



Government Gazette

OF THE STATE OF

NEW SOUTH WALES

Week No. 24/2013

Friday, 14 June 2013

*Published under authority by
Department of Premier and Cabinet
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*Containing numbers 68 and 69
Pages 2361 – 2402*

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Attention Advertisers . . .

Government Gazette inquiry times are:

Monday to Friday: 8.30 am to 4.30 pm

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

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GOVERNMENT GAZETTE DEADLINES

Close of business every Wednesday

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

Special Supplements

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

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

Please Note:

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

Department of Finance and Services Tenders

SUPPLIES AND SERVICES FOR THE PUBLIC SERVICE

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

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

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



Government Gazette

OF THE STATE OF
NEW SOUTH WALES

Number 68
Tuesday, 11 June 2013

Published under authority by the Department of Premier and Cabinet

SPECIAL SUPPLEMENT



New South Wales

Transport Administration (RailCorp Opal Fares) Order 2013

under the

Transport Administration Act 1988

I, the Chief Executive of RailCorp, in pursuance of section 85 (1) of the *Transport Administration Act 1988*, make the following Order on behalf of RailCorp.

Dated, this 6th day of June 2013.

R. MASON,
Chief Executive of RailCorp

Explanatory note

The object of this Order is to set the fares payable for travel on trains when using an Opal smartcard.

This Order is made under section 85 (1) of the *Transport Administration Act 1988*.

Clause 1 Transport Administration (RailCorp Opal Fares) Order 2013

Transport Administration (RailCorp Opal Fares) Order 2013

under the

Transport Administration Act 1988

1 Name of Order

This Order is the *Transport Administration (RailCorp Opal Fares) Order 2013*.

2 Commencement

This Order commences on 14 June 2013 and is required to be published in the Gazette.

3 Definitions

(1) In this Order:

Opal smartcard means a smartcard within the meaning of section 3 (1) of the *Passenger Transport Act 1990* that has been issued by TfNSW as an Opal card.

(2) Notes included in this Order do not form part of this Order.

4 Fares

(1) The fares to be demanded by RailCorp in respect of railway services supplied by RailCorp in accordance with an Opal smartcard are set out below.

Fare type	Fare
Train–distance band 1 (peak)	\$3.30
Train–distance band 1 (off-peak)	\$2.31
Default fare for failure to tap on or off (peak)	\$8.10
Default fare for failure to tap on or off (off-peak)	\$5.67

Transport Administration (RailCorp Opal Fares) Order 2013

Clause 5

(2) The fares set out in subclause (1) are subject to the following fare caps:

Type of fare cap	Amount of fare cap
Daily fare cap (Monday to Saturday)	\$15.00
Daily fare cap (Sunday)	\$2.50

5 Application of Order

This Order applies only to railway services provided on the following railway lines:

- (a) the Eastern Suburbs line from Central station to Bondi Junction station, including Town Hall station, Martin Place station, Kings Cross station, Edgecliff station and Bondi Junction station,
- (b) the City Circle line between Central, Town Hall, Wynyard, Circular Quay, St James and Museum stations.

Note. The railway lines referred to in this clause have been designated in accordance with clause 76 of the *Passenger Transport Regulation 2007* as railway lines for which an Opal smartcard is valid.



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. 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. 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) 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;
 - (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 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, you must comply with the Opal 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 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. 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 the Opal Website (**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 reserve the right: (i) not to register an Opal Card; or (ii) to 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 (**Opal Privacy Policy**) that is set out at the Opal Website.
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 the Opal Website and is 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 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. 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. 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. 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 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 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, 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.
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.

PASSENGER TRANSPORT REGULATION 2007

Clause 76(1)(c) Designation of Routes and Railway Lines

ORDERS**Ferry Services operated by Harbour City Ferries**

Transport for NSW, pursuant to Clause 76 of the Passenger Transport Regulation 2007, does by this Order designate each of the following routes as a route for which a smartcard may be used:

1. Neutral Bay service between Circular Quay, Kirribilli, North Sydney, Neutral Bay and Kurraba Point operated by Harbour City Ferries.
2. Manly service between Circular Quay and Manly wharf operated by Harbour City Ferries.

Rail passenger services

Transport for NSW, pursuant to Clause 76 of the Passenger Transport Regulation 2007, does by this Order designate each of the following railway lines as a railway line for which a smartcard may be used:

1. The Eastern Suburbs line from Central station to Bondi Junction station, including Town Hall station, Martin Place station, Kings Cross station, Edgecliff station and Bondi Junction station.
2. The City Circle line between Central, Town Hall, Wynyard, Circular Quay, St James and Museum stations.

Date of effect and revocation of previous Orders

These Orders take effect on 14 June 2013.

All previous Orders designating a route or railway line under Clause 76(1)(c) are revoked.

Dated: 6 June 2013.

FERGUS GAMMIE,
Deputy Director-General,
Transport Services
(a Delegate of Transport for NSW)

ISSN 0155-6320

Authorised to be printed
TONY DUCKMANTON, Government Printer.



Government Gazette

OF THE STATE OF
NEW SOUTH WALES

Number 69
Friday, 14 June 2013

Published under authority by the Department of Premier and Cabinet

LEGISLATION

Online notification of the making of statutory instruments

Week beginning 3 June 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

Children (Detention Centres) Amendment (Emu Plains) Order 2013 (2013-254) — published LW 7 June 2013

Health Services Amendment (St Vincent's Hospital Sydney Limited) Order 2013 (2013-255) — published LW 7 June 2013

Marine Safety (General) Amendment (Exemptions Relating to Lifejackets) Regulation 2013 (2013-256) — published LW 7 June 2013

Pawnbrokers and Second-hand Dealers Amendment (Exemption) Regulation 2013 (2013-257) — published LW 7 June 2013

Road Transport Amendment (Learner, Provisional and Visiting Drivers) Regulation 2013 (2013-258) — published LW 7 June 2013

Uniform Civil Procedure Rules (Amendment No 59) 2013 (2013-259) — published LW 7 June 2013

Environmental Planning Instruments

Blayney Local Environmental Plan 2012 (Amendment No 2) (2013-260) — published LW 7 June 2013

Environmental Planning and Assessment Amendment (Campbelltown (Urban Area) Local Environmental Plan 2002) Order 2013 (2013-261) — published 7 June 2013

Nambucca Local Environmental Plan 2010 (Amendment No 11) (2013-262) — published LW 7 June 2013

North Sydney Local Environmental Plan 2001 (Amendment No 52) (2013-263) — published LW 7 June 2013

Shoalhaven Local Environmental Plan 1985 (Amendment No 241) (2013-264) — published LW 7 June 2013

Wollongong Local Environmental Plan 2009 (Amendment No 13) (2013-265) — published LW 7 June 2013

Woollahra Local Environmental Plan 1995 (Amendment No 71) (2013-266) — published LW 7 June 2013

OFFICIAL NOTICES

Department of Planning

ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979

Instrument of Delegation

I, the Director-General of the Department of Planning and Infrastructure, pursuant to section 23 of the Environmental Planning and Assessment Act 1979, hereby delegate my functions, as a relevant planning authority under Division 6 of Part 3 of that Act (Development control plans), to amend, substitute or revoke a development control plan listed in Schedule 1 to this Delegation, with respect to development within a growth centre precinct, to the local council for the local government area that includes that growth centre precinct (or part of that precinct).

This Delegation authorises a local council to exercise functions with respect to a development control plan only in relation to development on land within a growth centre precinct that is also located within the local government area for which the council is constituted.

This Delegation of the Director-General's functions to each local council is subject to the following conditions:

- (a) the council must provide the Director-General with a copy of any draft development control plan at the same time as it is placed on public exhibition,
- (b) the council must provide the Director-General with a copy of any draft development control plan that it proposes to make (following public exhibition of the draft plan) at least 15 working days before it is made,
- (c) the council must provide the Director-General with a copy of any draft notice of intention to repeal or revoke a development control plan at least 15 working days before its publication.

The Delegation dated 9th June 2011, to local councils with respect to development control plans for growth centre precincts is revoked.

In this Delegation:

- (a) a reference to functions as a relevant planning authority under Division 6 of Part 3 of the Environmental Planning and Assessment Act 1979 includes a reference to functions as a relevant planning authority under Part 3 of the Environmental Planning and Assessment Regulation 2000 (Development control plans), and
- (b) *growth centre precinct* means a growth centre precinct within the meaning of State Environmental Planning Policy (Sydney Region Growth Centres) 2006 to which a precinct plan or plans set out in an appendix or appendices to that Policy applies.

Dated: 6th June 2013.

S. HADDAD,
Director-General,
Department of Planning and Infrastructure

SCHEDULE 1

Oran Park Precinct Development Control Plan 2007.

Turner Road Precinct Development Control Plan 2007.

North Kellyville Precinct Development Control Plan 2008.

Riverstone West Precinct Development Control Plan 2009.

Blacktown City Council Growth Centre Precincts Development Control Plan 2010, but only in its application to land within Alex Avenue Precinct, Riverstone Precinct, Marsden Park Industrial Precinct, Area 20 Precinct and Schofields Precinct.

Box Hill and Box Hill Industrial Precincts Development Control Plan 2013.

Camden Growth Centre Precincts Development Control Plan, but only in its application to land within Leppington North Precinct and East Leppington Precinct.

Campbelltown Growth Centres Precinct (East Leppington) Development Control Plan 2013.

Liverpool Growth Centre Precincts Development Control Plan, but only its application to land within Austral Precinct and Leppington North Precinct.

Roads and Maritime Services

ROAD TRANSPORT (GENERAL) ACT 2005

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

BLAYNEY SHIRE COUNCIL, in pursuance of the Road Transport (Mass, Loading, Access) Regulation 2005, make the amendment in the Schedule to the routes and areas previously specified on or in which 19 metre B-Doubles may be used.

Dated: 13 August 2012.

GLENN WILCOX,
General Manager,
Blayney Shire Council
(by delegation from the Minister for Roads)

SCHEDULE

1. Citation

This Notice may be cited as Blayney Shire Council 19 Metre B-Double Over 50t Route Notice No. 02/2012.

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

5. Routes

Type	Road No.	Road Name	Starting Point	Finishing Point	Conditions
19.	128.	Springhill Road.	Shire Boundary.	Forest Reefs Road.	(a) That all prime movers and trailers be fitted with road friendly suspension. (b) Travel not be permitted during the following hours on school days, 7:15am to 9:00am and 3:15pm to 5:00pm.
19.	130.	Forest Reefs Road.	Springhill Road.	Carcoar Road.	(a) That all prime movers and trailers be fitted with road friendly suspension. (b) Travel not be permitted during the following hours on school days, 7:15am to 9:00am and 3:15pm to 5:00pm.
19.	99.	Carcoar Road.	Forest Reefs Road.	1060 Carcoar Road.	(a) That all prime movers and trailers be fitted with road friendly suspension. (b) Travel not be permitted during the following hours on school days, 7:15am to 9:00am and 3:15pm to 5:00pm.

ROAD TRANSPORT (GENERAL) ACT 2005

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

BLAYNEY SHIRE COUNCIL, in pursuance of the Road Transport (Mass, Loading, Access) Regulation 2005, make the amendment in the Schedule to the routes and areas previously specified on or in which 19 metre B-Doubles may be used.

Dated: 5 June 2013.

GLENN WILCOX,
General Manager,
Blayney Shire Council
(by delegation from the Minister for Roads)

SCHEDULE
1. Citation

This Notice may be cited as Blayney Shire Council 19 Metre B-Double Over 50t 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 19 metre B-Double vehicles where gross weight exceeds 50 tonnes which comply with Schedule 1 of the Road Transport (Mass, Loading and Access) Regulation 2005 and Schedule 2 of the Road Transport (Vehicle Registration) Regulation 2007.

5. Routes

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>	<i>Conditions</i>
19.	452.	Hobbys Yards Road.	Shire Boundary.	Three Brothers Road.	(a) That this approval be given subject to Bathurst Regional Council providing access along Hobbys Yards Road.

ROAD TRANSPORT (GENERAL) ACT 2005

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

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

Dated: 5 June 2013.

GLENN WILCOX,
General Manager,
Blayney Shire Council
(by delegation from the Minister for Roads)

SCHEDULE**1. Citation**

This Notice may be cited as Blayney Shire Council 25 Metre B-Double Over 50t Route Notice No. 02/2013.

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

5. Routes

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>	<i>Conditions</i>
25.	98.	Browns Creek Road.	Orange Road (MR245).	755 Browns Creek Road.	(a) Travel not be permitted during the following hours on school days, 7:15am to 9:00am and 3:15pm to 5:00pm. (b) That a maximum speed limit of 80km/h apply along Browns Creek Road from Orange Road to Rosedale Lane. (c) That a maximum speed limit of 40km/h apply along Browns Creek Road from Rosedale Lane to 755 Browns Creek Road. (d) Access to individual properties is restricted and shall be formally assessed by Blayney Shire Council prior to approval being granted.

ROAD TRANSPORT (GENERAL) ACT 2005

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

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

Dated: 5 June 2013.

DES BILSKE,
General Manager,
Deniliquin Council
(by delegation from the Minister for Roads)

SCHEDULE

1. Citation

This Notice may be cited as Deniliquin Council Road Train Notice No. 01/2013.

2. Commencement

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

3. Effect

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

4. Application

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

5. Routes

<i>Type</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>
36.5m.	Ricemill Road.	MR7605 Deniliquin – Barham Road.	Entrance gate to Deniliquin Rice Mill.

ROAD TRANSPORT (GENERAL) ACT 2005

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

GOULBURN MULWAREE COUNCIL, pursuant to Clause 25 of the Road Transport (Mass, Loading and Access) Regulation 2005, hereby amend the 4.6 Metre High Vehicle Notice 2013, as published in *New South Wales Government Gazette* No. 130 on 21 December 2012, at pages 5109 to 5206, as set out in the Schedule of this Notice.

C. BERRY,
General Manager,
Goulburn Mulwaree Council
(by delegation from the Minister for Roads)

SCHEDULE
1. Citation

This Notice is the Goulburn Mulwaree Council 4.6 Metre High Vehicle (Amendment) Notice No. 1/2013.

2. Commencement

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

3. Effect

This Notice remains in force up to and including 31 December 2017, unless it is repealed earlier.

4. Amendment

Insert the following routes into the table at Appendix 1 under the heading Goulburn Mulwaree Council.

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>
4.6m.	128.	Clinton Street.	Deccan Street.	Wheeo Road.
4.6m.	128.	Wheeo Road.	Clinton Street.	Range Road.
4.6m.	128.	Range Road.	Wheeo Road.	LGA boundary.
4.6m.	42.	Windellama Road.	Brisbane Grove.	End.
4.6m.	18.	Brisbane Grove Road.		
4.6m.	90.	Currawang Road.	Braidwood Road.	LGA Boundary.
4.6m.	129.	Woodhouselee Road.	Crookwell Road.	LGA Boundary.
4.6m.	MR256.	Taralga Road.	Ross Street.	LGA Boundary.
4.6m.		Addison Street.	Cowper Street.	Gurrundah Road.
4.6m.	41.	Gurrundah Road.	Addison Street.	LGA Boundary.
4.6m.		Rossville Road.	Gurrundah Road.	Range Road.

Department of Trade and Investment, Regional Infrastructure and Services

COAL MINE HEALTH AND SAFETY ACT 2002

Appointment of Industry Check Inspector
under Section 173

I, CHRIS HARTCHER, M.P., Minister for Resources and Energy, pursuant to section 173 of the Coal Mine Health and Safety Act 2002 ('the Act'), hereby appoint Mr Stephen Matthew BARRETT as an industry check inspector for the purpose of the Act.

Dated this 3rd day of June 2013.

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

COAL MINE HEALTH AND SAFETY ACT 2002

Appointment of Industry Check Inspector
under Section 173

I, CHRIS HARTCHER, M.P., Minister for Resources and Energy, pursuant to section 173 of the Coal Mine Health and Safety Act 2002 ('the Act'), hereby appoint Mr Graham Richard COLLIER as an industry check inspector for the purpose of the Act.

Dated this 3rd day of June 2013.

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

MINERAL RESOURCES

NOTICE is given that the following applications have been received:

EXPLORATION LICENCE APPLICATIONS

(T13-1088)

No. 4828, OCHRE RESOURCES PTY LTD (ACN 112 833 351), area of 100 units, for Group 1, dated 6 June 2013. (Cobar Mining Division).

(T13-1089)

No. 4829, OCHRE RESOURCES PTY LTD (ACN 112 833 351), area of 100 units, for Group 1, dated 6 June 2013. (Cobar Mining Division).

(T13-1090)

No. 4830, ENDEAVOUR MINERALS PTY LTD (ACN 063 725 708), area of 116 units, for Group 1, dated 11 June 2013. (Orange Mining Division).

(T13-1091)

No. 4831, DEVELOPED GOLD PTY LTD (ACN 155 806 689), area of 1 units, for Group 1, dated 11 June 2013. (Orange Mining Division).

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

NOTICE is given that the following applications have been granted:

EXPLORATION LICENCE APPLICATIONS

(T12-1036)

No. 4492, now Exploration Licence No. 8090, PERILYA BROKEN HILL LIMITED (ACN 099 761 289), County of Yancowinna, Map Sheet (7133, 7134), area of 8 units, for Group 1, dated 17 May 2013, for a term until 17 May 2015.

(T12-1045)

No. 4501, now Exploration Licence No. 8091, PERILYA BROKEN HILL LIMITED (ACN 099 761 289), Counties of Menindee and Yancowinna, Map Sheet (7133), area of 5 units, for Group 1, dated 17 May 2013, for a term until 17 May 2015.

(T12-1275)

No. 4715, now Exploration Licence No. 8096, Lincoln McCLATCHIE, Counties of Clarendon and Wynyard, Map Sheet (8427), area of 15 units, for Group 1, dated 29 May 2013, for a term until 29 May 2015.

(T12-1287)

No. 4729, now Exploration Licence No. 8098, CENTREX METALS LIMITED (ACN 096 298 752), Counties of Argyle and Murray, Map Sheet (8728, 8827, 8828), area of 89 units, for Group 2 and Group 5, dated 5 June 2013, for a term until 5 June 2015.

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

NOTICE is given that the following application has been refused:

ASSESSMENT LEASE APPLICATION

(05-0299)

No. 34, James Frederick SONNBERG and Mark Andrew SHELDON, Parish of Gloucester, County of Gloucester, (9333-4-4, 9333-4-N). Refusal took effect on 4 June 2013.

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

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

(12-5039)

Exploration Licence No. 2934, ISABELLA MINERALS PTY LTD (ACN 125 035 841), area of 6 units. Application for renewal received 22 October 2012.

(T09-0051)

Exploration Licence No. 7355, PEAK GOLD MINES PTY LTD (ACN 001 533 777), area of 25 units. Application for renewal received 11 June 2013.

(T10-0217)

Exploration Licence No. 7788, NEWMONT EXPLORATION PTY LTD (ACN 006 306 690), area of 31 units. Application for renewal received 7 June 2013.

(T02-0453)

Mining Claim Converted To Lease No. 292 (Act 1992), David Charles PRENDERGAST, area of 2 hectares. Application for renewal received 7 June 2013.

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

EXPIRY

Mining Claim Converted To Lease No. 324 (Act 1992), Keith Eric NOON, Parish of Nundle, County of Parry. This title expired on 5 June 2013.

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

RENEWAL OF CERTAIN AUTHORITIES

NOTICE is given that the following authority has been renewed:

(06-0096)

Exploration Licence No. 6576, IRONBARK ZINC LIMITED (ACN 118 751 027), County of Bligh, Map Sheet (8733), area of 10 units, for a further term until 19 June 2014. Renewal effective on and from 3 June 2013.

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

REQUEST FOR CANCELLATION OF AUTHORITY

(T11-0039)

Exploration Licence No. 7920, PMR1 PTY LTD (ACN 145 210 528), Counties of St Vincent, Murray and Argyle, area of 100 Units. Application for Cancellation was received on 5 June 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:

(T11-0066)

Exploration Licence No. 7792, MINCOR COPPER PTY LTD (ACN 120 024 777), County of Flinders and County of Kennedy, Map Sheet (8333), area of 15 units. Cancellation took effect on 8 June 2013.

(T11-0068)

Exploration Licence No. 7794, MINCOR COPPER PTY LTD (ACN 120 024 777), County of Kennedy, County of Narromine and County of Oxley, Map Sheet (8333, 8433), area of 14 units. Cancellation took effect on 8 June 2013.

(T11-0126)

Exploration Licence No. 7845, PLATINA RESOURCES LIMITED (ACN 119 007 939), County of Drake, Map Sheet (9439), area of 87 units. Cancellation took effect on 11 June 2013.

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

WORK HEALTH AND SAFETY ACT 2011

Instrument of Delegation

I, MARK I. PATERSON, AO, Director General, Department of Trade and Investment, Regional Infrastructure and Services, do by this instrument, pursuant to section 154 of the Work Health and Safety Act 2011 ('the Act'), delegate the functions conferred or imposed on me:

1. by the provisions of the Work Health and Safety Act 2011, specified in Column 1 of Schedule 1 to this instrument of delegation to the persons who from time to time hold, occupy or perform the duties of the NSW Department of Trade and Investment, Regional Infrastructure and Services' positions listed in Column 3 of Schedule 1; and
2. by the provisions of the Work Health and Safety Regulation 2011 ('the Regulation'), specified in Column 1 of Schedule 2 to this instrument of delegation to the persons who from time to time, hold, occupy or perform the duties of the NSW Department of Trade and Investment, Regional Infrastructure and Services' positions listed in Column 3 of Schedule 2.

In this instrument of delegation:

- (a) "function" includes power, authority or duty.
- (b) the description of "subject" in Column 2 of the Schedules below is for general explanation and does not limit the delegation of functions under the provisions of the Act and Regulation specified in Column 1 of the Schedules.

SCHEDULE 1

<i>Column 1 – Section</i>	<i>Column 2 – Subject</i>	<i>Column 3 – Office</i>
38(4).	Duty to notify of notifiable incidents.	Director, Mine Safety Operations. Inspector.
38(5).	Duty to notify of notifiable incidents.	Director, Mine Safety Operations.
38(6).	Duty to notify of notifiable incidents.	Director, Mine Safety Operations. Inspector.
39(3)(e).	Duty to preserve incident site.	Director, Mine Safety Operations. Inspector.
54(1).	Failure of negotiations.	Director, Mine Safety Operations. Area Manager, North East. Area Manager, South East. Area Manager, Central West.
56(3).	Negotiation of agreement for work groups of multiple businesses.	Director, Mine Safety Operations. Area Manager, North East. Area Manager, South East. Area Manager, Central West.
65(2)(b).	Disqualification of health and safety representatives.	Director, Mine Safety Operations.
72(1)(a).	Obligation to train health and safety representatives.	Director, Mine Safety Operations.
72(5).	Obligation to train health and safety representatives.	Director, Mine Safety Operations. Area Manager, North East. Area Manager, South East. Area Manager, Central West.
74(2).	List of health and safety representatives.	Director, Mine Safety Operations. Director, Mine Safety Performance.
76(5).	Constitution of committee.	Director, Mine Safety Operations. Area Manager, North East. Area Manager, South East. Area Manager, Central West.

<i>Column 1 – Section</i>	<i>Column 2 – Subject</i>	<i>Column 3 – Office</i>
82(2).	Referral of issue to regulator for resolution by inspector.	Director, Mine Safety Operations. Area Manager, North East. Area Manager, South East. Area Manager, Central West.
89.	Request to regulator to appoint inspector to assist.	Director, Mine Safety Operations. Area Manager, North East. Area Manager, South East. Area Manager, Central West.
100(1).	Request for review of provisional improvement notice.	Director, Mine Safety Operations. Area Manager, North East. Area Manager, South East. Area Manager, Central West.
101(1).	Regulator to appoint inspector to review notice.	Director, Mine Safety Operations. Area Manager, North East. Area Manager, South East. Area Manager, Central West.
138(1)(a).	Application to revoke WHS entry permit.	Director, Mine Safety Operations.
138(3).	Application to revoke WHS entry permit.	Director, Mine Safety Operations.
141.	Application for assistance of inspector to resolve dispute.	Director, Mine Safety Operations. Area Manager, North East. Area Manager, South East. Area Manager, Central West.
142(4)(b)(vi).	Authorising authority may deal with a dispute about a right of entry under this Act.	Director, Mine Safety Operations. Area Manager, North East. Area Manager, South East. Area Manager, Central West.
152(a)(b)(c)(d)(e) (f)(g)(i).	Functions of regulator.	Director, Mine Safety Operations. Director, Mine Safety Performance. Inspector.
152(h).	Functions of regulator.	Director, Mine Safety Performance. Manager, Investigations Unit.
153(1).	Powers of the regulator.	Director, Mine Safety Operations. Director, Mine Safety Performance.
155.	Powers of regulator to obtain information.	Director, Mine Safety Operations. Director, Mine Safety Performance. Inspector.
158(2).	Accountability of inspectors.	Director, Mine Safety Operations. Director, Mine Safety Performance. Area Manager, North East. Area Manager, South East. Area Manager, Central West. Senior Inspector, Electrical Engineering. Senior Inspector, Mechanical. Engineering.
159(1).	Suspension and ending of appointment of inspectors.	Director, Mine Safety Operations. Director, Mine Safety Performance.

<i>Column 1 – Section</i>	<i>Column 2 – Subject</i>	<i>Column 3 – Office</i>
162.	Inspectors subject to regulators directions.	Director, Mine Safety Operations. Director, Mine Safety Performance. Area Manager, North East. Area Manager, South East. Area Manager, Central West. Senior Inspector, Electrical Engineering. Senior Inspector, Mechanical. Engineering.
179(4).	Forfeiture of seized things.	Director, Mine Safety Operations. Director, Mine Safety Performance. Inspector.
180.	Return of seized things.	Director, Mine Safety Operations. Director, Mine Safety Performance. Inspector.
181(1).	Access to seized things.	Director, Mine Safety Operations. Director, Mine Safety Performance. Inspector.
207.	Regulator may vary or cancel notice.	Director, Mine Safety Operations. Director, Mine Safety Performance. Area Manager, North East. Area Manager, South East. Area Manager, Central West. Senior Inspector, Electrical Engineering. Senior Inspector, Mechanical. Engineering. Manager, Investigations Unit.
211.	When regulator may carry out action.	Director, Mine Safety Operations.
212.	Power of the regulator to take other remedial action.	Director, Mine Safety Operations.
213.	Costs of remedial or other action.	Director, Mine Safety Operations.
215.	Injunctions for non compliance with notices.	Director, Mine Safety Operations. Director, Mine Safety Performance.
216.	Regulator may accept WHS undertakings.	Director, Mine Safety Performance.
217.	Notice of decision and reasons for decision.	Director, Mine Safety Performance.
218.	When a WHS undertaking is enforceable.	Director, Mine Safety Performance.
220.	Contravention of WHS undertaking.	Director, Mine Safety Performance.
221.	Withdrawal or variation of WHS undertaking.	Director, Mine Safety Performance.
222.	Proceeding for alleged contravention.	Director, Mine Safety Performance.
224.	Application for internal review.	Director, Mine Safety Operations. Director, Mine Safety Performance.
225.	Internal reviewer.	Director, Mine Safety Operations. Director, Mine Safety Performance.
229.	Application for external review.	Director, Mine Safety Operations. Director, Mine Safety Performance.
230.	Prosecutions.	Director, Mine Safety Performance.

<i>Column 1 – Section</i>	<i>Column 2 – Subject</i>	<i>Column 3 – Office</i>
231.	Procedure if prosecution is not brought.	Director, Mine Safety Performance.
236.	Adverse publicity orders.	Director, Mine Safety Performance.
260.	Proceedings may be brought by the regulator or an inspector.	Director, Mine Safety Performance. Manager, Investigations Unit.
271(3).	Confidentiality of information.	Director, Mine Safety Operations. Director, Mine Safety Performance.
274(6).	Approved codes of practice.	Director, Mine Safety Operations. Director, Mine Safety Performance.

SCHEDULE 2

<i>Column 1 – Clause</i>	<i>Column 2 – Subject</i>	<i>Column 3 – Office</i>
21.	Training for health and safety representatives.	Director, Mine Safety Operations.
25.	Training requirements for WHS entry permits.	Director, Mine Safety Operations.
142.	Notice of demolition work.	Director, Mine Safety Operations.
235.	Major inspection of registered mobile cranes and towers cranes.	Director, Mine Safety Operations.
348.	Regulator must be notified if manifest quantities to be exceeded.	Director, Mine Safety Operations. Inspector.
367.	Notification of abandoned tank.	Director, Mine Safety Operations. Inspector.
383.	Application for authorisation to use, handle or store prohibited and restricted carcinogens.	Director, Mine Safety Operations. Inspector.
384.	Authorisation to use, handle or store prohibited carcinogens and restricted carcinogens.	Director, Mine Safety Operations. Inspector.
386.	Regulator may cancel authorisation.	Director, Mine Safety Operations. Inspector.
393.	Regulator may decide lead process.	Director, Mine Safety Operations. Inspector.
401.	Review of control measures.	Director, Mine Safety Operations. Inspector.
407.	Frequency of biological monitoring.	Director, Mine Safety Operations. Inspector.
419.	Work involving asbestos or ACM – prohibitions and exceptions.	Director, Mine Safety Operations. Inspector.
423.	Analysis of sample.	Director, Mine Safety Operations.
479.	Uncertainty as to presence of asbestos.	Director, Mine Safety Operations.
678.	Application for internal review.	Director, Mine Safety Operations. Director, Mine Safety Performance.
679.	Internal review.	Director, Mine Safety Operations. Director, Mine Safety Performance.
684.	General power to grant exemptions.	Director, Mine Safety Operations.
685.	Matters to be considered in granting exemptions.	Director, Mine Safety Operations.

<i>Column 1 – Clause</i>	<i>Column 2 – Subject</i>	<i>Column 3 – Office</i>
690.	Application for exemption.	Director, Mine Safety Operations.
691.	Conditions of exemption.	Director, Mine Safety Operations.
692.	Form of exemption document.	Director, Mine Safety Operations.
694.	Notice of decision in relation to exemption.	Director, Mine Safety Operations.
695.	Publication of notice of exemption.	Director, Mine Safety Operations.
696.	Notice of refusal of exemption.	Director, Mine Safety Operations.
697.	Amendment or cancellation of exemption.	Director, Mine Safety Operations.
698.	Notice of amendment or cancellation.	Director, Mine Safety Operations.

Dated this 28th day of May 2013.

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

LANDS

ARMIDALE CROWN LANDS OFFICE
108 Faulkner Street (PO Box 199A), Armidale NSW 2350
Phone: (02) 6770 3100 Fax (02) 6771 5348

ROADS ACT 1993

ORDER

Transfer of Crown Roads to a Council

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

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

SCHEDULE 1

*Village – Maryland; Parish – Maryland; County – Buller;
 Land District – Tenterfield; L.G.A – Tenterfield*

Crown roads 20.115m, 30.175m wide and var. at Maryland, known as Maryland Station Road, Leslie Street and Summit Road as shown by solid black shading on the diagram hereunder.



SCHEDULE 2

Roads Authority: Tenterfield Shire Council.

File No.: 12/08303. W516710.

Council’s Reference: John Martin.

SCHEDULE 1

*Parish – Maryland; County – Buller;
 Land District – Tenterfield; L.G.A. – Tenterfield*

Crown road 20.115m wide at Maryland, known as Maryland Road as shown by solid black shading on the diagram hereunder.



SCHEDULE 2

Roads Authority: Tenterfield Shire Council.

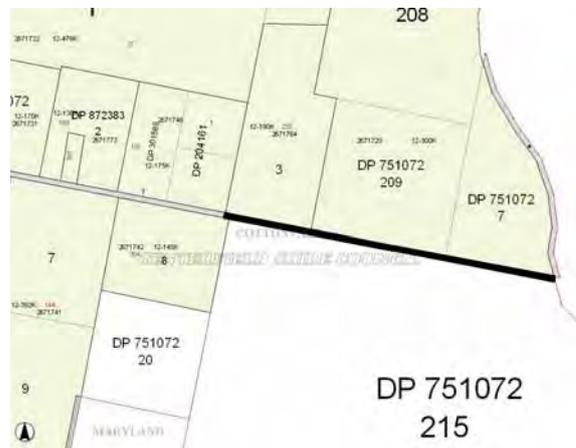
File No.: 12/08303. W516712.

Council’s Reference: John Martin.

SCHEDULE 1

*Parish – Maryland; County – Buller;
 Land District – Tenterfield; L.G.A. – Tenterfield*

Crown road 20.115m wide at Cottonvale, known as the extension of Border Gate Road as shown by solid black shading on the diagram hereunder.



SCHEDULE 2

Roads Authority: Tenterfield Shire Council.

File No.: 12/08303. W516871.

Council’s Reference: John Martin.

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 – Bagot; County – Clarke;
Land District – Glen Innes; L.G.A. – Guyra*

Road Closed: Lot 2, DP 1184364.

File No.: 13/00421.

Schedule

On closing, the land within Lot 2, DP 1184364 remains vested in the Guyra Shire Council as Operational land.

Description

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

Road Closed: Lot 2, DP 1184345.

File No.: 13//00415.

Schedule

On closing, the land within Lot 2, DP 1184345 remains vested in the Guyra Shire Council as Operational land.

Description

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

Road Closed: Lot 1, DP 1011708.

File No.: AE98 H 361.

Schedule

On closing, the land within Lot 1, DP 1011708 remains vested in the Armidale Dumaresq Council as Operational land.

GOULBURN OFFICE
159 Auburn Street, Goulburn NSW 2580
(PO Box 2215, Dangar NSW 2309)
Phone: (02) 4824 3700 Fax: (02) 4822 4287

ROADS ACT 1993

ORDER

Transfer of Crown Road to a Council

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

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

SCHEDULE 1

*Parish – Kiamma; County – Georgiana;
Land District – Crookwell; L.G.A. – Upper Lachlan Shire*

Description: Crown road south of Lots 1 and 2, DP 1108190 (as shown by black colour in diagram below).



SCHEDULE 2

Roads Authority: Upper Lachlan Shire Council.

Reference: 13/11131.

GRAFTON OFFICE
49-51 Victoria Street, Grafton NSW 2460
(PO Box 2185, Dangar NSW 2309)
Phone: (02) 6640 3400 Fax: (02) 6642 5375

**REVOCATION OF RESERVATION OF CROWN
LAND**

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

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

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Land District: Grafton.	The part being Lot 7302,
Local Government Area: Clarence Valley Council.	DP No. 1139079, Parish Copmanhurst, County
Locality: Parish Copmanhurst and County Clarence.	Clarence, of an area of 8688 square metres.
Reserve No.: 751366.	
Public Purpose: Future public requirements.	
Notified: 29 June 2007.	
Lot 7027, DP No. 1114276#, Parish Copmanhurst, County Clarence.	
Lot 7028, DP No. 1114292#, Parish Copmanhurst, County Clarence.	
Lot 7302, DP No. 1139079, Parish Copmanhurst, County Clarence.	
Lot 7303, DP No. 1139083, Parish Copmanhurst, County Clarence.	
Lot 215, DP No. 751366, Parish Copmanhurst, County Clarence.	
Lot 328, DP No. 751366, Parish Copmanhurst, County Clarence.	
Lot 361, DP No. 751366, Parish Copmanhurst, County Clarence.	
File No.: GF07 H 59.	

Note: Intend to sell land by Private Treaty Sale.

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

APPOINTMENT OF TRUST BOARD MEMBERS

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

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

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Malcolm PRICE (new member). Peter James BUCKLEY (new member). Kane SPOONER (new member).	Mullumbimby Showground Trust.	Dedication No.: 540009. Public Purpose: Showground. Notified: 29 November 1929. File No.: 11/08663.

Term of Office

For a term commencing the date of this notice and expiring
30 November 2014.

HAY OFFICE
126 Lachlan Street (PO Box 182), Hay NSW 2711
Phone: (02) 6990 1800 Fax: (02) 6993 1135

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

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

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

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Carrathool Council Crown Reserves Reserve Trust.	Dedication No.: 1001323. Public Purpose: General cemetery. Notified: 17 January 1894. File No.: HY93 R 8.

MAITLAND OFFICE

Corner Newcastle Road and Banks Street (PO Box 6), East Maitland NSW 2323

Phone: (02) 4937 9300 Fax: (02) 4934 2252

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>
Matthew Robert STOW (new member). Greg WRIGHT (re-appointment). The person for the time being holding the office of Director City Strategy, Lake Macquarie City Council (ex-officio member). Tony McENALLY (new member). The person for the time being holding the office of Senior Manager Hunter, Crown Lands Division (ex-officio member). Tamsin MARTIN (new member). Helen Joy ROGERS (new member).	Belmont Wetlands State Park Trust.	Reserve No.: 1011388. Public Purpose: Public recreation and coastal environmental protection, tourist facilities and services. Notified: 3 March 2006. File No.: MD06 R 5.

Term of Office

For a term commencing the date of this notice and expiring 13 June 2018.

SCHEDULE 2

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Catherine Joan CROLL (re-appointment). Luke David KELLETT (new member). Laraine NELSON (new member). The person for the time being holding the office of Curator, University Museum and Gallery Art (ex-officio member). The person for the time being holding the office of Director, Hunter History Consultants (ex-officio member). Gerry BOBSIEN (new member). Roderick SMITH (new member). Christopher McBRIARTY (re-appointment). John Richard CARR (re-appointment).	Newcastle Historic (R98160) Reserve Trust.	Reserve No.: 98160. Public Purpose: Preservation of historical sites and buildings. Notified: 9 May 1986. File No.: MD92 R 17-004.

Term of Office

For a term commencing the date of this notice and expiring 13 June 2018.

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

Road Closed: Lots 1-5, DP 1183957 (subject to easement for transmission line created by Deposited Plan 1183957).

File Nos: WA06 H 170, 12/07138 and WA05 H 247: JT.

Schedule

On closing, the land within Lots 1-5, DP 1183957 remains vested in the State of New South Wales as Crown land.

Description

*Parish – Sebastopol; County – Clarendon;
Land District – Cootamundra Central; L.G.A. – Temora*

Road Closed: Lot 1, DP 1183634 (subject to easement for transmission line created by Deposited Plan 1183634).

File No.: WA05 H 286: JT.

Schedule

On closing, the land within Lot 1, DP 1183634 remains vested in the State of New South Wales as Crown land.

Description

*Parish – Sebastopol; County – Clarendon;
Land District – Cootamundra Central; L.G.A. – Temora*

Road Closed: Lot 2, DP 1183634 (subject to an easement for transmission line created by Deposited Plan 1183634).

File No.: 12/07137: JT.

Schedule

On closing, the land within Lot 2, DP 1183634 remains vested in the State of New South Wales as Crown land.

Description

*Parish – Warregal; County – Ashburnham;
Land District – Parkes; L.G.A. – Parkes*

Road Closed: Lots 1 and 2, DP 1183636.

File Nos: 08/5895 and 10/15202: JT.

Schedule

On closing, the land within Lots 1 and 2, DP 1183636 remains vested in the State of New South Wales as Crown land.

Description

*Parish – Milpose; County – Ashburnham;
Land District – Parkes; L.G.A. – Parkes*

Road Closed: Lot 1, DP 1182821.

File No.: CL/00231: JT.

Schedule

On closing, the land within Lot 1, DP 1182821 remains vested in the State of New South Wales as Crown land.

Description

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

Road Closed: Lot 1, DP 1182631.

File No.: 12/04890: JT.

Schedule

On closing, the land within Lot 1, DP 1182631 remains vested in the State of New South Wales as Crown land.

Description

*Parishes – Bulbodney and Hartington; County – Kennedy;
Land District – Parkes; L.G.A. – Lachlan*

Road Closed: Lots 1-5, DP 1184636.

File No.: 12/03521.

Schedule

On closing, the land within Lots 1-5, DP 1184636 remains vested in the State of New South Wales as Crown land.

Description

*Parish – Livingstone; County – Wynyard;
Land District – Wagga Wagga; L.G.A. – Wagga Wagga*

Road Closed: Lots 1-3, DP 1178111, subject to easement for access created by Deposited Plan DP 1178111.

File No.: 08/6618.

Schedule

On closing, the land within Lots 1-3, DP 1178111 remains vested in the State of New South Wales as Crown land.

Description

*Parish – Keajura; County – Wynyard;
Land District – Wagga Wagga; L.G.A. – Wagga Wagga*

Road Closed: Lots 1-2, DP 1181462.

File No.: 11/12479:BA.

Schedule

On closing, the land within Lots 1-2, DP 1181462 remains vested in the State of New South Wales as Crown land.

Description

*Parish – Bransby; County – Beresford;
Land District – Cooma; L.G.A. – Cooma-Monaro*

Road Closed: Lot 1, DP 1177955.

File No.: GB07 H 294:BA.

Schedule	Description
<p>On closing, the land within Lot 1, DP 1177955 remains vested in the State of New South Wales as Crown land.</p>	<p><i>Parish – Kangaloon; County – Camden; Land District – Moss Vale; L.G.A. – Wingecarribee</i></p>
<hr/> <p>Description</p>	<p>Road Closed: Lot 1, DP 1173927.</p>
<p><i>Parish – Fairy Meadow; County – Murray; Land District – Braidwood; L.G.A. – Palerang</i></p>	<p>File No.: GB07 H 75.</p>
<p>Road Closed: Lot 1, DP 1178493.</p>	<hr/> <p>Schedule</p>
<p>File No.: GB06 H 607.</p>	<p>On closing, the land within Lot 1, DP 1173927 remains vested in the State of New South Wales as Crown land.</p>
<hr/> <p>Schedule</p>	<hr/> <p>Description</p>
<p>On closing, the land within Lot 1, DP 1178493 remains vested in the State of New South Wales as Crown land.</p>	<p><i>Parish – Bulbodney; County – Kennedy; Land District – Parkes; L.G.A. – Lachlan</i></p>
<hr/> <p>Description</p>	<p>Road Closed: Lot 6, DP 1184636.</p>
<p><i>Parish – Horton; County – Gloucester; Land District – Dungog; L.G.A. – Dungog</i></p>	<p>File No.: 12/03524.</p>
<p>Road Closed: Lot 1, DP 1184880 (subject to right of carriageway created by Deposited Plan 1184880).</p>	<hr/> <p>Schedule</p>
<p>File No.: 09/08193.</p>	<p>On closing, the land within Lot 6, DP 1184636 remains vested in the State of New South Wales as Crown land.</p>
<hr/> <p>Schedule</p>	<hr/> <p>Description</p>
<p>On closing, the land within Lot 1, DP 1184880 remains vested in the State of New South Wales as Crown land.</p>	<p><i>Parish – Currajong; County – Ashburnham; Land District – Parkes; L.G.A. – Parkes</i></p>
<hr/> <p>Description</p>	<p>Road Closed: Lot 4, DP 1183954.</p>
<p><i>Parishes – Wellington and Nelson; County – Wellesley; Land Districts – Bombala and Cooma; L.G.A. – Cooma-Monaro</i></p>	<p>File No.: CL/00632.</p>
<p>Road Closed: Lot 1, DP 1184381.</p>	<hr/> <p>Schedule</p>
<p>File No.: 11/02519.</p>	<p>On closing, the land within Lot 4, DP 1183954 remains vested in the State of New South Wales as Crown land.</p>
<hr/> <p>Schedule</p>	
<p>On closing, the land within Lot 1, DP 1184381 remains vested in the State of New South Wales as Crown land.</p>	

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

ESTABLISHMENT OF RESERVE TRUST

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

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

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Observatory Hill Park Reserve Trust.	Dedication No.: 500044. Public Purpose: Public recreation. Notified: 29 April 1884. File No.: 13/11028.

ERRATUM

IN the notification appearing in the *New South Wales Government Gazette* of 28 March 2013, Folio 709, under the heading "APPOINTMENT OF TRUST BOARD MEMBERS" in Column 1 of the Schedule "The person for the time being holding the office of Chief Executive Officer, La Perouse Aboriginal Land Council (ex officio member)" should read "The person for the time being holding the office of Chairperson, La Perouse Aboriginal Land Council (ex officio member)" in lieu thereof.

File No.: MN84 R 271.

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

APPOINTMENT OF CORPORATION TO MANAGE RESERVE TRUST

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

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

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Council of the City of Sydney.	Observatory Hill Park Reserve Trust.	Dedication No.: 500044. Public Purpose: Public recreation. Notified: 29 April 1884. File No.: 13/11028.

For a term commencing the date of this notice.

WATER

WATER ACT 1912

AN application for an approval under Part 8 of the Water Act 1912, has been received from:

Rhys Oliver MINTON and Regan Lyle MINTON for a levee near Findon Creek and Little O'Donnel Creek, for the prevention of inundation of land by floodwaters on Lot 55, DP 755708. (Application Number: 30CW803603).

Any enquiries please call (02) 6641 6500.

Written objections, from any local occupier or statutory authority, specifying grounds and how their interest are affected, must be lodged with the NSW Office of Water, Locked Bag 10, Grafton NSW 2460, within 28 days of this publication.

J. FINDLAY,
Senior Water Regulation Officer

WATER ACT 1912

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

Brian John ROBINSON and Elise HENNE for a pump on the Orara River on Lot 1, DP 733400, Parish Kremnos, County Fitzroy, for irrigation of 1 hectare (5 megalitres) (entitlement by way of permanent transfer). (Reference: 30SL067239).

Any inquiries should be directed to (02) 6641 6500.

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, Locked Bag 10, Grafton NSW 2460, within 28 days of this publication.

TRACEY LAWSON,
Water Regulation Officer

WATER ACT 1912

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

An application for approval of controlled works under section 167 of the Water Act 1912, within the proclaimed local area of Namoi River Valley has been received as follows:

Kathleen CAROLAN for controlled works consisting of levees, channels and off river storages on the Upper Namoi Floodplain, on Lot 7, DP 753925, Parish Denham, County Jamison, on the property known as "Lower Nowley" Burren Junction (for the prevention of inundation of floodwaters, irrigation and drainage development and the storage of water) (new approval). (Reference: 90CW810841).

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,
Senior Water Regulation Officer

Other Notices

ASSOCIATIONS INCORPORATION ACT 2009

Cancellation of Registration pursuant to Section 80

TAKE notice that PIONEER HOUSE AGED CARE INCORPORATED – Y0130912, became registered under the Corporations Act 2001, as PIONEER HOUSE LIVING LIMITED – ACN 163 637 821, a public company limited by guarantee on 7 May 2013 and accordingly its registration under the Associations Incorporation Act 2009, is cancelled as of that date.

Dated: 6 June 2013.

LIN CUMMINGS,
NSW Fair Trading

DISTRICT COURT ACT 1973

District Court of New South Wales

Direction

PURSUANT to section 173 of the District Court Act 1973, I direct that the District Court shall sit in its criminal jurisdiction at the place and time shown as follows:

Penrith, 10:00 a.m., 22 July 2013 (22 weeks).

Dated this 7th day of June 2013.

R. O. BLANCH,
Chief Judge

LOCAL GOVERNMENT ACT 1993

Cancellation of Registration of Party

IT is hereby notified that pursuant to section 320 of the Local Government Act 1993, that the registration of the following party is cancelled:

Shire Wide Action Group.

Dated: 12 June 2013.

COLIN BARRY,
Electoral Commissioner

NSW Electoral Commission,
Level 25, 201 Kent Street, Sydney NSW 2000.

PARENTS AND CITIZENS INCORPORATION ACT 1976

Notice of Incorporation of Parents and Citizens Associations
(Parents and Citizens Incorporation Act 1976,
section 13(4))

THE following associations are hereby incorporated under the Parents and Citizens Associations Incorporation Act 1976:

1. Nuwarra Public School.
2. Tallowood Public School.

ADRIAN PICCOLI, M.P.,
Minister for Education

PARKING SPACE LEVY REGULATION 2009

Clause 10

Notice of Determination of Base Rate

I, GLADYS BEREJIKLIAN, M.P., Minister for Transport, in accordance with Clause 10 of the Parking Space Levy Regulation 2009, specify that the base rate of the levy determined in accordance with Clause 8 of the Parking Space Levy Regulation 2009, being the base rate fixed for the financial year beginning 1 July 2013, is:

- (a) \$2,210, in relation to premises in a category 1 area;
and
- (b) \$780, in relation to premises in a category 2 area.

Dated: 31 May 2013.

GLADYS BEREJIKLIAN, M.P.,
Minister for Transport

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 John Anthony ROEBUCK (NMW0000976088), of 1 Victoria Avenue, Lithgow NSW 2790, 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 12 June 2013.

Dr MARY FOLEY,
Director General

Ministry of Health, New South Wales.
Sydney, 6 June 2013.

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 Mr Patrick John ARNOLD (NMW0001282489), of 3/42 Alt Street, Ashfield NSW 2131, 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 10 June 2013.

Dr MARY FOLEY,
Director-General

Ministry of Health, New South Wales.
Sydney, 7 June 2013.

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 Dr Tarek Abou EL KHEIR, MED0001211383, of 30 Gordon Street, Coffs Harbour NSW 2450, prohibiting him, until further notice, as a medical practitioner from supplying, having possession of or issuing a prescription for a drug of addiction as authorised by Clauses 101 and 77 of the Regulation.

This Order is to take effect on and from 14 June 2013.

Dr MARY FOLEY,
Director General

Ministry of Health, New South Wales.
Sydney, 11 June 2013

NATIONAL PARKS AND WILDLIFE ACT 1974**Euabalong Aboriginal Fringe Camp Aboriginal Place**

IN pursuance of the powers vested in me under section 84 of the National Parks and Wildlife Act 1974, I, the Minister for the Environment, do, by this my Order, declare such of the lands described hereunder as an Aboriginal Place. The place shall be known as Euabalong Aboriginal Fringe Camp Aboriginal Place.

It is my opinion that this place is or was of special significance to Aboriginal culture.

The values for which the Aboriginal Place is significant to Aboriginal culture include, but are not limited to this area being considered to be an extremely important part of the Aboriginal cultural landscape, exhibiting the length of occupation and giving an insight into the status of individuals, traditional diets, and lifestyles of the Aboriginal people of the region.

Located in the lower Lachlan River area and being part of Wiradjuri traditional country, the area in the past provided the people with a safe place to live and raise their families. The river also provided an abundance of food and water and is a place of special significance in the history and memories of Wiradjuri people because it has a spiritual connection through a dreaming story of the Wawi, a bunyip like spirit creature residing in and protecting the Lachlan River.

Aboriginal people from the Euabalong area return regularly to camp and these gatherings provide an opportunity to teach the young, celebrate life, and affirm and renew Aboriginal society, and to pass on oral histories, traditional knowledge and respect for Elders' knowledge of historic events, legends and Aboriginal lifeways. The area provides a cultural focus for future generations as a centre to celebrate, practise and rejuvenate Aboriginal culture.

Note: Under section 86 of the National Parks and Wildlife Act 1974, it is an offence to harm or desecrate (harm includes destroy, deface or damage) an Aboriginal Place.

Should any activities that may cause harm to this Aboriginal Place be contemplated, consent should be sought from the Director General of the Department of Premier and Cabinet. Activities or works for the conservation or protection of this Aboriginal Place that are carried out by an officer of the Office of Environment and Heritage, or under the direction of such an officer, in accord with section 87A (a) of the Act, may be exempt.

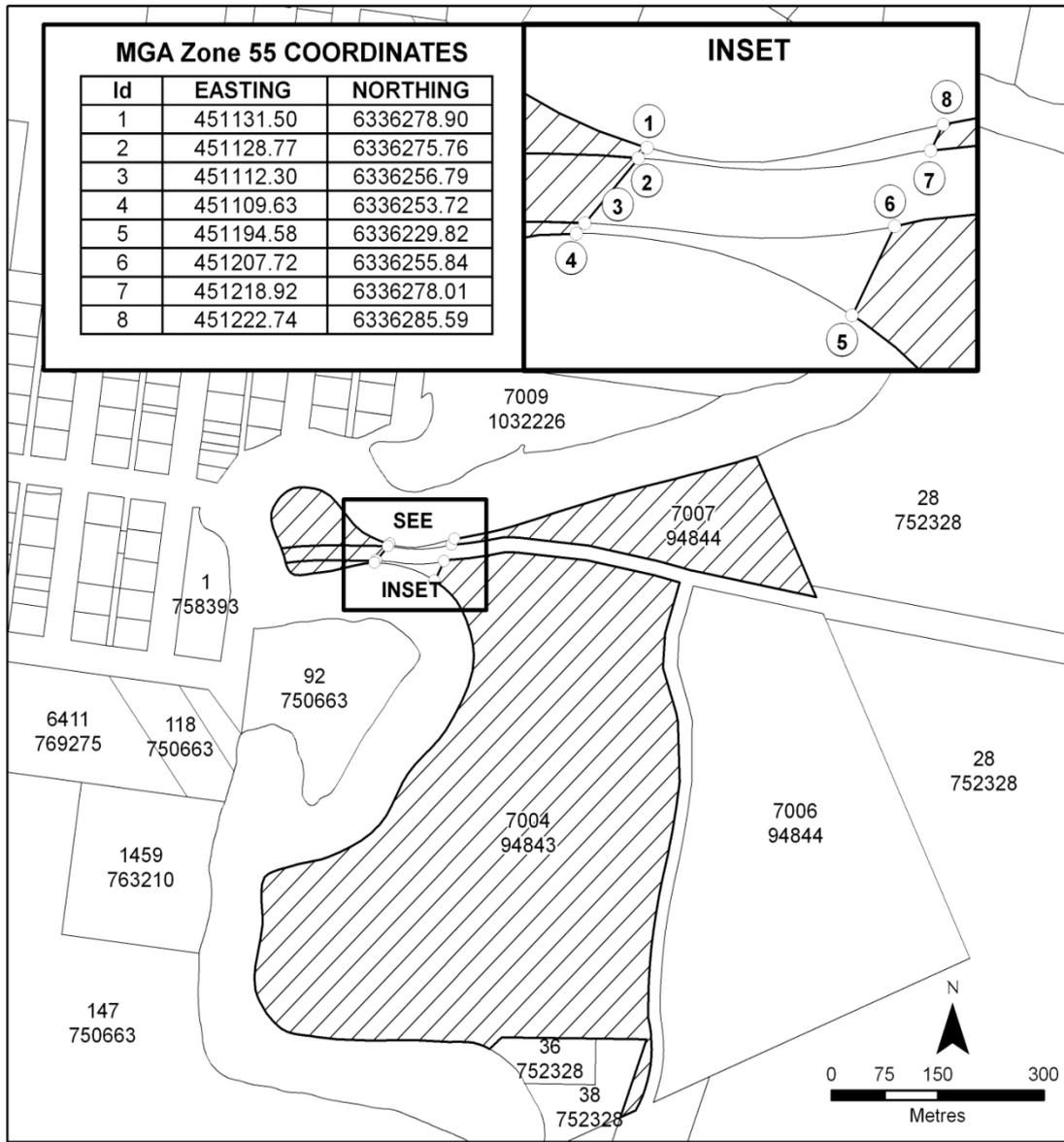
Activities or works carried out in accordance with the Rural Lands Protection Act 1998, which constitute the continued use of this Aboriginal Place for the purpose of a Travelling Stock Reserve that do not cause harm to, or desecrate the Aboriginal Place may be exempt.

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

SCHEDULE*Land District – Condobolin; L.G.A. – Lachlan*

County of Dowling, Parish of Gumbagunda, being part Lot 7007, DP 94844 and part Lot 7004, DP 94843, about 32 hectares, being the area shown in the diagonal simple hatch diagram hereunder.

Papers: FIL 13/1888.



TOTALIZATOR ACT 1997 (NEW SOUTH WALES)

Amendments to TAB Limited Trackside Betting Rules

IN accordance with the provisions of section 54 of the Totalizator Act 1997, the Minister for Tourism, Major Events, Hospitality and Racing, and Minister for the Arts has approved of the following amendments to the TAB Limited Trackside Betting Rules.

SCHEDULE B – CALCULATING DIVIDENDS

Remove existing Dividends table and replace it with:

Dividends

DIVIDEND	WIN	PLACE	QUINELLA	TRIFECTA	FIRST4
Minimum	\$3.00	\$1.00	\$9.00	\$96.00	\$96.00
Maximum	\$100.00	\$10.40	\$610.00	\$40,000.00	\$800,000.00

PRIVATE ADVERTISEMENTS

COUNCIL NOTICES

GREATER TAREE CITY COUNCIL

Local Government Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

GREATER TAREE CITY 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 environmental conservation protection and improvement of services and facilities. Dated at Taree, this 11th day of June 2013. GERARD JOSÉ, General Manager, Greater Taree City Council, PO Box 482, Taree NSW 2430.

SCHEDULE

Lot 4, DP 1183283.
 Lot 5, DP 1183283.
 Lot 6, DP 1183283.
 Lot 112, DP 754415.
 Lot 152, DP 754415.
 Lot 153, DP 754415. [7054]

HORNSBY SHIRE COUNCIL

Section 10 of the Roads Act 1993

Dedication of Land as Public Road

NOTICE is hereby given that Hornsby Shire Council in pursuance of section 10 of the Roads Act 1993, dedicates the lands described in Schedule 1 hereunder, as public road. SCOTT PHILLIPS, General Manager, Hornsby Shire Council, PO Box 37, Hornsby NSW 1630.

SCHEDULE 1

Lot 1 in Deposited Plan 1181011 (High Street, Berowra), Parish of Cowan, County of Cumberland, Metropolitan Land District and the Shire of Hornsby. [7055]

MUSWELLBROOK SHIRE COUNCIL

Naming of Proposed Public Road

NOTICE is hereby given that Muswellbrook Shire Council, in pursuance of the Roads Act 1993 and Roads Regulation 2008, has approved the following new road name for gazettal:

<i>Deposited Plan/Location</i>	<i>Road Name</i>
Lot 10, DP 1118866, 51 Almond Street, Denman.	Burkill Close and Newton Close.

The above road names have been advertised and notified. No objections to the proposed name have been received during the prescribed 28 day period. For further information please contact Council's Development Planner, Donna Watson on (02) 6549 3777. Details are also available on Council's Website www.muswellbrook.nsw.gov.au. S. McDONALD, General Manager, Muswellbrook Shire Council, PO Box 122, Muswellbrook NSW 2333. [7056]

NARRANDERA SHIRE COUNCIL

Draft Plan of Management for Lake Talbot and Environs and the Crown Land Reserves, Narrandera Shire Council under Part 5, Division 6, of the Crown Lands Act 1989 and Crown Lands Regulation 2006

A draft plan has been prepared for Lake Talbot and Environs and for Crown Land Reserves where Narrandera Shire Council is the trustee.

The draft plans may be downloaded from Council's webpage and copies of the draft plan may be viewed at the Council Administration building and Library – East Street, Narrandera.

The public are invited to make representations on the draft plans and written submissions should be received via email or post by 4:00 p.m., 11th July. Please address submissions to General Manager, Narrandera Shire Council, 141 East Street, Narrandera NSW 2700, or by email to council@narrandera.nsw.gov.au. RAY PLUIS, General Manager, Narrandera Shire Council.

Description of Crown Lands

Land District – Narrandera;
L.G.A. – Narrandera Shire Council

Crown Reserves: All Crown reserves administered by the Narrandera Shire Council Crown Reserves Reserve Trust.

Location: Narrandera.

File No.: 60/30/10. [7057]

OBERON COUNCIL

Roads Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

OBERON 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 public road. Dated at Oberon, this 13th day of June 2013. ALAN CAIRNEY, General Manager, Oberon Council, PO Box 84, Oberon NSW 2787.

SCHEDULE

Lot 1, DP 1180398. [7058]

YASS VALLEY COUNCIL

Erratum

THE notice that appeared under the heading YASS VALLEY COUNCIL, Notice of Compulsory Acquisition of Land, on page 2356, of New South Wales Government Gazette No. 23, dated 7 June 2013, which contained an incorrect date of 30th day of June 2013. The correct date for the notice should be the 30th day of May 2013. Schedules 1 and 2 of this notice are correct. The gazettal date remains 7th June 2013. [7059]

LIVERPOOL PLAINS SHIRE COUNCIL

Local Government Act 1993

Notice of Proposal to Sell Land for Unpaid Rates or Charges

NOTICE is hereby given to the persons named hereunder that the Liverpool Plains Shire Council has resolved in pursuance of section 713 of the Local Government Act 1993, to sell the land described hereunder (of which the persons named hereunder appear to be the owners or in which they appear to have an interest) and on which the amount of rates and charges stated in each case as at 7th April 2013, is due:

No.	<i>Owners or Persons having and Interest in Land</i> [Column A]	<i>Description of Land Lot and DP</i> [Column B]	<i>Amount of Rates (including extra charges) Overdue for more than Five (5) Years</i> [Column C]	<i>Amount of all other Rates (including extra charges) Due and in Arrears</i> [Column D]	<i>TOTAL (including interest calculated to 7th April 2013)</i> [Column E]
1.	Clarence BARNETT.	Lots 1, 2 and 3, Section 10, DP 115103, Parish Wallabadah, County Buckland. Ford Street, Wallabadah NSW 2343.	\$7,958.60	\$512.33	\$8,470.93
2.	Est. Late Valerie Doreen SAMPSON.	Lot 19, DP 5838, Parish Coeypolly, County Buckland. 7 Allen Street, Quirindi NSW 2343.	\$17,742.49	\$2,182.35	\$19,924.84
3.	Robert Shane BLOMELEY.	Lot 3, section 9, DP 758027, Parish Temi, County Buckland. Main Street, Ardglan NSW 2338.	\$6,389.94	\$1,535.58	\$7,925.52

In default of payment to Liverpool Plains Shire Council of the amount stated in Column E above and any other rates (including extra charges) becoming due and payable after publication of this notice or an arrangement satisfactory to the Council for payment of all such rates being entered into by the rateable person, before the time fixed for the sale, the said land will be offered for sale by Public Auction by Davidson Cameron & Co. of Quirindi at Council's Offices situated at 60 Station Street, Quirindi NSW 2343, on Saturday, 28th September 2013, at 10:00 a.m.

Any personal information submitted to Liverpool Plains Shire Council will be dealt with according to the Privacy and Personal Information Protection Act 1998, the Government Information (Public Access) Act 2009 and the Local Government Act 1993. Payments made to Council must be by way of legal tender and made such that the funds are irrevocably cleared to the Liverpool Plains Shire Council by the time and date set for the auction. Dated 4th June 2013. ROBERT HUNT, General Manager, Liverpool Plains Shire Council, PO Box 152, Quirindi NSW 2343, tel.: (02) 6746 1755. [7060]

ISSN 0155-6320

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