS Pyrotechnics and Single Use Licence Holders” and;
- (c) all fire, sparks or incandescent or burning material is extinguished at the conclusion of the display and prior to the responsible person leaving the site;
- (d) the display is conducted in a manner, which minimises the likelihood that fire, sparks or burning or incandescent material will impact on the land surrounding the display causing a fire;
- (e) precautions are taken to prevent the escape of fire, sparks or incandescent or burning material from the surrounding area;

The abovementioned requirements stipulate that the responsible person must notify, during business hours, not less than forty eight hours prior to the commencement of the fireworks display:

- (i) the NSW Rural Fire Service Zone or District Manager for that District if the place where the display is to be held is within a rural fire district; or
- (ii) the Officer In Charge of the nearest Fire and Rescue NSW fire station if the place where the display is to be held is within a fire district.

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

SCHEDULE 4

Religious/Sacred Ceremonies

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

- (a) approval to use of the land on which the ceremony or celebration is to be held has been obtained in writing from:
 - (i) the local authority for the area in which the land is located, if the land is controlled or managed by a local authority; or
 - (ii) in any other case, the owner or occupier of the land on which site the ceremony or celebration will be held;
- (b) the ceremony or celebration is held on an open area of land so that any naked flame is surrounded by ground that is clear of all combustible material for a distance of at least 20 metres;
- (c) each fire or flame is constantly under the direct control or supervision of a responsible adult person;
- (d) each fire or flame is extinguished at the conclusion of the ceremony or celebration and prior to the person having control or supervision of the fire or flame leaving the site;
- (e) the person who obtained the consent of the local authority or the owner or occupier of the land to conduct the ceremony or celebration must ensure that all necessary steps are taken to prevent the escape of fire, sparks or incandescent or burning material from the site; and
- (f) the person who obtained the consent of the local authority or the owner or occupier of the land to conduct the ceremony or celebration must, not less

than six hours prior to the commencement of the ceremony or celebration, notify:

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

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

SCHEDULE 5

Services & Utilities – Essential Repairs/Maintenance

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

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

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

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

SCHEDULE 6

Disposal of Waste/Putrescent Material

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

SCHEDULE 7

Sugar Cane Harvesting

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

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

SCHEDULE 8

Bitumen Roadworks

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

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

SCHEDULE 9

Disposal of Diseased Animal Carcasses

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

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

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

SCHEDULE 10

Bee Hive “Smokers”

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

- (a) the canister is a commercially available “bee hive smoker” designed to prevent the escape of sparks or incandescent or burning material;
- (b) the fuel for the canister is lit inside a building or vehicle by a responsible adult person and the canister is sealed prior to leaving the building or vehicle and being taken to the hives;
- (c) fire, sparks or incandescent or burning material is not permitted to escape from the canister in the open air;

- (d) the canister is not to be left unattended while it is alight;
- (e) the fuel is totally extinguished inside a building or vehicle by the responsible adult person at the completion of use.

SCHEDULE 11

Electric or Gas Barbeques

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

SCHEDULE 12

Charcoal Production

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

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

SCHEDULE 13

Mining Operations

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

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

SCHEDULE 14

Building Construction/Demolition – Urgent and Essential

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

- (a) the fire is lit and maintained in a manner which will prevent the escape of fire, sparks or incandescent or burning material from the site of the works;
- (b) adequate fire fighting equipment is provided at the site of the works to prevent the escape or spread of the fire; and
- (c) if the work is to be carried out above the normal ground or floor level the area below the works must be totally free of combustible material and any fire, spark or incandescent material must be prevented from falling to that area.
- (d) prior to lighting the fire, the person in charge of the work must notify:
 - (i) the NSW Rural Fire Service Zone or District Manager for that district, If the site of the work is within a rural fire district; or
 - (ii) the Officer in Charge of the nearest NSW Fire Brigades fire station if the site of the work is within a fire district
 and comply with any direction or additional condition which may be imposed by that officer which may include a direction that the fire not to be lit.

SCHEDULE 15

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

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

SCHEDULE 16

Hot Air Balloons

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

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

- (iii) the NSWFB Officer in Charge of the nearest NSW Fire Brigades fire station if the launch site is within the NSWFB fire district,

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

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

SCHEDULE 17

Olympic Cauldron

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

SCHEDULE 18

Any Other Fire Approved by NSW RFS Commissioner

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

SCHEDULE A

Southern Riverina
Northern Riverina

Authorised to be printed

ISSN 0155-6320

TONY DUCKMANTON, Government Printer.



Government Gazette

OF THE STATE OF
NEW SOUTH WALES

Number 39
Friday, 22 March 2013

Published under authority by the Department of Premier and Cabinet

LEGISLATION

Online notification of the making of statutory instruments

Week beginning 11 March 2013

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

Regulations and other statutory instruments

Local Government (General) Amendment (Minimum Rates) Regulation 2013 (2013-107) — published LW 15 March 2013

Public Sector Employment and Management (Service NSW Division) Order 2013 (2013-106) — published LW 13 March 2013

Uniform Civil Procedure Rules (Amendment No 58) 2013 (2013-108) — published LW 15 March 2013

Water Management (General) Amendment (Anabranched Water) Regulation 2013 (2013-109) — published LW 15 March 2013

Workers' Compensation (Dust Diseases) Regulation 2013 (2013-117) — published LW 15 March 2013

Environmental Planning Instruments

Camden Local Environmental Plan 2010 (Amendment No 7) (2013-110) — published LW 15 March 2013

Kempsey Local Environmental Plan 1987 (Amendment No 115) (2013-111) — published LW 15 March 2013

Mid-Western Regional Local Environmental Plan 2012 (Amendment No 3) (2013-112) — published LW 15 March 2013

Nambucca Local Environmental Plan 2010 (Amendment No 12) (2013-113) — published LW 15 March 2013

Rockdale Local Environmental Plan 2011 (Amendment No 2) (2013-114) — published LW 15 March 2013

State Environmental Planning Policy (Sydney Region Growth Centres) Amendment (Camden and Liverpool Growth Centres Precinct Plans) 2013 (2013-118) — published LW 15 March 2013

State Environmental Planning Policy (Sydney Region Growth Centres) Amendment (East Leppington Precinct) 2013 (2013-119) — published LW 15 March 2013

Strathfield Local Environmental Plan 2012 (2013-115) — published LW 15 March 2013

Wagga Wagga Local Environmental Plan 2010 (Amendment No 7) (2013-116) — published LW 15 March 2013

OFFICIAL NOTICES

Appointments

ABORIGINAL LAND RIGHTS ACT 1983

NOTICE

I, the Honourable VICTOR DOMINELLO, M.P., Minister for Aboriginal Affairs, following approval by the New South Wales Aboriginal Land Council (NSWALC), do, by this notice pursuant to section 231 (2) of the Aboriginal Land Rights Act 1983 (the Act) extend the appointment of Mr David MANSFIELD as Administrator to the Cobowra Local Aboriginal Land Council for a period of six (6) calendar months, from 17 March 2013. During the period of his appointment, the Administrator will have all of the functions of the Cobowra Local Aboriginal Land Council and any other duties as specified by the instrument of appointment. The Administrator's remuneration and expenses are not to exceed \$60,000 excluding GST without the prior approval of NSWALC. The Administrator's remuneration may include fees payable for the services of other personnel within the Administrator's firm who provide services as agents of the Administrator.

Signed and sealed this 14th day of March 2013.

VICTOR DOMINELLO, M.P.,
Minister for Aboriginal Affairs

GOD SAVE THE QUEEN!

THE LEGISLATURE

Appointment

HER Excellency the Governor, with the advice of the Executive Council, has approved the following appointment to the position of Usher of the Black Rod of the Legislative Council on and from 20 February 2013:

Rachel Lee CALLINAN,
Usher of the Black Rod of the Legislative Council.

BARRY O'FARRELL, M.P.,
Premier

Roads and Maritime Services

ROAD TRANSPORT (GENERAL) ACT 2005

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

GOSFORD 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 25 metre B-Doubles may be used subject to any requirements or conditions set out in the Schedule.

Dated: 15 March 2013.

PAUL ANDERSON,
General Manager,
Gosford City Council
(by delegation from the Minister for Roads)

SCHEDULE

1. Citation

This Notice may be cited as Gosford City Council 25 Metre B-Double Route Notice No. 01/2013.

2. Commencement

This Notice takes effect on the date of Gazettal.

3. Effect

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

4. Application

This Notice applies to those 25 Metre vehicles which comply with Schedule 1 of the Road Transport (Mass, Loading and Access) Regulation 2005 and Schedule 2 of the Road Transport (Vehicle Registration) Regulation 2007.

5. Routes

<i>Type</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>
25.	Somersby Falls Road, Somersby.	Pile Road.	Myoora Road.
25.	Myoora Road, Somersby.	Somersby Falls Road.	25 Myoora Road.
25.	Triennium Road, Sommersby.	Pile Road.	Pinnacle Place.
25.	Pinnacle Place, Somersby.	Triennium Road.	17 Pinnacle Place.

Department of Trade and Investment, Regional Infrastructure and Services

MINERAL RESOURCES

NOTICE is given that the following applications have been received:

EXPLORATION LICENCE APPLICATIONS

(T13-1040)

No. 4779, OCHRE RESOURCES PTY LTD (ACN 112 833 351), area of 49 units, for Group 1, dated 14 March 2013. (Cobar Mining Division).

(T13-1041)

No. 4780, Garry NOBLE, area of 10 units, for Group 1, dated 14 March 2013. (Armidale Mining Division).

(T13-1042)

No. 4781, OCHRE RESOURCES PTY LTD (ACN 112 833 351), area of 100 units, for Group 1, dated 15 March 2013. (Cobar Mining Division).

MINING LEASE APPLICATION

(T13-1032)

No. 450, BORAL BRICKS PTY LTD (ACN 082 448 342), area of about 283192 square metres, to mine for clay/shale, dated 28 February 2013. (Sydney Mining Division).

PETROLEUM SPECIAL PROSPECTING AUTHORITY APPLICATION

(T12-1615)

No. 61, THE UPPER HUNTER MINING RESOURCES PTY LIMITED (ACN 160 230 571), area of 60 blocks, for Petroleum, dated 18 September 2012. (Armidale Mining Division).

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

NOTICE is given that the following application has been refused:

PETROLEUM SPECIAL PROSPECTING AUTHORITY APPLICATION

(T12-1615)

No. 61, THE UPPER HUNTER MINING RESOURCES PTY LIMITED (ACN 160 230 571), County of Brisbane, County of Buckland, County of Darling, County of Inglis and County of Parry, Map Sheet (9034, 9035, 9036, 9037, 9134, 9135) over 60 blocks in the Armidale Mining Division. Refusal took effect on 16 January 2013.

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

ASSESSMENT LEASE APPLICATION

(T99-0130)

No. 19, PAN GEM RESOURCES (AUST) PTY LTD (ACN 064 972 621), Parish of Buckley, County of Arrawatta, (9138-1-2, 9138-1-S). Refusal took effect on 12 March 2013.

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

NOTICE is given that the following applications have been withdrawn:

EXPLORATION LICENCE APPLICATIONS

(T12-1200)

No. 4649, AXIS CONSULTANTS PTY LTD (ACN 006 804 708), County of Burnett and County of Murchison, Map Sheet (9038). Withdrawal took effect on 19 March 2013.

(T12-1201)

No. 4650, AXIS CONSULTANTS PTY LTD (ACN 006 804 708), County of Gough and County of Hardinge, Map Sheet (9138). Withdrawal took effect on 19 March 2013.

(T12-1202)

No. 4651, AXIS CONSULTANTS PTY LTD (ACN 006 804 708), County of Darling and County of Murchison, Map Sheet (9037). Withdrawal took effect on 19 March 2013.

(T12-1203)

No. 4652, AXIS CONSULTANTS PTY LTD (ACN 006 804 708), County of Hardinge, Map Sheet (9137). Withdrawal took effect on 19 March 2013.

(T12-1204)

No. 4653, AXIS CONSULTANTS PTY LTD (ACN 006 804 708), County of Darling, Map Sheet (9036, 9037). Withdrawal took effect on 19 March 2013.

(T12-1207)

No. 4656, AXIS CONSULTANTS PTY LTD (ACN 006 804 708), County of Darling and County of Inglis, Map Sheet (9036, 9136). Withdrawal took effect on 19 March 2013.

(T12-1208)

No. 4657, AXIS CONSULTANTS PTY LTD (ACN 006 804 708), County of Inglis, County of Parry and County of Vernon, Map Sheet (9135, 9136). Withdrawal took effect on 19 March 2013.

(T12-1209)

No. 4658, AXIS CONSULTANTS PTY LTD (ACN 006 804 708), County of Inglis and County of Parry, Map Sheet (9035, 9135). Withdrawal took effect on 19 March 2013.

(T12-1210)

No. 4659, AXIS CONSULTANTS PTY LTD (ACN 006 804 708), County of Parry, Map Sheet (9135). Withdrawal took effect on 12 March 2013.

(T12-1230)

No. 4674, AXIS CONSULTANTS PTY LTD (ACN 006 804 708), County of Brisbane, County of Clarke, County of Gloucester, County of Hawes and County of Sandon, Map Sheet (9134, 9234, 9237). Withdrawal took effect on 19 March 2013.

(T12-1231)

No. 4675, AXIS CONSULTANTS PTY LTD (ACN 006 804 708), County of Hawes, County of Macquarie and County of Vernon, Map Sheet (9235, 9236, 9335, 9336). Withdrawal took effect on 19 March 2013.

(T12-1232)

No. 4676, AXIS CONSULTANTS PTY LTD (ACN 006 804 708), County of Gloucester and County of Macquarie, Map Sheet (9334). Withdrawal took effect on 19 March 2013.

(T12-1233)

No. 4677, AXIS CONSULTANTS PTY LTD (ACN 006 804 708), County of Parry and County of Vernon, Map Sheet (9135). Withdrawal took effect on 19 March 2013.

(T12-1234)

No. 4678, AXIS CONSULTANTS PTY LTD (ACN 006 804 708), County of Hawes, County of Macquarie and County of Vernon, Map Sheet (9235, 9334, 9335). Withdrawal took effect on 19 March 2013.

(T12-1236)

No. 4680, AXIS CONSULTANTS PTY LTD (ACN 006 804 708), County of Hawes and County of Vernon, Map Sheet (9135, 9234, 9235, 9535). Withdrawal took effect on 19 March 2013.

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

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

(08-1545)

Authorisation No. 72, NOVACOAL AUSTRALIA PTY LIMITED (ACN 000 013 990), area of 454 hectares. Application for renewal received 14 March 2013.

(07-1228)

Exploration Licence No. 4232, NYMAGEE RESOURCES PTY LTD (ACN 154 131 138) and AUSMINDEX PTY LIMITED (ACN 003 287 634), area of 5 units. Application for renewal received 15 March 2013.

(07-1229)

Exploration Licence No. 4458, NYMAGEE RESOURCES PTY LTD (ACN 154 131 138) and AUSMINDEX PTY LIMITED (ACN 003 287 634), area of 4 units. Application for renewal received 15 March 2013.

(T02-0448)

Exploration Licence No. 6064, KBL MINING LIMITED (ACN 129 954 365), area of 5 units. Application for renewal received 15 March 2013.

(T08-0239)

Exploration Licence No. 7322, GOLDEN CROSS OPERATIONS PTY. LTD. (ACN 050 212 827), area of 26 units. Application for renewal received 15 March 2013.

(T08-0241)

Exploration Licence No. 7323, GOLDEN CROSS OPERATIONS PTY. LTD. (ACN 050 212 827), area of 49 units. Application for renewal received 16 March 2013.

(T10-0182)

Exploration Licence No. 7725, GOSSAN HILL GOLD LIMITED (ACN 147 329 833), area of 32 units. Application for renewal received 15 March 2013.

(T10-0183)

Exploration Licence No. 7726, GOSSAN HILL GOLD LIMITED (ACN 147 329 833), area of 47 units. Application for renewal received 15 March 2013.

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

RENEWAL OF CERTAIN AUTHORITIES

NOTICE is given that the following authorities have been renewed:

(C01-0591)

Exploration Licence No. 5573, ULAN COAL MINES LTD (ACN 000 189 248), County of Bligh, Map Sheet (8833), area of 4570 hectares, for a further term until 27 February 2017. Renewal effective on and from 12 March 2013.

(T08-0012)

Petroleum Exploration Licence No. 463, MACQUARIE ENERGY PTY LTD (ACN 113 972 473), Counties of Cumberland and Northumberland, Map Sheet (9030, 9129, 9130, 9131), area of 30 blocks, for a further term until 22 October 2015. Renewal effective on and from 27 February 2013.

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

WITHDRAWAL OF APPLICATIONS FOR RENEWAL

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

(T10-0058)

Exploration Licence No. 7584, BLIGH RESOURCES LIMITED (ACN 130 964 162), Counties of Darling and Inglis, Map Sheet (9036, 9136), area of 40 units. The authority ceased to have effect on 5 March 2013.

(T10-0057)

Exploration Licence No. 7585, BLIGH RESOURCES LIMITED (ACN 130 964 162), County of Darling, Map Sheet (9036, 9136), area of 47 units. The authority ceased to have effect on 5 March 2013.

(T10-0056)

Exploration Licence No. 7586, BLIGH RESOURCES LIMITED (ACN 130 964 162), County of Inglis, Map Sheet (9135, 9136), area of 43 units. The authority ceased to have effect on 5 March 2013.

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

CANCELLATION OF AUTHORITIES AT REQUEST OF HOLDERS

NOTICE is given that the following authorities have been cancelled:

(T11-0145)

Exploration Licence No. 7886, KINDLE RESOURCES PTY LTD (ACN 137 509 141), County of Cowper, County of Robinson and County of Yanda, Map Sheet (8035, 8036), area of 50 units. Cancellation took effect on 14 March 2013.

(T11-0146)

Exploration Licence No. 7887, KINDLE RESOURCES PTY LTD (ACN 137 509 141), County of Flinders and County of Mouramba, Map Sheet (8133, 8134), area of 84 units. Cancellation took effect on 14 March 2013.

(T95-0114)

Mining Lease No. 1386 (Act 1992), CAPRICORNIA PROSPECTING PTY LTD (ACN 008 819 252), Parish of Blossome, County of Clive; and Parish of Maclean, County of Clive, Map Sheet (9339-1-N, 9339-1-S), area of 409.2 hectares. Cancellation took effect on 12 March 2013.

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

REQUEST FOR CANCELLATION OF AUTHORITY

NOTICE is given that the following application has been received:

(T11-0184)

Exploration Licence No. 7905, DORADO RESOURCES PTY LTD (ACN 111 482 476), County of Yancowinna and County of Farnell, area of 83 units. Application for Cancellation was received on 19 March 2013.

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

PRIMARY INDUSTRIES**ANIMAL DISEASES AND ANIMAL PESTS
(EMERGENCY OUTBREAKS) ACT 1991****Section 28**

Extension of Importation Order – Abalone (No. 8)

I, THERESE MARGARET WRIGHT, Deputy Chief Veterinary Officer, with the powers the Minister has delegated to me pursuant to section 67 of the Animal Diseases and Animal Pests (Emergency Outbreaks) Act 1991 ('the Act') and pursuant to sections 28 and 29 of the Act extend the operation of the importation order titled "Importation Order – Abalone (No. 8)" dated 22 February 2013 and published in the *New South Wales Government Gazette* No. 29 on 22 February 2013 at pages 487-489 for a further period of 30 days from the date this notice is published in the *New South Wales Government Gazette*.

Dated this 15th day of March 2013.

THERESE MARGARET WRIGHT,
Deputy Chief Veterinary Officer

EXHIBITED ANIMALS PROTECTION ACT 1986**Appointment of Member to the
Exhibited Animals Advisory Committee**

I, KATRINA ANN HODGKINSON, M.P., Minister for Primary Industries, pursuant to section 6 (3) and 6 (4) (d) of the Exhibited Animals Protection Act 1986:

1. revoke the appointment of ROSS BURTON as a member of the Exhibited Animals Advisory Committee; and
2. appoint SUZANNE ROBINSON as a member of the Exhibited Animals Advisory Committee for a period of three years commencing from the date of this appointment.

Dated this 21st day of January 2013.

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

FISHERIES MANAGEMENT ACT 1994**Appointment of a Member to
Aboriginal Fishing Advisory Council**

I, KATRINA ANN HODGKINSON, M.P., pursuant to section 229 of the Fisheries Management Act 1994 and clauses 289 (1) (a) and 289 (1) (d) of the Fisheries Management (General) Regulation 2010 appoint Mr. Phillip EULO and Mr Peter SMITH as members of the Aboriginal Fishing Advisory Council a for a period up to 30 November 2014 commencing on the date of this appointment.

Dated this 1st day of March 2013.

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

STOCK MEDICINES ACT 1989**Order No. 2013/1 – Gudair Vaccine****Repealing Order under Section 47**

I, RICHARD FREDERICK SHELDRAKE, Director-General of the Department of Primary Industries, with the delegated authority of the Director General of the Department of Trade and Investment, Regional Infrastructure and Services pursuant to section 64 of the Stock Medicines Act 1989 and pursuant to section 47 (2) (b) of that Act, hereby repeal the Order titled "Order No. 2008/1 – Gudair Vaccine" signed on 8 July 2008, published in the *New South Wales Government Gazette* No. 92 of 25 July 2008 at pages 7313-7315 and any Order revived as a result of this repeal.

Signed this 12th day of February 2013.

R. F. SHELDRAKE
Director-General,
Department of Primary Industries,
(an office within the Department of Trade and
Investment, Regional Infrastructure and Services)

LANDS

GOULBURN OFFICE

159 Auburn Street (PO Box 748), Goulburn NSW 2580

Phone: (02) 4824 3700 Fax: (02) 4822 4287

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, 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.

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

SCHEDULE 1

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Pamela Ruth REEVES (re-appointment). Roy REEVES (new member). Owen SKELLY (new member). Kay COOPER (re-appointment).	Grabben Gullen Hall and Recreation Reserve Trust.	Reserve No.: 65615. Public Purpose: Public hall. Notified: 15 November 1935. Reserve No.: 71160. Public Purpose: Public recreation. Notified: 10 March 1944. Dedication No.: 530124. Public Purpose: Public recreation. Notified: 9 June 1897. File No.: GB80 R 57.

Term of Office

For a term commencing the date of this notice and expiring 21 March 2018.

SCHEDULE 2

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Paul James REARDON (new member). Belinda ROACH (new member).	Rugby Hall and Recreation Reserve Trust.	Reserve No.: 72269. Public Purpose: Public recreation. Notified: 9 May 1947. Dedication No.: 530018. Public Purpose: Public hall. Notified: 7 September 1934. File No.: GB82 R 27.

Term of Office

For a term commencing the date of this notice and expiring 2 October 2013.

SCHEDULE 3

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Darcy BREWER (new member). Chris HOLLAND (new member).	Thuddungra Recreation Reserve Trust.	Dedication No.: 530010. Public Purpose: Public recreation. Notified: 2 April 1895. File No.: GB80 R 236.

Term of Office

For a term commencing the date of this notice and expiring 13 May 2014.

SCHEDULE 4

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Roger William CURVEY (new member). Kerrie JONES (new member). Deborah ALKSNE (new member). Jean Hilary MORRISON (re-appointment). Joan EVANS (re-appointment). Peta SKAINES (re-appointment).	Towrang Community Hall Reserve Trust.	Reserve No.: 130073. Public Purpose: Community purposes. Notified: 16 February 1996. File No.: GB93 R 50.

Term of Office

For a term commencing the date of this notice and expiring 21 March 2018.

SCHEDULE 5

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Gretchen ALT-COOPER (re-appointment). Ron GIMBERT (re-appointment). Gordon TODD (new member). William IRVINE (new member). Ronald Kevin GARDNER (re-appointment). Joye McCULLEN (re-appointment).	Goulburn Rifle Range Reserve Trust.	Reserve No.: 42683. Public Purpose: Rifle range. Notified: 29 April 1908. File No.: GB86 R 11.

Term of Office

For a term commencing the date of this notice and expiring 21 March 2018.

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

**PLAN OF MANAGEMENT FOR A CROWN
 RESERVE UNDER DIVISION 6 OF PART 5 OF THE
 CROWN LANDS ACT 1989 AND CROWN LANDS
 REGULATION 2006**

A draft plan of management has been prepared for the northern section of Woolgoolga Beach Reserve (including Woolgoolga Lakeside Caravan Park) described hereunder, which is under the trusteeship of the Woolgoolga Beach Reserve Trust.

The draft plan of management may be inspected during normal business hours at:

1. Grafton Crown lands Office,
Department of Trade & Investment – Crown lands,
Level 3, 49-51 Victoria Street, Grafton NSW.
2. Coffs Harbour City Council Chambers foyer,
2 Castle Street, Coffs Harbour NSW.
3. Woolgoolga Lakeside Caravan Park reception,
Lake Road, Woolgoolga NSW.
4. Woolgoolga Main Beach Caravan Park reception,
55 Beach Street, Woolgoolga NSW.

The draft plan may also be viewed on the Crown lands website: www.crownland.nsw.gov.au.

Representations in relation to the draft plan of management are invited from the public. These may be made in writing for a period of 28 days commencing 22 March 2013 and should be sent to Coffs Harbour City Council, Locked Bag 155, Coffs Harbour NSW 2450 – Attention: Jason Bailey or by email to jason.bailey@chcc.nsw.gov.au.

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

Description of Reserves

*Land District – Grafton; Parish – Woolgoolga;
 Local Government Area – Coffs Harbour;
 County – Fitzroy*

Part Reserve 63076, notified in the *New South Wales Government Gazette* of 27 November 1931 and comprising Lot 276, DP 726462 and Lot 7024, DP 1054530.

Public Purpose: Public recreation and resting place.

Reserve 72664, notified in the *New South Wales Government Gazette* of 2 April 1948 and comprising Lot 7021, DP 1054530.

Public Purpose: Public recreation.

Location: Woolgoolga NSW.

File No.: 12/07378.

NOTIFICATION OF CLOSING OF A ROAD

IN pursuance of the provisions of the Roads Act 1993, the road hereunder described is closed and the lands comprised therein cease to be public road and the rights of passage and access that previously existed in relation to the road

is extinguished. Upon closing, title to the land, comprising the former public road, vests in the body specified in the Schedule hereunder.

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

Description

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

Road Closed: Lot 1, DP 1179783.

File No.: 10/06806.

Schedule

On closing, the land within Lot 1, DP 1179783 remains vested in the State of New South Wales as Crown land.

Description

*Parish – Unkya; County – Raleigh;
 Land District – Kempsey; L.G.A. – Nambucca*

Road Closed: Lot 1, DP 1175369.

File No.: 10/15251.

Schedule

On closing, the land within Lot 1, DP 1175369 remains vested in the State of New South Wales as Crown land.

Description

*Parish – South Gundurimba; County – Rous;
 Land District – Lismore; L.G.A. – Lismore*

Road Closed: Lots 1-3, DP 1178608.

File No.: GF05 H 340.

Schedule

On closing, the land within Lots 1-3, DP 1178608 remains vested in the State of New South Wales as Crown land.

Description

*Parish – Billinudgel; County – Rous;
 Land District – Murwillumbah; L.G.A. – Byron*

Road Closed: Lot 1, DP 1178654.

File No.: GF05 H 683.

Schedule

On closing, the land within Lot 1, DP 1178654 remains vested in the State of New South Wales as Crown land.

Description

*Parish – Brunswick; County – Rous;
 Land District – Murwillumbah; L.G.A. – Byron*

Road Closed: Lot 1, DP 1178590.

File No.: 11/13367.

Schedule

On closing, the land within Lot 1, DP 1178590 remains vested in the State of New South Wales as Crown land.

Description

*Parish – Belmore; County – Raleigh;
Land District – Bellingen; L.G.A. – Bellingen*

Road Closed: Lots 1-2, DP 1178606.

File No.: 07/2177.

Schedule

On closing, the land within Lots 1-2, DP 1178606 remains vested in the State of New South Wales as Crown land.

Description

*Parish – Meerschaum; County – Rous;
Land District – Lismore; L.G.A. – Ballina*

Road Closed: Lot 1, DP 1173112.

File No.: 07/3205.

Schedule

On closing, the land within Lot 1, DP 1173112 remains vested in the State of New South Wales as Crown land.

Description

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

Road Closed: Lot 3, DP 1169605.

File No.: AE06 H 432.

Schedule

On closing, the land within Lot 3, DP 1169605 remains vested in the State of New South Wales as Crown land.

Description

*Parishes – Toothill and Rushforth;
Counties – Fitzroy and Clarence;
Land District – Grafton; L.G.A. – Clarence Valley*

Road Closed: Lots 1-5, DP 1179399.

File No.: 07/1527.

Schedule

On closing, the land within Lots 1-5, DP 1179399 remains vested in the State of New South Wales as Crown land.

Description

*Parish – Condong; County – Rous;
Land District – Murwillumbah; L.G.A. – Tweed*

Road Closed: Lots 5-7, DP 1181853.

File No.: 12/03786.

Schedule

On closing, the land within Lots 5-7, DP 1181853 remains vested in the State of New South Wales as Crown land.

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 to be Crown land. (This action is subsequent to the actions undertaken pursuant to section 25A of the Crown lands Consolidation Act 1913, for the lands described in the Schedule in the *New South Wales Government Gazette* of 17 June 1977, Folio 2427).

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

SCHEDULE

*Land District – Bellingen;
Local Government Area – Bellingen;
Parish – Newry; County – Raleigh*

Lot 1 in Deposited Plan 583777, at Schnapper Beach Road, Urunga, being land within Certificate of Title Volume 13195, Folio 146 and said to be in the possession of New South Wales Planning and Environmental Commission.

File No.: 04/1418.

MOREE OFFICE
Frome Street (PO Box 388), Moree NSW 2400
Phone: (02) 6752 5055 Fax: (02) 6752 1707

**REVOCATION OF RESERVATION OF CROWN
LAND**

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

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

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Land District: Wialalda. Government Area Gwydir Shire Council. Locality: Hadleigh. Reserve No.: 97667. Public Purpose: Future public requirements. Notified: 1 February 1985. File No.: ME83 H 315.	The whole being Lot 104 in DP 704649, Parish of Hadleigh, County of Burnett, of an area of 708.6 hectares.

Note: Sale of Perpetual Lease 81434 to Christopher POWELL and Josephine NEWBERRY approved.

**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 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.

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

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Robert Cecil PERCIVAL.	Narrabri Racecourse Trust.	Dedication No.: 560025. Public Purpose: Racecourse and showground. Notified: 15 May 1912. File No.: ME81 R 87.

For a term commencing the date of this notice and expiring
21 April 2013.

ERRATUM

THE notice appearing in *New South Wales Government Gazette* No. 35 on 15 March 2013, Folio 631, is amended as follows:

That part of a Crown public road 30 wide west of Lot 228, DP 751780 and Lot 7302, DP 1162268 together with the road 20.115 wide south of Lot 228, DP 751780 and Lots 1 and 2, DP 231338 as shown in red on diagram hereunder.



File No.: 13/03748.

Council's Reference: 12-0074 OUT12/27E7A7B8.

NEWCASTLE OFFICE

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

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

NOTIFICATION OF CLOSING OF A ROAD

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

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

Description

*Parish – Waugh; County – Urana;
Land District – Urana; L.G.A. – Urana*

Road Closed: Lots 2 and 3, DP 1181192.

File No.: WA05 H 465.

Schedule

On closing, the land within Lots 2 and 3, DP 1181192 remains vested in the State of New South Wales as Crown land.

Description

*Parish – Jerra Jerra; County – Goulburn;
Land Districts – Albury and Wagga Wagga;
L.G.A. – Greater Hume*

Road Closed: Lots 1-3, DP 1177279 subject to an easement for transmission line and easement for access created by Deposited Plan DP 1177279.

File No.: 10/15165.

Schedule

On closing, the land within Lots 1 and 3 and part of Lot 2, DP 1177279 remains vested in the State of New South Wales as Crown land.

On closing, the land within part of Lot 2, DP 1177279 becomes vested in the State of New South Wales as Crown land.

Council's Reference: GB:sf.

Description

*Parish – Neville; County – Bathurst
Land District – Blayney; L.G.A. – Blayney*

Road Closed: Lot 2, DP 1179846.

File No.: CL/00195.

Schedule

On closing, the land within Lot 2, DP 1179846 remains vested in the State of New South Wales as Crown land.

Description

*Parishes – Malongulli and Walli; County – Bathurst;
Land District – Cowra; L.G.A. – Cowra*

Road Closed: Lot 1, DP 1182480.

File No.: 12/01379.

Schedule

On closing, the land within Lot 1, DP 1182480 remains vested in the State of New South Wales as Crown land.

Description

*Parish – Weedallion; County – Bland;
Land District – Young; L.G.A. – Young*

Road Closed: Lots 1-2, DP 1182628.

File No.: 10/13232: JT.

Schedule

On closing, the land within Lots 1-2, DP 1182628 remains vested in the State of New South Wales as Crown land.

Description

*Parish – Trigalong; County – Bland;
Land District – Temora; L.G.A. – Temora*

Road Closed: Lot 1, DP 1180994.

File No.: WA05 H 321: JT.

Schedule

On closing, the land within Lot 1, DP 1180994 remains vested in the State of New South Wales as Crown land.

Description

*Parish – Baxter; County – Monteagle;
Land District – Young; L.G.A. – Young*

Road Closed: Lot 2, DP 1182631 (subject to easements for overhead powerlines and right of carriageway created by Deposited Plan 1182631).

File No.: 12/04891: JT.

Schedule

On closing, the land within Lot 2, DP 1182631 remains vested in the State of New South Wales as Crown land.

Description

*Parish – Balfour; County – Westmoreland;
Land District – Bathurst; L.G.A. – Oberon*

Road Closed: Lot 1, DP 1183026.

File No.: 09/00628.

Schedule

On closing, the land within Lot 1, DP 1183026 remains vested in the State of New South Wales as Crown land.

Description

*Parish – Oberon; County – Westmoreland;
Land District – Bathurst; L.G.A. – Oberon*

Road Closed: Lot 1, DP 1179908.

File No.: CL/00672.

Schedule

On closing, the land within Lot 1, DP 1179908 remains vested in the State of New South Wales as Crown land.

Description

*Parish – Mitta Mitta; County – Clarendon;
Land District – Gundagai; L.G.A. – Junee and Gundagai*

Road Closed: Lots 3-4, DP 1182371.

File No.: 11/07317: JT.

Schedule

On closing, the land within Part Lot 4, DP 1182371 remains vested in the State of New South Wales as Crown land.

On closing, the land within Lot 3 and Part Lot 4, DP 1182371 becomes vested in the State of New South Wales as Crown land.

Council's Reference: Cluster 500935.

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

NOTIFICATION OF CLOSING OF ROAD

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

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

Description

Parish – Pambula; County – Auckland;
Land District – Bega;
Local Government Area – Bega Valley

Road Closed: Lot 2, DP 1182541 at Merimbula.

File No.: 12/01804.

Schedule

On closing, the land within Lot 2, DP 1182541 remains vested in Bega Valley Shire Council as operational land for the purposes of the Local Government Act 1993.

Council’s Reference: (290355).

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

ADDITION TO RESERVED CROWN LAND

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

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

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Land District: Bathurst.	Reserve No.: 33903.
Local Government Area: Bathurst Regional Council.	Public Purpose: Mechanics Institute.
Locality: The Lagoon.	Notified: 15 February 1902.
Lot 2, section 47, DP 758968, Parish Apsley, County Bathurst.	Lot 1, section 47, DP 758968, Parish Apsley, County Bathurst.
Lot 4, section 47, DP 758968, Parish Apsley, County Bathurst.	New Area: 2530 square metres.
Area: 1518 square metres.	
File No.: OE89 R 15.	
Note: Reserve 33509 for public buildings, notified 16 November 1901, comprising Lots 2 and 4, section 47, DP 758968 is hereby revoked.	

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

APPOINTMENT OF 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, as a member of the trust board for the reserve trust specified opposite in Column 2, which has been established and appointed as trustee of the reserves referred to opposite thereto in Column 3 of the Schedule.

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

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Robert Anthony BIRCHALL.	Northern Metropolitan Cemeteries Trust.	Reserve No.: 100265. Purpose: Cemetery and crematorium. Notified: 23 August 1996. Location: Macquarie Park. Reserve No.: 500580. Purpose: General cemetery, crematorium and communication facilities. Notified: 8 October 1937. Location: Frenchs Forest. Reserve No.: 500801. Purpose: General cemetery. Notified: 29 April 1884. Location: Ryde. Reserve No.: 500806. Purpose: Cemetery. Notified: 29 April 1884. Location: Ryde. Reserve No.: 500909. Purpose: General cemetery. Notified: 29 April 1884. Location: Ryde. Reserve No.: 500804. Purpose: General cemetery. Notified: 29 April 1884. Location: Ryde. Reserve No.: 500803. Purpose: General cemetery. Notified: 17 September 1920. Location: Ryde. Reserve No.: 500805. Purpose: General cemetery. Notified: 3 October 1969. Location: Ryde. Reserve No.: 500800. Purpose: Cemetery. Notified: 29 April 1884. Location: Ryde. Reserve No.: 500802. Purpose: General cemetery. Notified: 29 April 1884. Location: Field of Mars, Ryde.

Column 1

Column 2

Column 3

Reserve No.: 500620.
Purpose: Preservation of historic cemetery.
Notified: 19 May 1868.
Location: Gore Hill.
File No.: 12/04471.

Term of Office

Term of office to expire on 29 November 2015.

ROADS ACT 1993

ORDER

Transfer of a Crown Road to Council

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

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

SCHEDULE 1

*Land District – Metropolitan;
Local Government Area – Warringah;
Parish – Manly Cove; County – Cumberland*

The Crown public roads known as Plateau Road and part of Anzac Avenue, Collaroy, as shown by solid black shading on the diagram hereunder.



SCHEDULE 2

Roads Authority: Warringah Council.
File No.: 13/03969.
Council's Reference: Dominic Varde.

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

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

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

Description

*Parish – Dungowan; County – Parry;
Land District – Tamworth; L.G.A. – Tamworth Regional*

Road Closed: Lot 1, DP 1182280 (subject to right of access created by Deposited Plan 1182280).

File No.: 07/1545.

Schedule

On closing, the land within Lot 1, DP 1182280 remains vested in the State of New South Wales as Crown land.

Description

*Parish – Tulcumba; County – Nandewar;
Land District – Gunnedah; L.G.A. – Gunnedah*

Road Closed: Lots 1-2, DP 1182284.

File No.: 07/5235.

Schedule

On closing, the land within Lots 1-2, DP 1182284 remains vested in the State of New South Wales as Crown land.

Description

*Parish – Grenfell; County – Buckland;
Land District – Tamworth; L.G.A. – Liverpool Plains*

Road Closed: Lot 1, DP 1182552.

File No.: 09/02074.

Schedule

On closing, the land within Lot 1, DP 1182552 remains vested in the State of New South Wales as Crown land.

Description

*Parish – Manilla; County – Darling;
Land District – Tamworth; L.G.A. – Tamworth Regional*

Road Closed: Lot 1, DP 1182282.

File No.: TH05 H 96.

Schedule

On closing, the land within Lot 1, DP 1182282 remains vested in the State of New South Wales as Crown land.

Description

*Parish – Timor; County – Brisbane;
Land District – Quirindi; L.G.A. – Upper Hunter*

Road Closed: Lots 1-2, DP 1181188.

File No.: 09/05060.

Schedule

On closing, the land within Lots 1-2, DP 1181188 remains vested in the State of New South Wales as Crown land.

WATER**WATER ACT 1912**

AN application for a licence under section 113 of Part 5 of the Water Act 1912, has been received as follows:

Stephen John YEO and Jennifer Lucy YEO for a production bore within Lot 89, DP 754977, Parish of Narangarie, County of Napier, for irrigation of 100 hectares of broadacre crops and for stock purposes (requested entitlement of 486 megalitres) (new licence application lodged prior to the introduction of the Water Sharing Plan for the Macquarie Bogan Unregulated and Alluvial Water Sources 2012). (Reference: 80BL238468).

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

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

RICHARD WHEATLEY,
Senior Licensing Officer

WATER ACT 1912

AN application for a licence under section 113 of Part 5 of the Water Act 1912, as amended, has been received as follows:

Daniel SAMMUT and Julie-Ann Mary SAMMUT for a bore on Lot 21, DP 1156556, Parish of Wilberforce, County Cook, for the irrigation of 10.0 hectares (turf) (requested entitlement 51.0 megalitres) (new licence). (Reference: 10BL604839).

Any inquiries should be directed to (02) 8838 7531.

Written objections, from any local occupier or statutory authority, specifying grounds and how their interests are affected, must be lodged with the NSW Office of Water, PO Box 3720, Parramatta NSW 2124, within 28 days of this publication.

WAYNE CONNERS,
Senior Water Regulation Officer

WATER ACT 1912

AN application for a licence under section 10 of Part 2, within a proclaimed (declared) local area under section 5 (4) of the Water Act 1912, has been received as follows:

Lloyd Meddleton WOODS for a bywash dam on Mallowa Creek, Lot 17, DP 750454, Parish Currotha, County Benarba, for conservation of water and water supply for stock purposes. (Reference: 90SL050948).

Any inquiries should be directed to (02) 6701 9692.

Written objections, from any local occupier or statutory authority, specifying grounds and how their interests are affected, must be lodged with the NSW Office of Water, PO Box 550, Tamworth NSW 2340, within 28 days of this publication.

DAVID THOMAS,
Senior Water Regulation Officer

WATER ACT 1912

AN application under section 167 of Part 8 of the Water Act 1912, being within a proclaimed (declared) local area under section 5 (4) of the Water Act 1912, has been received as follows:

Wayne EVANS and Shelley EVANS for controlled works consisting of levees, channels and off river storages on the Upper Namoi Floodplain, on Lot 1, DP 805205, Parish Burburgate, County Nandewar, on the property known as "Calimpa" Gunnedah (for the prevention of inundation of floodwaters, irrigation and drainage development and the storage of water) (new approval). (Reference: 90CW810972).

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

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

ROBERT ALBERT,
Licensing Manager

Other Notices

ASSOCIATIONS INCORPORATION ACT 2009

Cancellation of Incorporation Pursuant to Section 76

TAKE notice that the incorporation of the following associations are cancelled by this notice pursuant to section 76 of the Associations Incorporation Act 2009:

BYRON PEOPLE FOR PEACE AND JUSTICE
INCORPORATED – Inc9888969

FEDERATION OF AFRICAN COMMUNITIES
COUNCIL INCORPORATED – Inc9878067

Cancellation is effective as at the date of gazettal.

Dated this 19th day of March 2013.

ROBYNE LUNNEY,
Delegate of the Commissioner,
NSW Fair Trading,
Department of Finance & Services

Accordingly, the Solicitor General, has approved of the establishment of an administrative scheme pursuant to section 12 (1) (b) of the Charitable Trusts Act 1993 to allow for the use of the capital and income of the JS Watkins Memorial Fund Trust to purchase works of art considered by the Board of Trustees of the AGNSW to be desirable acquisitions.

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. Enquiries may be made to (02) 9224 5274.

Dated: 15 March 2013.

LAURIE GLANFIELD,
Director General,
NSW Department of Attorney General and Justice

CHARITABLE TRUSTS ACT 1993

Notice under Section 15

Proposed Scheme Relating to the JS Watkins Memorial Fund Trust

IN 1979, the late Emily Watkins bequeathed a share of her residuary estate to the Art Gallery of NSW (AGNSW) to be held upon trust, with the income arising to constitute a fund, known as the J.S. Watkins Memorial Fund, to 'be applied in the purchase of works of art considered by the Board of Trustees to be desirable acquisitions for the New South Wales Art Gallery'.

The AGNSW now claims that there are insufficient capital funds to generate a level of income sufficient to fund the purchase of such "desirable acquisitions" for the Gallery. The AGNSW accordingly seeks to wind up the Trust and transfer the Trust monies to the AGNSW Foundation ('the Foundation'). The Foundation was established by Trust Deed dated 23 August 1982. The Foundation provides the major source of funds for the acquisition of art work for the permanent collection of the AGNSW. The AGNSW has advised that the Foundation focuses on the acquisition of 'very significant works for the Gallery', which would fall within the purview of 'desirable acquisitions' contemplated in the will.

Accordingly, the AGNSW considered that it was appropriate to establish a cy-près scheme to transfer the Trust funds to the Foundation. The AGNSW applied to the Attorney General for a cy près scheme under section 12 of the Charitable Trusts Act 1993.

The Solicitor General, as delegate of the Attorney General in Charitable Trusts Act 1993 matters, has agreed with a recommendation that a cy-près scheme is not required, as the original object of the Trust has not failed. However, an administrative scheme permitting the trustees to apply the balance of both the capital and income from the Trust, together with additional funds from another suitable trust if required, to enable the acquisition of a desirable art work with the balance of the Trust fund, would be appropriate.

CHARITABLE TRUSTS ACT 1993

Notice Under Section 15

Proposed Scheme Relating to the Elioth Gruner Prize Trust

THE Elioth Gruner Prize Trust ('the Trust') is a testamentary trust that funds an annual competition for the best oil study of a landscape painted by a student residing in New South Wales for the preceding 5 years. The fund is comprised of \$5,356.07 in capital and \$16,781.15 in what is described as 'expendable' (presumably income).

The Art Gallery of New South Wales (AGNSW) has awarded the Gruner prize in most years, but it is concerned about the low number of entrants and the quality of the work submitted for consideration. It contends that the trust fund should be wound up and the funds applied cy-près because the trust is unable to generate sufficient funds to make the prize viable. It proposes that the Trust funds be contributed to a specific fund to be administered by its Public Program Department and used at that department's discretion to fund a range of programs and activities aimed at offering financial assistance, education and professional development opportunities to tertiary level art students.

The AGNSW has applied to the Attorney General for a scheme to be ordered pursuant to section 12 of the Charitable Trusts Act 1993 in respect of the Elioth Gruner Prize Trust, which would allow the Trust funds to be contributed to a specific fund to be administered by the Gallery's Public Program Department and used at that Department's discretion to fund a range of programs and activities aimed at offering financial assistance, education and professional development opportunities to tertiary level art students.

The Solicitor General, as delegate of the Attorney General in Charitable Trusts Act 1993 matters, has agreed with a recommendation that a cy-près scheme is unnecessary as the original object of the Trust has not failed. It is still possible to award a prize, albeit that there is a relatively low level of interest in it. The low number of entries and quality might be overcome if the trustees are able to increase the prize value by applying both the income and capital towards the prize until the funds are dissipated. While this might shorten the life of the prize by a few years, it is preferable to winding it up now and using it for more general purposes associated with operating an art gallery.

Accordingly, the Solicitor General, has approved of the establishment of an administrative scheme pursuant to section 12 (1) (b) of the Charitable Trusts Act 1993 to allow for the use of the capital and income of the Elioth Gruner Prize Trust until the funds are dissipated.

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. Enquiries may be made to (02) 9224 5274.

Dated: 15 March 2013.

LAURIE GLANFIELD,
Director General,
NSW Department of Attorney General and Justice

CHARITABLE TRUSTS ACT 1993

Notice Under Section 15

Proposed Cy-Près Scheme Relating to
the Estate of the Late Leslie Vernon Bryce

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

By his will dated 9 May 2006, Leslie Vernon Bryce ('the testator') left the residue of his estate to 'all public hospitals in New South Wales for medical purposes or the purchase of medical equipment only, provided that each hospital shall receive an equal proportion of the residue'. On 30 October 2012, Hallen AsJ ordered that, on the true construction of the will, the gift to 'all public hospitals in New South Wales' be distributed in equal proportion to each of the 212 public hospitals identified in a table attached to his Honour's judgment in the matter: *NSW Trustee and Guardian v The Attorney General in and for the State of New South Wales* [2012] NSWSC 1282. One of the hospitals entitled to a distribution is Rozelle Hospital, which closed in June 2008 (after the deceased's death in 2007).

The NSW Trustee and Guardian is the executor of the will and the trustee of the estate and has applied for a cy-près scheme in relation to the gift to Rozelle Hospital.

As the gift creates a charitable trust for the relief of the impotent, which has failed, a cy-près scheme is required. As at November 2011, the balance of the estate was \$458,690. The current value of estate is not presently known, but given that the balance is to be divided into 212 equal parts, after costs have been paid, the gift to Rozelle Hospital would likely be somewhere around \$1500 to \$2500, such that the Attorney General has the power to order a scheme in relation to that gift. The Crown Solicitor advises that the Attorney General can order a scheme without knowing the precise amount of the trust

The Solicitor General, as delegate of the Attorney General in Charitable Trusts Act 1993 matters, has determined that this is an appropriate matter in which the Attorney General should approve a cy-près scheme under section 12 (1) (a) of the Charitable Trusts Act 1993. The cy prè scheme will allow the gift to Rozelle Hospital be divided and distributed in equal proportions to the hospitals set out beside 1 to 203, 205, 207, 208, 211, 213, 214, 217 and 220 in the table of Agreed hospitals attached to the judgment of Hallen AsJ.

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. Representations should be made to the Director, Legal Services Branch, NSW Department of Attorney General and Justice, GPO Box 6, Sydney NSW 2001.

Dated: 15 March 2013.

LAURIE GLANFIELD,
Director General,
NSW Department of Attorney General and Justice

CO-OPERATIVES ACT 1992

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

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

**National Association of Finance Brokers Co-op Ltd –
NSWC28421**

Dated this 14th day of March 2013.

R. LUNNEY,
Delegate of the Registrar of Co-operatives

GEOGRAPHICAL NAMES ACT 1966

Erratum

IN the notice referring to the assignment of the name '**Henry Lawson High School**' assigned 20 April 1979, Folio 2282, the name was in error and should read '**The Henry Lawson High School**'. This notice corrects that error.

K. RICHARDS,
Acting Secretary

Geographical Names Board,
PO Box 143,
Bathurst NSW 2795

GEOGRAPHICAL NAMES ACT 1966

Notice of Discontinuation of School Names

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

'**Boorowa Public School**' assigned 29 January 1971,
Folio 5390

'**Frogmore Public School**', assigned 24 July 1970,
Folio 892

'**Gurrundah Public School**', assigned 20 February,
1976, Folio 6533

'**Thuddungra Public School**', assigned 24 July 1970,
Folio 966

'**Tomingley Public School**', assigned 2 November,
1979, Folio 6597

'**Tuena Public School**', assigned 2 January, 1976,
Folio 5671

'**Quandialla Public School**', assigned 5 July 1974,
Folio 2923

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

K. RICHARDS,
Acting Secretary

Geographical Names Board,
PO Box 143,
Bathurst NSW 2795

LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

Notice of Rescission of the Compulsory Acquisition of Land for Public Road and Compensation

IN pursuance of section 31 of the Land Acquisition (Just Terms Compensation) Act 1991, Her Excellency the Governor, with the advice of the Executive Council, does by the publication of this notice rescind the Notice of Compulsory Acquisition published in the *NSW Government Gazette* No. 86 of 2 September 2011 that related to the acquisition of Lots 3, 4, 5 and 6, DP 1160092 for a public road and compensation.

Signed at Sydney on the 20th day of March 2013.

NATIONAL PARKS AND WILDLIFE ACT 1974

Proclamation

I, Professor MARIE BASHIR, A.C., C.V.O., Governor of the State of New South Wales, with the advice of the Executive Council and in pursuance of the powers vested in me under section 68 of the National Parks and Wildlife Act 1974, with the consent of every owner and occupier do, on the recommendation of the Chief Executive of the Office of Environment and Heritage (OEH), by this my Proclamation declare the lands described hereunder to be a Wildlife Refuge for the purposes of the abovementioned Act.

To be known as “Galini Wildlife Refuge”

Signed and sealed at Sydney this 6th day of March 2013.

MARIE BASHIR,
Governor

By Her Excellency’s Command,

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

GOD SAVE THE QUEEN!

Description

Land District – Lismore; Council – Lismore

County of Rous, Parish of Clunes and Whian Whian,
17.76 hectares, being Lot 2, DP 866622, OEH FIL 13/1441

NATIONAL PARKS AND WILDLIFE ACT 1974

Proclamation

I, Professor MARIE BASHIR, A.C., C.V.O., Governor of the State of New South Wales, with the advice of the Executive Council and in pursuance of the powers vested in me under section 68 of the National Parks and Wildlife Act 1974, with the consent of every owner and occupier do, on the recommendation of the Chief Executive of the Office of Environment and Heritage (OEH), by this my Proclamation declare the lands described hereunder to be a Wildlife Refuge for the purposes of the abovementioned Act.

To be known as “Colo Heights Wildlife Refuge”

Signed and sealed at Sydney this 6th day of March 2013.

MARIE BASHIR,
Governor

By Her Excellency’s Command,

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

GOD SAVE THE QUEEN!

Description

Land District – Windsor; Council – Hawkesbury

County of Hunter, Parish of Grono, 54 hectares, being
Lot 4, DP 239333, OEH FIL 13/730

POISONS AND THERAPEUTIC GOODS ACT 1966

Order under Clause 175 (1), Poisons and Therapeutic Goods Regulation 2008

Withdrawal of Drug Authority

IN accordance with the provisions of Clause 175 (1) of the Poisons and Therapeutic Goods Regulation 2008 an Order has been made on Adam John MENZ (NMW0000984456) of 201 Kemps Access, Collombatti NSW 2440 prohibiting him, until further notice, as a nurse from having possession of and supplying drugs of addiction as authorised by Clauses 101 and 103 of the Regulation.

This Order is to take effect on and from 20 March 2013.

Dated at Sydney, 18 March 2013.

Dr MARY FOLEY,
Director General,
Ministry of Health, New South Wales



Transport
for NSW

Opal Terms of Use

Electronic Ticketing System



OPAL TERMS OF USE

WHAT IS THE OPAL CARD AND WHO ARE WE?

1. **Opal Ticketing System:** The Opal Card (Opal Card) is a smartcard designed for use by an electronic ticketing system (Opal Ticketing System). The Opal Card can be used as a form of ticketing and payment for eligible public transport services across the greater Sydney region equipped with operational Opal Card readers (Opal Card Readers). The Opal Card is issued by Transport for New South Wales (TfNSW). A reference to us, we or our is a reference to TfNSW and, where the context requires, its authorised representatives and agents.

OPAL TERMS OF USE

2. **Opal Terms of Use:** The reference to “Opal’s terms of use” or “Opal Terms of Use” on the back of the Opal Card is a reference to these Opal Terms of Use as amended from time to time in accordance with section 4 (Opal Terms of Use). These Opal Terms of Use are the terms and conditions that apply to your use of the Opal Card and the Opal Ticketing System.

ACCEPTANCE

3. **Acceptance of terms:** By ordering or using an Opal Card you agree to be bound by these Opal Terms of Use. If you do not agree to be bound, you must refrain from using the Opal Card.
4. **Amendments:** We may, at any time, change any part of these Opal Terms of Use or any other information referred to in these Opal Terms of Use, by updating these Opal Terms of Use or that other information accordingly at opal.com.au (Opal Website). Any such changes will take effect when they are published on the Opal Website. If we make any such changes that we consider will adversely affect your use of the Opal Card in a material way, we will take such steps to notify you of those changes as we consider reasonably appropriate (for example, by including a notice on the Opal Website). By ordering or continuing to use an Opal Card after any changes are published on the Opal Website, you agree to be bound by those changes. If you do not agree to any such changes, you must refrain from using the Opal Card and you may apply for a refund of the stored value of that Opal Card (Opal Card Balance) in accordance with the Opal Refund and Balance Transfer Policy.
5. **Operator’s conditions of carriage:** These Opal Terms of Use apply in addition to conditions of carriage imposed by any provider of public transport services who accepts the Opal Card as payment for use of its services (Operator). When using the services of any Operator you must comply with that Operator’s conditions of carriage. We are not responsible for the acts or omissions of any Operator.

CARD TYPES

6. **Opal Cards:** We will be issuing Opal Cards that will be reloadable “pay as you go” stored value Opal Cards and non-reloadable Opal Cards.
7. **Reloadable Opal Cards:** Information about the types of reloadable Opal Cards available under the Opal Ticketing System may be obtained by calling 13 67 25 (13 OPAL) and from the Opal Website when it is operational. Information about the criteria for eligibility, the fares charged by Operators and any additional special terms and conditions for reloadable Opal Cards may also be obtained by calling 13 67 25 (13 OPAL) and from the Opal Website when it is operational. Customers who use reloadable Opal Cards must inform themselves of and comply with any such additional special terms and conditions.
8. **Precondition to using a reloadable Opal Card:** You must add value to a reloadable Opal Card before using it to pay for your first trip.
9. **Non-reloadable Opal Cards:** In the future, we will be issuing different types of limited life non-reloadable Opal Cards. They will be subject to special terms and conditions which will be published (including on the Opal Website when it is operational) as and when they are issued. Customers who use these non-reloadable Opal Cards must inform themselves of and comply with their special terms and conditions. You cannot add value to non-reloadable Opal Cards.
10. **Property of TfNSW:** Opal Cards are and remain our property. Subject to section 39, we may inspect, de-activate or take possession of an Opal Card or require its return at our discretion without notice at any time.

ACQUIRING OPAL CARDS

11. **Opal Channels:** You can acquire Opal Cards through:
 - (a) our call centre at 13 67 25 (13 OPAL);
 - (b) the Opal Website when it is operational;
 - (c) various retailers when they are approved as Opal retailers; and
 - (d) any service centres that we establish(together, the **Opal Channels**).

You may obtain information on Opal Channels and on how and through what Opal Channels you may acquire an Opal Card by calling 13 67 25 (13 OPAL) and from the Opal Website when it is operational. When acquiring an Opal Card, you must provide all the information that we deem reasonably necessary for us to supply you with the Opal Card of the type you are acquiring. If you receive an Opal Card in the mail, you must activate it in accordance with

the procedure specified in the Opal starter pack that accompanies the Opal Card. We are not responsible for any delays in delivering an Opal Card to you.

12. **Responsibility for a child:** If you acquire an Opal Card for use by a person who lacks, by reason of youth, the understanding necessary for these Opal Terms of Use to be binding on them (Child), you are responsible for the use of that Opal Card by that Child.

USE OF OPAL CARDS AND OPAL TICKETING SYSTEM

13. **Use of Opal Cards:** You must:
- (a) use the Opal Card in accordance with these Opal Terms of Use;
 - (b) provide us with the information and assistance that we deem reasonably necessary for the effective use of the Opal Card;
 - (c) comply with all laws and regulations applicable to your use of the Opal Card;
 - (d) take proper care of the Opal Card, avoid damaging it, keep it flat and not bend or pierce it;
 - (e) only use an Opal Card issued by us on the Opal Ticketing System (and you must not use any other smartcards at an Opal Card Reader or any other part of the Opal Ticketing System);
 - (f) not misuse, deface, alter, tamper with or deliberately damage or destroy the Opal Card;
 - (g) not alter, remove or replace any notices (other than the activation sticker), trademarks or artwork on the Opal Card; and
 - (h) not modify, adapt, translate, disassemble, decompile, reverse engineer, create derivative works of, copy or read, obtain or attempt to discover by any means, any (i) encrypted software or encrypted data contained on an Opal Card; or (ii) other software or data forming part of the Opal Ticketing System.
14. **Defective cards:** You must not knowingly use a Damaged or Faulty Opal Card and must immediately report a Damaged or Faulty Opal Card by calling 13 67 25 (13 OPAL) as soon as it is discovered that it is Damaged or Faulty. In relation to an Opal Card:
- (a) Damaged means not capable of being read by an Opal Card Reader and subject to physical damage or electronic tampering by you or any other person or event subsequent to the acquisition of that Opal Card; and
 - (b) Faulty means: (i) not Damaged but not capable of being read by an Opal Card Reader; or (ii) failing to comply with any applicable statutory guarantees.
15. **Accuracy of information:** You represent and warrant that any information that you provide to us is true, accurate and up to date. If the information you provide changes or is out of date, you must notify us of the change as soon as possible.
16. **Opal Website:** If and when you use the Opal Website, when it is operational, you must comply with the provisions of any applicable website terms of use.
17. **Opal Guidelines:** You must comply with all the procedures, policies and guidelines relating to the Opal Card and the Opal Ticketing System (including the Opal Refund and Balance Transfer Policy, the Opal Privacy Policy, the guidelines in the Opal Website when it is operational and any starter packs) that are published or issued by us as each may be amended from time to time in accordance with section 4 (Opal Guidelines).

CARD REGISTRATION

18. **Registering an Opal Card:** When you register an Opal Card you must provide the information necessary to create a customer profile (Customer Profile). The card identification number (Opal Card Number) of the Opal Card that you are registering will be linked in the Opal Ticketing System to your Customer Profile. You can link more than one Opal Card to your Customer Profile but an Opal Card can only be linked to one Customer Profile at any given time.
19. **Registered Card Benefits:** A range of services (Registered Card Benefits) are available for registered Opal Cards. Information about Registered Card Benefits can be obtained by calling 13 67 25 (13 OPAL) and from the Opal Website when it is operational. If a registered Opal Card is lost or stolen and you report it as lost or stolen, the Opal Card Balance of that Opal Card will be protected in accordance with and upon the terms of our refund policy set out at opal.com.au (Opal Refund and Balance Transfer Policy).
20. **Changing Registered Card Benefits:** We may change the Registered Card Benefits at any time in accordance with section 4.
21. **Registration:** Subject to section 39, we(i) reserve the right not to register an Opal Card; or (ii) remove the registration of an Opal Card if we deem it reasonable to do so for the purposes of providing efficient and effective ticketing services.
22. **Registration on behalf of a Child:** You may only register or activate an Opal Card on behalf of and in the name of a Child if you are a parent or guardian of that Child.
23. **Confidentiality:** You must keep all usernames, passwords, personal identification numbers and answers to security questions confidential and you must not disclose this information to any person. You must not enable any other person, application or system to access your Customer Profile. We are not responsible for any loss suffered as a result of you disclosing any information contained in your Customer Profile to another person.

24. **Opal Privacy Policy:** We will handle personal information that we collect in relation to the Opal Ticketing System in accordance with our privacy policy that is set out at opal.com.au (Opal Privacy Policy).
25. **Unregistered Opal Cards:** Initially the Opal Channels through which you can acquire an Opal Card will require you to register the Opal Card. When Opal Cards become available for acquisition through qualified retailers or other Opal Channels, you will be able to acquire certain Opal Cards without registering them. The provisions in these Terms of Use relating to unregistered Opal Cards will then apply to Opal Cards that are acquired but not registered, and also to registered Opal Cards that have been de-registered.
26. **Card authentication:** When interacting with the Opal Ticketing System, you will comply with any authentication procedures that we reasonably require from time to time. If you cannot satisfy any of our authentication requirements, you may not be able to interact with the Opal Ticketing System including obtaining the Registered Card Benefits.

PAYMENT, FARES AND BALANCES

27. **Payment for travel:** In connection with your use of an Opal Card, you are responsible for the payment of all fares (including promotional fares, discounted fares or fares with caps) (Opal Fares). We also reserve the right to apply charges in connection with the use of the Opal Card (Opal Charges). You must ensure that value is added to a reloadable Opal Card to pay for all Opal Fares and Opal Charges. Information about applicable Opal Fares and Opal Charges will be published on opal.com.au and are subject to change from time to time in accordance with section 4. Information about applicable Opal Fares and Opal Charges can also be obtained by calling 13 67 25 (13 OPAL).
28. **Tap on and tap off:** You must tap on at the beginning of your trip and tap off at the end of your trip at an Opal Card Reader except in the case of ferry services to and from Manly. For ferry services to and from Manly only, you must tap on at the beginning of your trip but you do not have to tap off at the end of your trip and you may exit without doing so. Instructions on how to tap on and tap off will be set out in the Opal starter pack that is provided with a new Opal Card, certain Opal Guidelines and at the Opal Website when it is operational and you must comply with those instructions. If you fail to tap on or tap off as required, the Opal Ticketing System is unable to ascertain where you entered or exited the public transport network, as the case may be, and the Opal Card may be charged with a fare and/or Opal Charge that may be higher than the applicable Opal Fare.
29. **Multiple use not permitted:** You can only use an Opal Card for one trip at a time. You must not tap on twice with the same Opal Card in order to pay for another person's trip.
30. **Sufficient funds:** You must not use a reloadable Opal Card to pay the Opal Fare for a trip if the Opal Card Balance of the reloadable Opal Card is: (a) insufficient to pay for it; or (b) a negative balance.
31. **Minimum and maximum balances:** The maximum amount that can be maintained as an Opal Card Balance on any particular Opal Card varies depending on the type of Opal Card you have and will be published on the Opal Website when it is operational. You must not commence a trip if (a) the Opal Card Balance is negative; or (b) the Opal Card Reader declines a tap on due to an insufficient balance.
32. **Authorisation:** You authorise us to deduct all Opal Fares and Opal Charges as and when they are due from the Opal Card Balance of the Opal Card.
33. **Negative balances:** If the Opal Card Balance of a reloadable Opal Card is insufficient to pay for the applicable Opal Fare or is a negative balance, you must add value to the Opal Card in an amount sufficient to pay for your trip before you use it again. You must pay any negative Opal Card Balance on a reloadable Opal Card and, when you add value to it, the added value will be first applied to reduce any negative balance.
34. **Adding value:** You may "top up" or add value to a reloadable Opal Card by paying or transferring value to the Opal Card Balance of the reloadable Opal Card. Information on current methods of adding value can be obtained by calling 13 67 25 (13 OPAL) and from the Opal Website when it is operational. Under the Opal Ticketing System, "add value" is also referred to as "top up".
35. **Balance adjustments:** You may dispute the amount of an Opal Card Balance of your Opal Card and request an adjustment of the Opal Card Balance by calling 13 67 25 (13 OPAL) or by completing and sending the enquiry form on the Opal Website when it is operational. An adjustment to an Opal Card Balance will only be made at our discretion. We may adjust an Opal Card Balance retrospectively if we discover that it is incorrect.
36. **Balance transfers:** We will only transfer the Opal Card Balance of an Opal Card to another Opal Card if: (a) both Opal Cards are registered and linked to the same Customer Profile; (b) the entire Opal Card Balance (less any applicable Opal Charges) is being transferred; and (c) the Opal Card from which the transfer is being made has been blocked and cancelled.
37. **Auto top up:** If you set up an "auto top up" as one of the Registered Card Benefits for your reloadable Opal Card, you are authorising us to automatically add value to your reloadable Opal Card whenever your Opal Card Balance falls below the required minimum balance by means of an automatic payment from: (a) a credit card; (b) a debit card; or (c) bank or similar account if we make such a service available in the future (Authorised Payment Source). You can obtain information on the minimum and maximum amounts that can be automatically added under an auto top up, the methods by which you can change or terminate an auto top up and the manner in which we will handle the auto top up if your Authorised Payment Source is declined or has expired, by calling 13 67 25 (13 OPAL). You must ensure that your Authorised Payment Source remains valid and current and you must renew your Authorised Payment Source if

it has expired or if we request you to do so. If a payment for an auto top up is declined by your Authorised Payment Source, we will reverse that auto top up and cancel that auto top up.

38. Website and 13 OPAL top ups:

- (a) **Reversals:** After we receive instructions from you to add value to an Opal Card via the Opal Website when it is operational or 13 67 25 (13 OPAL) you should tap on at an Opal Card Reader with that Opal Card within 60 days. If you fail to tap on within the 60 days we will reverse the value added back to your credit or debit card as the case may be.
- (b) **Timing:** We will use our reasonable endeavours to ensure timely top ups via the Opal Website when it is operational or 13 67 25 (13 OPAL) but we will not be responsible for any delays in doing so.

REFUNDS

- 39. **Opal Refund and Balance Transfer Policy:** We will make refunds for Opal Card Balances as stated in these Opal Terms of Use and in accordance with the Opal Refund and Balance Transfer Policy. The Opal Refund and Balance Transfer Policy also contains the terms and conditions upon which we will transfer the balance of an Opal Card to another Opal Card. Where we de-activate or take possession of an Opal Card or require its return under section 10, remove the registration of an Opal Card under section 21, or block and/or cancel an Opal Card under section 43, you can apply for a refund in accordance with the Opal Refund and Balance Transfer Policy. We may reject any claim for a refund if you have not complied with any of the provisions of these Opal Terms of Use or if we have reason to suspect that an offence under any law may have been or may be committed. No refunds will be made in cash.
- 40. **Lost or stolen – registered Opal Cards:** If you have lost a registered Opal Card or the registered Opal Card has been stolen, you must notify us as soon as possible by calling 13 67 25 (13 OPAL) or through the Opal Website, when it is operational, so that we can block and cancel it and arrange for a balance transfer in accordance with the Opal Refund and Balance Transfer Policy. No refunds will be given for lost or stolen registered Opal Cards. You remain liable for Opal Fares and Opal Charges incurred on the Opal Card until you report it to us as lost or stolen.
- 41. **Lost or stolen- unregistered Opal Cards:** No refunds will be given for lost or stolen Opal Cards. No balance transfers will be made from an unregistered Opal Card whether or not it is lost or stolen.
- 42. **Defective cards:** If an Opal Card is Damaged or Faulty: (a) you should notify us as soon as possible by calling 13 67 25 (13 OPAL) to request a replacement Opal Card or a refund; and (b) if you want a refund, you must physically return the Opal Card by mailing or delivering to us the Opal Card together with a signed and completed “Opal card refund form” that is contained in the Opal Refund and Balance Transfer Policy. If you do not physically return a Damaged or Faulty Opal Card you will not be entitled to a refund.

CANCELLATION AND EXPIRATION

- 43. **Cancellation:** Subject to section 39, we may block and cancel an Opal Card if we are satisfied that it is lost, stolen, Damaged or Faulty in which case that Opal Card will no longer be usable, and we may also block and/or cancel an Opal Card if we deem it reasonable to do so for the purposes of providing efficient and effective ticketing services.
- 44. **Expiration:** You will not be able to use an Opal Card that has expired or has been cancelled. You will know when the Opal Card is about to expire as a card expiration message will appear on the reader display when you tap on an Opal Card Reader. If you are entitled to a refund or a balance transfer on the expiration of the Opal Card but you do not claim the refund or balance transfer within three months after the date of expiration of the Opal Card, you will forfeit the Opal Card Balance of that expired Opal Card to us.

LAW ENFORCEMENT AND REVENUE PROTECTION

- 45. **Revenue protection:** You must co-operate with any officer (including any NSW police officer) authorised by us to monitor fare evasion, protect revenue or enforce compliance (Authorised Officer).
- 46. **Proof of eligibility:** The terms of eligibility for certain types of concessional fares or free travel may require you to carry and produce evidence of your entitlement to support your eligibility in which case you must carry that evidence when travelling and you must produce it if requested to do so. This evidence must be in the form approved by us and will generally be an identity card issued or recognised by us as proof of an entitlement to certain public transport concessions. If you fail to carry or produce this evidence, you may be liable to pay a fine. Your eligibility for concessional, discounted or free travel may also be suspended or withdrawn.
- 47. **Production of Opal Card:** You must immediately produce the Opal Card that you are using if requested to do so by an Authorised Officer. You consent to any Authorised Officer inspecting the Opal Card, viewing transactions on the Opal Card and using that Opal card to tap on or tap off if you are in transit and failed to tap on or tap off.
- 48. **Co-operation:** You must co-operate with us and the NSW Police in endeavouring to recover an Opal Card if it is lost or stolen or if we suspect any suspicious activity in relation to an Opal Card.

GENERAL

- 49. **Records:** In the absence of manifest error, our records are conclusive of the matters to which they relate.
- 50. **Enquiries, complaints and disputes:** You may raise enquiries, complaints or disputes by calling 13 67 25 (13 OPAL) or completing and sending us the enquiry form available on the Opal Website when it is operational.

51. **Customer instructions:** Whenever you provide information or an instruction in connection with an Opal Card or the Opal Ticketing System to us, we are entitled to assume that you have the right and authority to provide that information or instruction to us and that we are entitled to rely on the information or instruction.
52. **Intellectual property rights:** The Opal Card, the Opal Ticketing System (including related software, architecture, data or other information) and their operation are protected by copyright and other intellectual property rights that are owned by us and our licensors.
53. **Assignment:** If we assign our functions under the Opal Ticketing System or cease to be responsible for the operation of the Opal Ticketing System, the reference to “TfNSW”, “we”, “us” and “our” in these Opal Terms of Use will refer to our assignee or the entity that has taken over the responsibility, as the case may be.

INTERPRETATION

54. **Proper law:** These Opal Terms of Use are governed by the laws of New South Wales and we and you submit to the exclusive jurisdiction of the courts of New South Wales.
55. **Unenforceability:** If any part of these Opal Terms of Use is held to be unenforceable, the unenforceable part is to be given effect to the fullest extent possible and the remainder will remain in full force and effect.
56. **Including:** The words “including”, “such as”, “for example” and similar expressions are not intended as terms of limitation.

INDEMNITY AND LIMITATION ON LIABILITY

57. **Delays:** To the maximum extent permitted by law, we are not responsible for any delays in performing any of our obligations under these Opal Terms of Use and any of our functions under the Opal Ticketing System. To the maximum extent permitted by law, we will not be liable for any loss, damage, costs or expenses incurred as a result of the failure or delay in processing any transaction including a refund, balance transfer, balance adjustment or transaction to add value.
58. **Exclusion of representations and warranties:** All express or implied guarantees, warranties, representations or other terms and conditions not contained in these Opal Terms of Use are excluded from these Opal Terms of Use to the maximum extent permitted by law.
59. **Lawful remedies:** Nothing in these Opal Terms of Use excludes anything imposed by any legislation (such as the Australian Consumer Law which contains guarantees that protect the purchasers of goods and services in certain circumstances) that cannot be lawfully excluded or limited (Non-Excludable Provision). If we are able to limit your remedy for a breach of a Non Excludable Provision, then our liability for such a breach is limited to one or more of the following at our option:
 - (a) in the case of goods, the replacement of the goods or the supply of equivalent goods, the repair of the goods, the payment of the cost of replacing the goods or of acquiring equivalent goods; or
 - (b) in the case of services, the supplying of the services again, or the payment of the cost of having the services supplied again.
60. **Maximum liability:** Subject to our obligations under any Non-Excludable Provision and to the maximum extent permitted by law:
 - (a) our maximum aggregate liability to you for all claims under these Opal Terms of Use is limited to \$250; and
 - (b) we are not liable for, and no measure of damages will, under any circumstances, include special, indirect, consequential, incidental or punitive damages or damages for loss of profits, revenue, goodwill or anticipated savings.

The limitations and exclusions under this clause apply regardless of whether the claim or liability arises in contract, tort (including, without limitation, negligence), equity, under statute, based on fundamental breach or breach of a fundamental term or on any other basis, whether or not such claim, liability or damage was foreseeable.

61. **Contribution:** Our liability to you (if any) is reduced to the extent that your acts or omissions (or those of a third party) contribute to or caused the loss or liability.

Effective date: 22 March 2013

PRIVATE ADVERTISEMENTS

COUNCIL NOTICES

ALBURY COUNCIL

Local Government Act 1993, Section 50

NOTICE is hereby given that pursuant to section 50 (4) of the Local Government Act 1993, the land described in Schedule 1 below is vested in Albury Council as public reserve. FRANK ZAKNICH, General Manager, Albury Council, PO Box 323, Albury NSW 2640.

SCHEDULE 1

Lot 13, section C, DP 12801. [6943]

ALBURY CITY COUNCIL

Roads Act 1993, Section 162

NOTICE is hereby given that Albury City Council, pursuant to section 162 of the Roads Act 1993, has named the following road:

Grand Vista.

In the suburb of Table Top, Grand Vista Road comes off the northern side of Table Top Road at a point 600m east of the Burma and Table Top Roads intersection. Heading north off the northern extremity of the 54m long Grand Vista is a 190m long private road to be known as Sunnyside Place. Mr F. ZAKNICH, General Manager, Albury City Council, 553 Kiewa Street, Albury NSW 2640. [6944]

GUNDAGAI SHIRE COUNCIL

Local Government Act 1993, Section 713 and 715

Withdrawal of Sale of Land for Overdue Rates

NOTICE is hereby given, that Gundagai Shire Council, pursuant to sections 713 and 715 of the Local Government Act 1993, withdraws the land described hereunder from being offered for sale by public auction; originally advertised in *New South Wales Government Gazette* No. 26, Week 7, Page 422 on 15 February 2013.

<i>Owner/s or persons having an interest in the land</i>	<i>Description of Land</i>
Natasha Myra KAY.	Lot 100, DP 750984, 396 Kangaroo Mount Road, Coolac NSW 2727.
William JAMIESON.	Lot 3, DP 133499 and Lot 52, DP 829407, 40 Hume Highway, Gundagai NSW 2722.

[6945]

HOLROYD CITY COUNCIL

Roads Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

HOLROYD CITY COUNCIL declares with the approval of Her Excellency the Governor that the land described in

the Schedule below, excluding any mines or deposits of minerals in the land, is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for road widening. Dated at Merrylands, this 19th day of March 2013. M. ISMAY, General Manager, Holroyd City Council, PO Box 42, Merrylands NSW 2160.

SCHEDULE

Lot 192, DP 1157536. [6946]

MID-WESTERN REGIONAL COUNCIL

Roads Act 1993, Section 162

Naming of Public Road

New Road Name

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

<i>Location</i>	<i>Road Name</i>
Lane travelling west off Yarrabin Road above Meroo Creek and Shawns Creek, Yarrabin.	Endacotts Lane.

WARWICK BENNETT, General Manager, PO Box 156, 86 Market Street, Mudgee NSW 2850. [6947]

MID-WESTERN REGIONAL COUNCIL

Roads Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

MID-WESTERN REGIONAL COUNCIL declares with the approval of Her Excellency the Governor that the lands described in the Schedule below, excluding any mines or deposits of minerals in the lands, are acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for a public road. Dated at Mudgee, this 18th day of March 2013. W. BENNETT, General Manager, Mid-Western Regional Council, PO Box 156, Mudgee NSW 2850.

SCHEDULE

Lot 1, DP 1142906.
Lot 2, DP 1142906.
Lot 3, DP 1142906. [6948]

PARRAMATTA CITY COUNCIL

PURSUANT to section 50 (4) of the Local Government Act 1993, Parramatta City Council gives notice that land forming part of the Ponds Subiaco Creek Reserve at Rydalmere and known as Lot 32 in DP 38941 (being whole of the land in Folio Identifier 32/38941), is hereby vested in Parramatta City Council.

On publication of this notice, the land vests in Parramatta City Council for an estate in fee simple and is taken to be

dedicated as a public reserve, by virtue of section 50 (5) of the Local Government Act 1993. R. LANG, General Manager, Parramatta City Council, PO Box 32, Parramatta NSW 2124. [6949]

WINGECARRIBEE SHIRE COUNCIL

Local Government Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

WINGECARRIBEE SHIRE COUNCIL declares with the approval of His Excellency the Lieutenant-Governor that the easement described in the Schedule below, excluding any mines or deposits of minerals in the land, are acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for sewerage purposes. Dated at Moss Vale, this 27th day of September 2012. JASON ROBERT GORDON, General Manager, Wingecarribee Shire Council, PO Box 141, Moss Vale NSW 2577.

SCHEDULE

Easement rights as described under the heading Sewer Pipeline in the terms set out hereunder over the site shown in:

DP1163715 as '(D) PROPOSED EASEMENT FOR SEWER MAIN 5 WIDE AND VARIABLE' within Crown public road between Lot 1, DP 119188 and Lot 97, DP 751289; Crown public road between Lot 1, DP 119188 and Lot 5, DP 877772 and Crown public road between Lot 1, DP 119188 and Lot 1, DP 568418.

Easement for Sewer Pipeline

FULL AND FREE right for the Body having the benefit, its successors and assigns (being a public or local authority) and every person authorised by any of them from time to time and at all times to pass and convey sewage in any quantities through the servient tenement TOGETHER WITH the right to use for the purpose of the easement any line of pipes (including works ancillary thereto) already laid within the servient tenement for the purposes of the passage and conveyance of such sewage or any pipe or pipes (including works ancillary thereto) in replacement, substitution or duplication therefor and where no such line of pipes exists to lay place and maintain a line of pipes of sufficient internal diameter (including works ancillary thereto) beneath the surface of the servient tenement AND TO lay place and maintain upon the surface of the servient tenement any works ancillary to the said line of pipes AND TOGETHER WITH the right for the Body having the benefit, its successors and assigns (being a public or local authority) and every person authorised by any of them with any tools, implements, or machinery, necessary for the purposes, to enter upon the servient tenement and to remain there for any reasonable time for the purposes of laying, inspecting, cleansing, repairing, maintaining, or renewing such pipeline or any part thereof (including works ancillary thereto) AND for any of the aforesaid purposes to open the soil of the servient tenement to such extent as may be necessary PROVIDED THAT the Body having the benefit, its successors and assigns (being a public or local authority) and every person authorised by any of them will take all reasonable precautions to ensure as little disturbance as possible to the surface of the servient tenement and will restore that surface as nearly as practicable to its original condition. [6950]

ESTATE NOTICES

NOTICE of intended distribution of estate. – Any person having any claim upon the estate of JUNE MARGARETA ELLIOTT, late of Belrose, in the State of New South Wales, trained nurse, deceased, who died on 14 September 2012, must send particulars of his claim to the executrix, Christine Louise Lund, c.o. Newnhams, Solicitors, 233 Castlereagh Street, Sydney NSW 2000, within one calendar month from publication of this notice. After that time the executrix may distribute the assets of the estate having regard only to the claims of which at the time of distribution she has notice. Probate was granted in New South Wales on 26 February 2013. NEWNHAMS, Solicitors, Level 7, 233 Castlereagh Street, Sydney NSW 2000 (PO Box 21087, World Square NSW 2002), (DX 11495, Sydney Downtown), tel.: (02) 9264 7788. Reference: BLM:ALC:7197. [6951]

NOTICE of intended distribution of estate. – Estate of POLITIMI PAPPAS (also known as Politimi Papadoliopoulos), New South Wales Grant made 13 March 2013. – Any person having any claim upon the estate of Politimi Pappas (also known as Politimi Papadoliopoulos), late of Caringbah South, in the State of New South Wales, widow, who died on 21 January 2013, must send particulars of the claim to the legal representative for the estate, c.o. Mervyn Finlay, Thorburn & Marshall, PO Box A276, Sydney South NSW 1235, within 30 days from publication of this notice. After that time (and after 6 months from the date of death of the deceased), the legal representative intends to distribute the property in the estate having regard only to the claims of which the legal representative had notice at the time of distribution. Mervyn Finlay, Thorburn & Marshall, Solicitors, Level 2, 225 Macquarie Street, Sydney NSW 2000 (PO Box A276, Sydney South NSW 1235), tel.: (02) 9223 6544. Reference: DLT:21613. [6952]

OTHER NOTICES

COOTAMUNDRA SHIRE COUNCIL

Local Government Act 1993, Section 713

Sale of Land for Unpaid Rates and Charges

NOTICE is hereby given that Cootamundra Shire Council has resolved, in pursuance of section 713 of the Local Government Act 1993, to sell the land described hereunder, of which the person named appears to be the owner or in which they have an interest, and on which the amount of rates and charges stated as at 9 October 2012, are due:

<i>Assessment</i>	<i>Name</i>	<i>Property Address</i>	<i>Property Area (sqm)</i>	<i>Amount of rates and charges unpaid for more than 5 years</i>	<i>Amount of all other rates and charges payable and unpaid</i>	<i>Amount of interest accrued</i>	<i>Total Amount</i>
00104-00000000-000	Maxwell John BICKLEY.	Lot A, DP 318914, 8 Barnes Street, Cootamundra NSW 2590.	595.1	\$2,526.34	\$7,733.09	\$3,213.46	\$13,472.89

In default of payment to Council of the amount stated in the Total Amount column above, and any other rates including charges becoming due and payable since 9 October 2012, the said land will be offered for sale by public auction at the Stephen Ward Rooms (Cootamundra Library), Wallendoon Street, Cootamundra, on Monday, 24 June 2013, at 2:30pm, by Daryl Sedgwick of Ron Loiterton Real Estate. KEN TRETHEWEY, General Manager, Cootamundra Shire Council, PO Box 420, Cootamundra NSW 2590.

[6953]



Government Gazette

OF THE STATE OF
NEW SOUTH WALES

Number 40
Friday, 22 March 2013

Published under authority by the Department of Premier and Cabinet

PUBLIC SECTOR NOTICES

PUBLIC SECTOR EMPLOYMENT AND MANAGEMENT ACT 2002

CHIEF EXECUTIVE SERVICE

Appointment under Section 12

THE Public Service Commissioner, under delegation from the Premier and pursuant to the provisions of the Public Sector Employment and Management Act 2002, has appointed the officer listed below to the chief executive service position as specified:

NSW Institute of Teachers

Ms Kate O'DONNELL, Chief Executive [2 April 2013 to 1 April 2018].

The Hon. A. PICCOLI, M.P.,
Minister for Education

ISSN 0155-6320

Authorised to be printed
TONY DUCKMANTON, Government Printer.