



Government Gazette

OF THE STATE OF

NEW SOUTH WALES

Week No. 49/2013

Friday, 6 December 2013

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Phone: 9321 3356 Fax: 9232 4796
Email: nswgazette@pco.nsw.gov.au*

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Government Gazette inquiry times are:

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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 9321 3356.*

Department of Finance and Services Tenders

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Government Gazette

OF THE STATE OF

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Number 163

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SPECIAL SUPPLEMENT

FISHERIES MANAGEMENT ACT 1994

Notification under section 8 – Fishing closure

Pacific Oyster Control

I, GEOFF ALLAN, Executive Director Fisheries NSW, with the delegated authority of the Minister for Primary Industries and the Director-General of the Department of Trade and Investment, Regional Infrastructure and Services pursuant to section 227 and 228 of the Fisheries Management Act 1994 (“the Act”) and pursuant to section 8 of the Act, do by this notification prohibit the taking of oysters (of any species) by any person, from all estuarine waters of NSW which are used for the purposes of oyster cultivation or from any other waters where oysters exist, unless the removal and relocation of such oysters complies with the provisions set out in the Schedules to this notification.

This fishing closure will be effective for a period of six months from 4 December 2013, unless sooner amended or revoked.

In this notification:

1. The term ‘sticks’ includes sticks of timber and all other materials in use as substitutes for timber sticks.
2. The term ‘caught sticks’ includes sticks and the individual components for all other materials used for the purpose of catching natural oyster settlement.
3. The term ‘nail-out sticks’ includes sticks that have been placed on an oyster lease in a single horizontal layer.
4. The term ‘depot sticks’ includes all caught sticks that are older than 12 months other than nail-out sticks.
5. The term ‘stick culture’ includes sticks, caught sticks, nail-out sticks and depot sticks.
6. The term ‘container’ includes all methods used to hold oysters other than by stick or tray.
7. The terms ‘movements of oysters’, and ‘oyster consignments’ do not include those consignments destined for direct sale for human consumption (i.e. packaged, purified, market grade oysters, consigned to a wholesaler or retailer). Nor do these terms include those consignments being moved within an estuary unless otherwise specified.
8. The term ‘random inspection’ is defined as an inspection of an oyster lease, or oysters held for the purpose of relaying, undertaken by a Fisheries Officer at the discretion of a Supervising Fisheries Officer.
9. The taking of oysters (of any species) by any person from all NSW waters is also subject to the provisions of the Fishing Closure QX Disease and Quarantine Order QX Disease established under section 183 of the Fisheries Management Act 1994, due to the presence of a declared disease (Marteiliosis).

SCHEDULE 1

Pacific Oyster Management Plan

Pacific oysters (*Crassostrea gigas*) are a declared noxious fish in all waters within the State of New South Wales, other than the waters of Port Stephens and its tributaries, under the Fisheries Management Act 1994 (Schedule 6C of the Act).

This schedule outlines a management plan to control the spread of Pacific oysters. For the purposes of this management plan, oyster-producing estuaries have been divided into eleven (11) Zones as specified below. This management plan also applies to all shellfish hatcheries, unless otherwise specified.

- Zone 1. Tweed River, Richmond River and Clarence River.
- Zone 2. Brunswick River.

- Zone 3. Sandon River, Woolli River, Bellinger River, Kalang River.
- Zone 4. Macleay River and Nambucca River.
- Zone 5. Hastings River.
- Zone 6. Camden Haven River, Manning River.
- Zone 7. Wallis Lake.
- Zone 8. Port Stephens and its tributaries.
- Zone 9. Hunter River, Brisbane Waters and Hawkesbury River.
- Zone 10. Georges River.
- Zone 11. Crookhaven River, Shoalhaven River, Clyde River, Moruya River, Tuross Lake, Wagonga Inlet, Lake Wapengo, Bermagui River, Merimbula Lake, Pambula Lake, Wonboyn Lake and all other oyster producing estuaries in NSW south of the Georges River.

The provisions of this management plan are as follows:

1. Each oyster grower in Zones 1, 2, 3, 4, 5 and 6, must notify the local Fisheries Officer immediately of any occurrences of the Pacific oyster on their leases.
2. Inspection criteria for oyster leases in each estuary are prescribed in Schedule 2. If these criteria are exceeded, the noxious fish provisions (section 213) of the Act may be applied to the permit holder or the leaseholder concerned.
3. All movements of oysters between estuaries must be recorded in an Oyster Shipment Log Book as described in Schedule 3.
4. Inspection criteria for inter-estuarine movements of oysters are prescribed in Schedule 4. If the number of Pacific oysters in a consignment exceed these criteria, the consignment will not be permitted to move, or if detected by random inspection in transit the consignment will be required to be returned to the estuary of origin.
5. Movements of oysters from Zone 8 (Port Stephens and its tributaries) will be restricted to culled single oysters larger than a ten (10) cent piece. No movement of stick culture will be permitted from Port Stephens or its tributaries to any other estuary.
6. No movements of oysters are permitted from the Tweed River, Richmond River and Clarence River (Zone 1), the Brunswick River (Zone 2), and the Georges River (Zone 10) to estuaries in any other Zone.
7. No movements of oysters are permitted into Zone 2 and Zone 3 estuaries.
8. No movements of oysters are permitted into Zone 4 from estuaries south of the Manning River (Zone 6).
9. No movement of stick culture is permitted into the Hastings River (Zone 5).
10. No oysters may be removed from a lease subject to a noxious fish order, and placed on any other lease, unless the oysters are first inspected by a Fisheries Officer and comply with the inspection criteria prescribed in Schedule 4.
11. No oysters are to be placed on a lease, subject to a noxious fish order, without the prior agreement of the local Fisheries Officer.
12. No movements of oyster spat and/or larvae are permitted from any hatchery unless the shipment complies with a Shellfish Hatchery Protocol – Production and Movement of Spat approved by the Director, Aquaculture Conservation and Marine Parks.
13. All other movements of oysters will be permitted.
14. Where oysters are required to be inspected, they must be presented for inspection in a suitable condition, on clean trays. The oysters and trays must be cleaned of mud, algae or encrusting organisms. Where oysters are to be moved in bins, the oysters must be presented for inspection on trays.
15. Treatment of oysters to remove Pacific oysters will be a matter for individual growers. Treatment used must kill Pacific oysters to an extent that will result in compliance with the criteria in Schedules 2 and 4.

SCHEDULE 2

Inspection Criteria for Oyster Leases

1. Lease inspections may be carried out by a Fisheries Officer or other person authorised by the Director-General, Department of Trade and Investment, Regional Infrastructure and Services.
2. The following Zone criteria apply to the inspection of oyster leases:

Zones 1, 2, 3, 4, 5 and 6.

Tweed River, Richmond River, Clarence River, Brunswick River, Woolli River, Bellinger River, Kalang River, Sandon River, Macleay River, Hastings River, Nambucca River, Camden Haven River, Manning River.

Leases with caught sticks: Not more than one identifiable Pacific oyster per 100 sticks permitted. Leases with depot sticks: Not more than one (1) identifiable Pacific oyster per 100 sticks permitted.

Leases with nail-out sticks: Not more than one (1) identifiable Pacific oyster per 100 sticks permitted.

All other leases: Not more than one (1) identifiable Pacific oyster on any three (3) trays up to 1.8 metres (6 feet) in length or on any two (2) trays over 1.8 metres (6 feet) in length, permitted. Where other containers are used, not more than one (1) identifiable Pacific oyster per 1,800 oysters, permitted.

Zone 7. Wallis Lake

Leases with caught sticks: Not more than three (3) identifiable Pacific oyster per 100 sticks, permitted.

Leases with depot sticks: Not more than three (3) identifiable Pacific oyster per 100 sticks, permitted.

Leases with nail-out sticks: Not more than one (1) identifiable Pacific oyster per 100 sticks, permitted.

All other leases: Not more than one (1) identifiable Pacific oyster on any three (3) trays up to 1.8 metres (6 feet) in length or on any two (2) tray over 1.8 metres (6 feet) in length, permitted. Where other containers are used, not more than one (1) identifiable Pacific oyster per 1,800 oysters, permitted.

Zone 8. Port Stephens and tributaries

No limits specified on the number of Pacific oysters permitted on leases.

Zone 9. Hunter River, Brisbane Waters, Hawkesbury River

Leases with caught sticks: Not more than four (4) identifiable Pacific oyster per 100 sticks, permitted.

Leases with depot sticks: Not more than four (4) identifiable Pacific oyster per 100 sticks, permitted.

Leases with nail-out sticks: Not more than four (4) identifiable Pacific oyster per 100 sticks, permitted.

All other leases: Not more than one (1) identifiable Pacific oyster on any two (2) tray (irrespective of length), permitted. Where other containers are used, not more than one (1) identifiable Pacific oyster per 600 oysters, permitted.

Zones 10 and 11

Georges River, Crookhaven River, Shoalhaven River, Clyde River, Moruya River, Wagonga Inlet, Wapengo Lagoon, Bermagui River, Merimbula Lake, Pambula Lake, Wonboyn Lake and all other oyster producing estuaries in NSW south of the Georges River.

Leases with caught sticks: Not more than five (5) identifiable Pacific oyster per 100 sticks, permitted.

Leases with depot sticks: Not more than five (5) identifiable Pacific oyster per 100 sticks, permitted.

Leases with nail-out sticks: Not more than five (5) identifiable Pacific oyster per 100 sticks, permitted.

All other leases: Not more than one (1) identifiable Pacific oyster on any one (1) tray (irrespective of length), permitted. Where other containers are used, not more than one (1) identifiable Pacific oyster per 600 oysters, permitted.

3. Where an oyster lease inspection in Zones 7, 9, 10 and 11, indicates more than one (1) identifiable Pacific oyster per 100 sticks, or per any two (2) trays (irrespective of length), or where other containers are used, more than one (1) identifiable Pacific oyster per 1,800 oysters, the permit holder or the leaseholder concerned must comply with the directions of the Supervising Fisheries Officer regarding the removal of Pacific oysters from the lease. Where the permit holder or the leaseholder concerned fails to comply with the directions of the Supervising Fisheries Officer, the noxious fish provisions of the Act may be applied to the permit holder or the leaseholder concerned.

SCHEDULE 3**Oyster Shipment Log Book System**

All movements of oysters, other than those within an estuary or those destined for direct sale for human consumption, are subject to the Oyster Shipment Log Book system. Oyster Shipment Log Books are available on application from the Department of Trade and Investment, Regional Infrastructure and Services Aquaculture Administration Unit, Locked Bag 1, Nelson Bay, NSW 2315.

1. Details of all shipments of oysters, other than those within an estuary or those destined for direct sale for human consumption must be recorded in an Oyster Shipment Log Book prior to shipment.
2. Prior to the shipment of a consignment of oysters between estuaries, the shipping permit holder must contact the local District Fisheries Office (not less than 2 days prior to shipment) and identify the shipper, the nature of the shipment, its destination and the Oyster Shipment Logbook shipment permit number (top right hand corner). Where an inspection is deemed to be required, the Fisheries Office will contact the shipping permit holder within 24 hours to confirm the inspection.
3. Prior to shipment or inspection, the shipping permit holder must record on all four (4) quadruplicate copies of the Oyster Shipment Log Book sheets, details of the destination (including inter-State), quantity (bag equivalents) and form (trays, sticks etc.) of oysters to be shipped.
4. When an inspection is deemed to be required, the inspecting Fisheries Officer must sign all four quadruplicate copies of the Oyster Shipment Log Book sheets and clearly state in writing on the sheets whether or not the consignment passed inspection. The inspecting Fisheries Officer is to retain the pink copy (copy 2) for the consignment. A record of all shipment notifications and shipment inspections (pink copy 2) will be retained by the local District Fisheries Office.
5. If the consignment passes inspection, it must be kept isolated from all other oysters and shipped within 48 hours of the inspection taking place.
6. Where a shipment has passed inspection, the local Fisheries Office must notify the receiving District Fisheries Office of the shipment details within 24 hours of the inspection.

7. For each shipment, the completed original white copy (copy 1) of the Oyster Shipment Log Book sheets, must accompany the shipment and be retained by the receiving permit holder.
8. Fisheries Officers may examine consignments at random in transit, or prior to the oysters being placed in the water, to ensure that log book details match the consignment. Where notification has not been given, or there is no accompanying log book sheet, in accordance with Schedule 3 (7) of this closure, or if the consignment is in breach of the QX Disease Closure or any other oyster Closure established under the Fisheries Management Act 1994, the consignment may be detained and/or seized.
9. It is the responsibility of the permit holder on who's permit the receiving lease appears, to notify the receiving District Fisheries Office within 7 days of the arrival of the oysters (or subject to prior arrangement made with the Fisheries Officer), of details of the shipment, including, where the oysters have been placed (on which lease and where on that lease).
10. The Oyster Shipment Log Book, or an original white copy (copy 1) of the Oyster Shipment Log Book that has accompanied a shipment, must be made available to a Fisheries Officer for inspection on demand.
11. The holder of an Oyster Shipment Log Book must at the end of each month in which a shipment has occurred, forward all blue copies (copy 3) for those shipments to the Department of Trade and Investment, Regional Infrastructure and Services Aquaculture Management Branch at the address specified above.

SCHEDULE 4

Inspection Criteria for Oyster Consignments

1. Inspections may be carried out by a Fisheries Officer or other person authorised by the Director-General, NSW Department of Trade and Investment, Regional Infrastructure and Services.
2. No inspections are required for consignments moving into Port Stephens.
3. The Inspection Criteria for other oyster consignments are as follows:

Consignments into estuaries in Zones 1, 4, 5 and 6:

Tweed River, Richmond River, Clarence River, Macleay River, Hastings River, Nambucca River, Camden Haven River, Manning River.

Consignments of caught sticks, depot sticks and nail-out sticks (where permitted): Not more than one (1) identifiable Pacific oyster per any 300 sticks.

All other consignments: Not more than one (1) identifiable Pacific oyster in any nine (9) trays up to 1.8 metres (6 feet) in length or on any six (6) trays over 1.8 metres (6 feet) in length. Where other containers are used, not more than one (1) Pacific oyster per 5,400 oysters.

Consignments into estuaries in Zones 7, 8, 9, 10 and 11:

Wallis Lake, Hunter River, Brisbane Waters, Hawkesbury River, Georges River, Crookhaven River, Shoalhaven River, Clyde River, Moruya River, Wagonga Inlet, Wapengo Lagoon, Bermagui River, Merimbula Lake, Pambula Lake, Wonboyn Lake and all other oyster producing estuaries in NSW south of the Georges River.

Consignments of caught sticks, depot sticks and nail-out sticks: Not more than one (1) identifiable Pacific oyster per any 100 sticks.

All other consignments: Not more than one (1) identifiable Pacific oyster in any bag or in any three (3) trays up to 1.8 metres (6 feet) in length or on any two (2) trays over 1.8 metres (6 feet) in length. Where other containers are used, not more than one (1) Pacific oyster per 1,800 oysters.

Consignments of oyster spat and/or larvae from Hatcheries:

Shipments from hatcheries are subject to the movement criteria for the Zone for which the shipment is destined. All shipments of oyster spat and/or larvae must comply with a Shellfish Hatchery Protocol – Production and Movement of Hatchery Spat approved by the Director, Aquaculture Conservation and Marine Parks.

Consignments within an estuary:

Movements of oysters wholly within an estuary are not subject to inspection. However, the leaseholder must take all reasonable action to ensure that the relayed oysters comply with the criteria for movement within the Zone.

4. Where an inspection is required, 20% of the consignment will be inspected unless otherwise specified.
5. The frequency of inspections for oyster consignments are as follows:

Consignments from hatcheries:

Random consignments of oyster spat and/or oyster larvae originating from hatcheries will be subject to inspection at the receiving estuary in accordance with the provisions of a Shellfish Hatchery Protocol – Production and Movement of Spat approved by the Director, Aquaculture Conservation and Marine Parks.

All other consignments:

Shipments of oyster stock may be inspected when being moved between estuaries. All shipments may be subject to random inspection.

<i>Sending estuary Zone</i>	<i>Receiving estuary Zone</i>	<i>Inspection Requirement</i>
1	1	No inspection required.
2	1	No inspection required.
3	1, 4, 5, 6, 7, 8, 9, 10,11	No inspection required.
4	1, 4, 5, 6, 7, 8, 9, 10, 11	No inspection required.
5	1, 4, 6, 7, 8, 9, 10, 11	All shipments may be subject to random inspection.
6	1, 4, 5, 6, 7, 8, 9, 10, 11	All shipments may be subject to random inspection.
7	1, 5, 6, 7, 8, 9, 10, 11	All shipments may be subject to random inspection.
8	1, 5, 6, 7, 8, 9, 10, 11	All shipments may be subject to random inspection.
9	1, 5, 6, 7, 8, 9, 10, 11	All shipments may be subject to random inspection.
10	–	No shipments to any other estuary permitted.
11	1, 5, 6, 7, 8, 9, 10, 11	All shipments may be subject to random inspection.

Dated this 29th day of November 2013.

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

FISHERIES MANAGEMENT ACT 1994

Sections 8 and 9 Notification – Urgent Fishing Closure

Ocean Waters off Ballina

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

SCHEDULE

Waters	
Area 1	The whole of the waters within an area bounded by a line commencing at 28°48.318’S, 153°36.439’E then drawn east south east to 28°48.432’S, 153°37.836’E (north easterly corner of the juvenile king prawn closure), then north north east to 28°43.300’S, 153°38.860’E, then westerly to 28° 43.321’S, 153° 37.656’E then south south east to the point of commencement (references to directions are indicative only).
Area 2	The whole of the waters within an area bounded by a line commencing at 28°53.580’S, 153°37.360’E then drawn south south west to 29°00.000’S, 153°33.825’E, then westerly to 29°00.000’S, 153°30.988’E (south easterly corner of the juvenile king prawn closure), then north easterly to the point of commencement (references to directions are indicative only).

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

In this fishing closure:

endorsement holder has the same meaning as in clause 2 of the Appendix to the Fisheries Management (Ocean Trawl Share Management Plan) Regulation 2006.

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

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

This fishing closure is effective from 1 December 2013 to 1 March 2014, unless sooner amended or revoked.

Dated this 29th day of November 2013.

DR GEOFF ALLAN,
Executive Director, Fisheries NSW,
Department of Primary Industries

(an office within the Department of Trade and Investment, Regional Infrastructure and Services)

Notes:

1. The purpose of this fishing closure is to protect small king prawns for increased total yield and continued viability of the Ocean Trawl Fishery.
2. This notification is published under sections 9 (2) (b) and (3) of the Act.

HERITAGE ACT 1977**ERRATUM**

IN *NSW Government Gazette* No. 162 of 29 November 2013, the notices on pages 5399 to 5401 under the heading of Heritage Act 1977 had the Order for Baronda Holiday House wrongly gazetted twice. The Order for Penders was left out, it is now gazetted hereunder:

HERITAGE ACT 1977**Order Under Section 57 (2)
to Grant Site Specific Exemptions from Approval****Penders****SHR No. 1913**

I, the Minister for Heritage, on the recommendation of the Heritage Council of New South Wales, in pursuance of section 57 (2) of the Heritage Act 1977, do, by this my order, grant an exemption from section 57 (1) of that Act in respect of the engaging in or carrying out of any activities described in Schedule "C" by the [owner, mortgagee or lessee of the land] described in Schedule "B" on the item described in Schedule "A".

The Hon. ROBYN PARKER, M.P.,
Minister for Heritage

Dated at Sydney, this 1st day of September 2013.

SCHEDULE "A"

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

SCHEDULE "B"

All those pieces or parcels of land known as Lot 106, Part Lot 107, Part Lot 135, and Part Lot 142 of Deposited Plan 752158, Parish of Tanja, County of Dampier, shown on the plan catalogued HC 2575 in the office of the Heritage Council of New South Wales.

SCHEDULE "C"

1. Works to buildings and structures
 - (i) All repainting to buildings and structures that employs the same colour scheme as an earlier scheme and maintains the general character.
 - (ii) Maintenance of any item (building, structure, relics or places) on the site, where maintenance means the continuous protective care of existing fabric.
 - (iii) Removal of non-significant fabric that is consistent with a Conservation Management Plan endorsed by the Heritage Council of NSW or its delegate.
 - (iv) All repairs to buildings and structures in the complex which:
 - a. are of a minor nature such as re-affixing, patching or replacing the missing, damaged or deteriorated fabric that is beyond further maintenance to match existing fabric;
 - b. do not involve damage to or the removal of other significant fabric; and
 - c. will not adversely affect the significance of the buildings and structures on site.
 - (v) Installation and maintenance of pump housing for reticulated water supply and sewage management where this has no material impact on existing significant fabric and the significance of the place.
3. Landscape management
 - (i) Routine horticultural maintenance and management.
 - (ii) Landscape management to implement the Plan of Management and other policies for Mimosa Rocks National Park prepared by the National Parks and Wildlife Service provided all works and programs are consistent with a Conservation Management Plan endorsed by the Heritage Council of NSW or its delegate.
 - (iii) Recording and removal of the orchard provided a representative sample is conserved for interpretation purposes.
4. Visitor services programs
 - (i) Installation of temporary facilities for various events for a maximum period of three calendar months consistent with a Conservation Management Plan endorsed by the Heritage Council of NSW or its delegate. Temporary facilities include fencing, temporary buildings, ancillary structures, exhibitions, artworks and sculptures, and signage.
 - (ii) Provision of facilities for access for people with disabilities consistent with the obligations of public authorities under the Disability Discrimination Act provided the works are consistent with a Conservation Management Plan endorsed by the Heritage Council of NSW or its delegate.

5. Management of interpretive, information and directional signage
 - (i) Maintenance, repair, installation, removal and alteration of interpretative, information and directional signage and labels in accordance with signage policies adopted by National Parks and Wildlife Service provided the works are consistent with a Conservation Management Plan endorsed by the Heritage Council of NSW or its delegate.
6. Protection of public safety & risk management
 - (i) Suppression of fire.
 - (ii) Removal or pruning of trees which are a danger to the public or staff.
 - (iii) Maintenance of the asset protection zone.
 - (iv) Prevention of catastrophic failure of geological formations and control of erosion provided the works are consistent with a Conservation Management Plan endorsed by the Heritage Council of NSW or its delegate.
 - (v) Waste removal.
7. Services/utilities maintenance and upgrading
 - (i) Maintenance and repair of existing services and public utilities including communications, gas, electricity, water supply, waste disposal, sewerage, irrigation and drainage.
 - (ii) Minor upgrading of services and public utilities including communications, gas, electricity, water supply, waste removal, sewerage, irrigation and drainage, provided the activity is limited to areas that have little or no archaeological potential, and is located such that it has minimal impact on the setting of the item, or is within the Area of an endorsed Aboriginal Heritage Impact Permit (AHIP) issued under the National Parks & Wildlife Act 1979.
 - (iii) Maintenance, repair and/or resurfacing of existing roads and pathways with similar materials without altering their location, dimensions or historic character.

HERITAGE ACT 1977

Notice of Listing on the State Heritage Register
under Section 37 (1) (b)

PENDERS

Haighs Road, Mimosa Rocks National Park

SHR No. 1913

IN pursuance of section 37 (1) (b) of the Heritage Act 1977 (NSW), the Heritage Council gives notice that the item of environmental heritage specified in Schedule "A" has been listed on the State Heritage Register in accordance with the decision of the Minister for Heritage to direct the listing. This listing applies to the curtilage or site of the item, being the land described in Schedule "B".

Heritage Council of New South Wales

SCHEDULE "A"

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

SCHEDULE "B"

All those pieces or parcels of land known as Lot 106, Part Lot 107, Part Lot 135, and Part Lot 142 of Deposited Plan 752158 in Parish of Tanja, County of Dampier, shown on the plan catalogued HC 2575 in the office of the Heritage Council of New South Wales.

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SPECIAL SUPPLEMENT

HERITAGE ACT 1977

Direction pursuant to Section 32(1) to List an Item on the State Heritage Register

Mount Gibraltar Trachyte Quarries Complex
Oxley Drive, Bowral
SHR No. 1917

IN pursuance of section 32(1) of the Heritage Act 1977, I, the Minister for Heritage, having considered the recommendation of the Heritage Council of New South Wales and the other matters set out at s32(1), direct the Council to list the item of environmental heritage specified in Schedule "A" on the State Heritage Register. This listing shall apply to the curtilage or site of the item, being the land described in Schedule "B".

Dated: Sydney, 20th day of November 2013.

The Hon. ROBYN PARKER, M.P.,
Minister for Heritage

SCHEDULE "A"

The item known as Mount Gibraltar Trachyte Quarries Complex, situated on the land described in Schedule "B".

SCHEDULE "B"

All those pieces or parcels of land known as Lot 1, DP 259828; Lot 2, DP 259828; Lot 3, DP 259828; Lot 4, DP 259828; Lot 5, DP 259828; Lot 6, DP 259828; Lot 20, DP 862590; Lot 21, DP 862590; Lot 1, DP 738591; Lot 1, DP 700951; Lot 1, DP 133145; Lot 2, DP 169019; Lot 31, DP 771155; Lot 1, DP 784884; Lot 1, DP 159328; Lot 2, DP 1118702; Lot 16, DP 11372; Lot 21, DP 856512; Lot 22, DP 856512; Lot 2, DP 739403; Lot 4, DP 803046; Lot 138, DP 15496; Lot 139, DP 15496; Lot 3, DP 1037922; Lot 27, DP 1128123; Lot 61, DP 876107; Lot 500, DP 1133261; Lot 9, DP 262408; Lot 6, DP 867717 and Lot 31, DP 771155, in Parish of Mittagong, County of Camden, shown on the plan catalogued HC 2574 in the office of the Heritage Council of New South Wales.

HERITAGE ACT 1977

Order under Section 57(2) to Grant Site Specific Exemptions from Approval

Mount Gibraltar Trachyte Quarries Complex
SHR No. 1917

I, the Minister for Heritage, on the recommendation of the Heritage Council of New South Wales, in pursuance of section 57(2) of the Heritage Act 1977, do, by this my order, grant an exemption from section 57(1) of that Act in respect of the engaging in or carrying out of any activities described in Schedule "C" by the [owner, mortgagee or lessee of the land] described in Schedule "B" on the item described in Schedule "A".

Dated: Sydney, 20th day of November 2013.

The Hon. ROBYN PARKER, M.P.,
Minister for Heritage

SCHEDULE "A"

The item known as Mount Gibraltar Trachyte Quarries Complex, situated on the land described in Schedule "B".

SCHEDULE "B"

All those pieces or parcels of land known as Lot 1, DP 259828; Lot 2, DP 259828; Lot 3, DP 259828; Lot 4, DP 259828; Lot 5, DP 259828; Lot 6, DP 259828; Lot 20, DP 862590; Lot 21, DP 862590; Lot 1, DP 738591; Lot 1, DP 700951; Lot 1, DP 133145; Lot 2, DP 169019; Lot 31, DP 771155; Lot 1, DP 784884; Lot 1, DP 159328; Lot 2, DP 1118702; Lot 16, DP 11372; Lot 21, DP 856512; Lot 22, DP 856512; Lot 2, DP 739403; Lot 4, DP 803046; Lot 138, DP 15496; Lot 139, DP 15496; Lot 3, DP 1037922; Lot 27, DP 1128123; Lot 61, DP 876107; Lot 500, DP 1133261; Lot 9, DP 262408; Lot 6, DP 867717 and Lot 31, DP 771155, in Parish of Mittagong, County of Camden, shown on the plan catalogued HC 2574 in the office of the Heritage Council of New South Wales.

SCHEDULE "C"

1. Works within existing road corridors associated with the repair, maintenance and upkeep of existing sealed roads and fire trails where these works will not have an impact on heritage significance and/or where such work is assessed as necessary to protect public safety.
2. Rehabilitation of bushland managed by Council.
3. Removal of previously quarried stone removed with the consent or approval of Council that does not require quarrying at the site and does not impact on the significance of the site.
4. Maintenance and upkeep of existing picnic areas including but not limited to repair of facilities, mowing and weeding.
5. Repair, maintenance and upgrading of existing underground service and utilities infrastructure where these works utilise or apply to existing service trenches and/or pre-existing structures incorporating an area of 5m parallel to either side of existing cables; where these works do not impact any archaeological resources and relics.
6. Works on existing water supply infrastructure for operational requirements, maintenance and repair that do not involve any excavation or impacts on archaeological resources and relics. Emergency works to restore existing infrastructure assets to protect public health, protect property and/or protect the environment where these emergency works involve no greater soil or vegetation disturbance than necessary.
7. Works on existing telecommunications and television infrastructure for operational requirements, maintenance and repair that do not involve any excavation or impacts on archaeological resources and relics. Emergency works to restore existing infrastructure assets to protect public health, protect property and/or protect the environment where these emergency works involve no greater soil or vegetation disturbance than necessary.
8. Walking trail maintenance and upgrades excluding upgrading of the stone stairway from the Bowral lookout down to the quarries.
9. Upgrades to picnic and lookout infrastructure excluding upgrades to any picnic or lookout infrastructure that was constructed as part of the Depression employment schemes of the 1930s.
10. Any works or actions undertaken in accordance with a Plan of Management for the site prepared under the Local Government Act and/or Crown Lands Act and endorsed by the Heritage Council or its delegate.
11. Any works or actions undertaken in accordance with any adopted Fire Management Plan for the site or the Wingecarribee Bush Fire Risk Management Plan (BFRMP) where these works will not have an impact on heritage significance and/or where such work is assessed as necessary to protect public safety.
12. Council implementation of any notified actions under the Rural Fires Act.

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Government Gazette

OF THE STATE OF
NEW SOUTH WALES

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Tuesday, 3 December 2013

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RURAL FIRES ACT 1997

NOTIFICATION UNDER SECTION 99

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

Dated 2 December 2013.

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

Schedule 1	Fire Fighting Activities
Schedule 2	Emergency Operations
Schedule 3	Fireworks
Schedule 4	Religious/Sacred Ceremonies
Schedule 5	Services and Utilities – Essential Repairs/ Maintenance
Schedule 6	Disposal of Waste/Putrescent Material
Schedule 7	Sugar Cane Harvesting
Schedule 8	Bitumen Roadworks
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Schedule 15	Exhaust Stacks for Gas Exploration, Collection, Drainage, Refining Facilities, Oil Refineries and Steel Works
Schedule 16	Hot Air Balloons
Schedule 17	Olympic Cauldron
Schedule 18	Any Other Fire Approved by NSW RFS Commissioner

SCHEDULE 1

Fire Fighting Activities

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

SCHEDULE 2

Emergency Operations

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

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

SCHEDULE 3

Fireworks

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

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

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

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

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

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

SCHEDULE 4

Religious/Sacred Ceremonies

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

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

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

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

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

SCHEDULE 5

Services & Utilities – Essential Repairs/Maintenance

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

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

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

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

SCHEDULE 6

Disposal of Waste/Putrescent Material

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

SCHEDULE 7

Sugar Cane Harvesting

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

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

SCHEDULE 8

Bitumen Roadworks

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

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

SCHEDULE 9

Disposal of Diseased Animal Carcasses

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

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

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

SCHEDULE 10

Bee Hive "Smokers"

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

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

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

SCHEDULE 11

Electric or Gas Barbeques

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

SCHEDULE 12

Charcoal Production

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

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

SCHEDULE 13

Mining Operations

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

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

SCHEDULE 14

Building Construction/Demolition – Urgent and Essential

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

- (a) the fire is lit and maintained in a manner which will prevent the escape of fire, sparks or incandescent or burning material from the site of the works;
- (b) adequate fire fighting equipment is provided at the site of the works to prevent the escape or spread of the fire; and
- (c) if the work is to be carried out above the normal ground or floor level the area below the works must be totally free of combustible material and any fire, spark or incandescent material must be prevented from falling to that area.
- (d) prior to lighting the fire, the person in charge of the work must notify:
 - (i) the NSW Rural Fire Service Zone or District Manager for that district, If the site of the work is within a rural fire district; or
 - (ii) the Officer in Charge of the nearest NSW Fire Brigades fire station if the site of the work is within a fire district

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

SCHEDULE 15

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

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

SCHEDULE 16

Hot Air Balloons

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

- (a) not more than twelve hours prior to lighting such a fire the pilot must notify:
 - (i) the NSW Rural Fire Service State Operations Centre on 1800 679 737 of the proposed flight; and

- (ii) the NSW Rural Fire Service Zone or District Manager for the launch site if within the rural fire district and for each rural fire district on the proposed flight path; and

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

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

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

SCHEDULE 17

Olympic Cauldron

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

SCHEDULE 18

Any Other Fire Approved by NSW RFS Commissioner

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

SCHEDULE A

Southern Riverina



Government Gazette

OF THE STATE OF
NEW SOUTH WALES

Number 166

Wednesday, 4 December 2013

Published under authority by the Department of Premier and Cabinet

RURAL FIRES ACT 1997

NOTIFICATION UNDER SECTION 99

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

Dated 3 December 2013.

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

Schedule 1	Fire Fighting Activities
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SCHEDULE 1

Fire Fighting Activities

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

SCHEDULE 2

Emergency Operations

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

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

SCHEDULE 3

Fireworks

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

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

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

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

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

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

SCHEDULE 4

Religious/Sacred Ceremonies

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

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

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

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

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

SCHEDULE 5

Services & Utilities – Essential Repairs/Maintenance

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

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

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

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

SCHEDULE 6

Disposal of Waste/Putrescent Material

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

SCHEDULE 7

Sugar Cane Harvesting

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

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

SCHEDULE 8

Bitumen Roadworks

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

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

SCHEDULE 9

Disposal of Diseased Animal Carcasses

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

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

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

SCHEDULE 10

Bee Hive "Smokers"

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

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

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

SCHEDULE 11

Electric or Gas Barbeques

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

SCHEDULE 12

Charcoal Production

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

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

SCHEDULE 13

Mining Operations

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

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

SCHEDULE 14

Building Construction/Demolition – Urgent and Essential

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

- (a) the fire is lit and maintained in a manner which will prevent the escape of fire, sparks or incandescent or burning material from the site of the works;
- (b) adequate fire fighting equipment is provided at the site of the works to prevent the escape or spread of the fire; and
- (c) if the work is to be carried out above the normal ground or floor level the area below the works must be totally free of combustible material and any fire, spark or incandescent material must be prevented from falling to that area.
- (d) prior to lighting the fire, the person in charge of the work must notify:
 - (i) the NSW Rural Fire Service Zone or District Manager for that district, If the site of the work is within a rural fire district; or
 - (ii) the Officer in Charge of the nearest NSW Fire Brigades fire station if the site of the work is within a fire district

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

SCHEDULE 15

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

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

SCHEDULE 16

Hot Air Balloons

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

- (a) not more than twelve hours prior to lighting such a fire the pilot must notify:
 - (i) the NSW Rural Fire Service State Operations Centre on 1800 679 737 of the proposed flight; and

- (ii) the NSW Rural Fire Service Zone or District Manager for the launch site if within the rural fire district and for each rural fire district on the proposed flight path; and

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

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

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

SCHEDULE 17

Olympic Cauldron

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

SCHEDULE 18

Any Other Fire Approved by NSW RFS Commissioner

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

SCHEDULE A

Lower Central West Plains



Government Gazette

OF THE STATE OF
NEW SOUTH WALES

Number 167
Thursday, 5 December 2013

Published under authority by the Department of Premier and Cabinet

SPECIAL SUPPLEMENT

ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979

Instrument of Revocation of Delegation

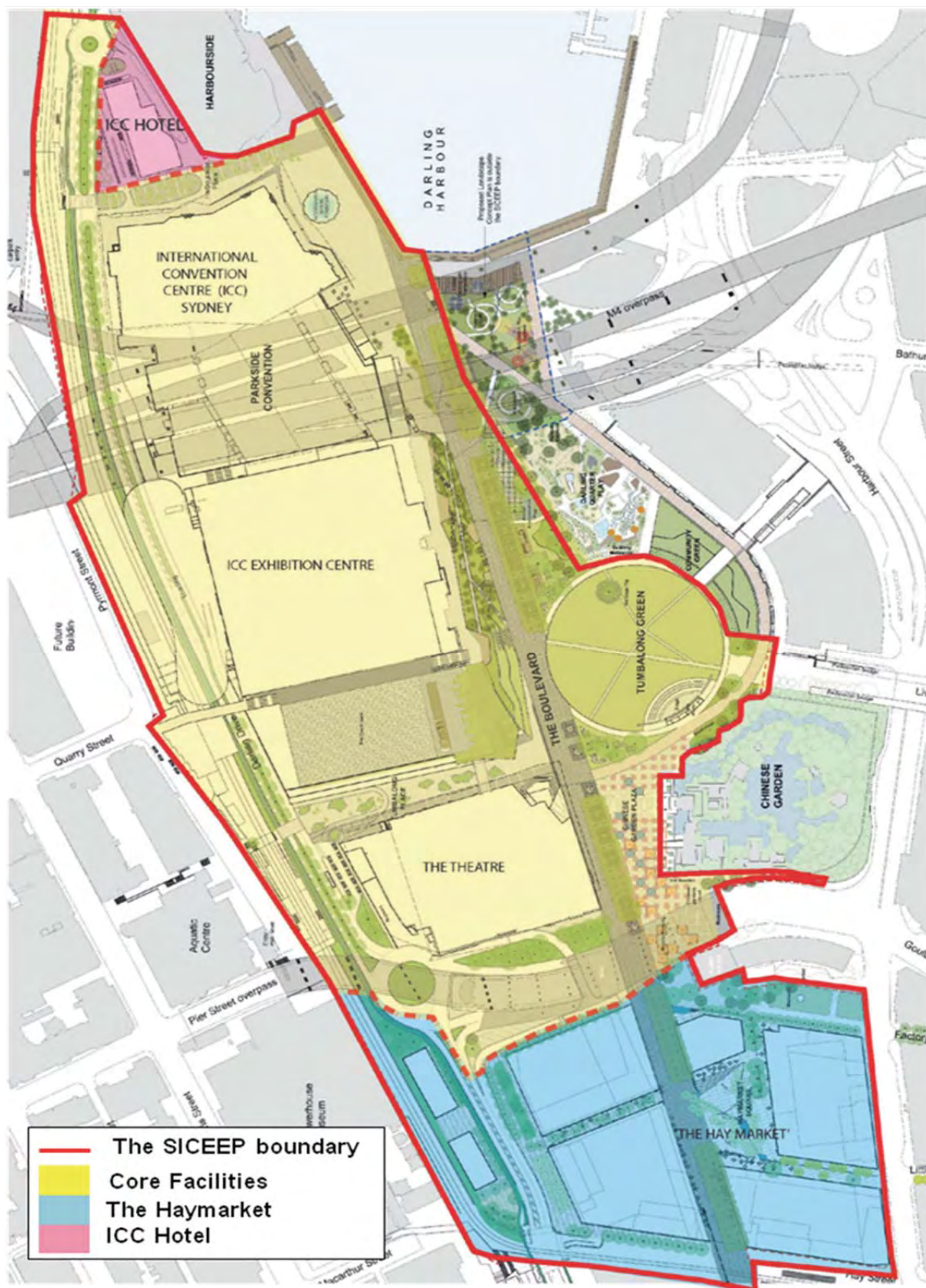
I, the Minister for Planning and Infrastructure, under section 23 (1) of the Environmental Planning and Assessment Act 1979 (the Act) revoke, in part, the previous delegation of my powers and functions to the Planning Assessment Commission, dated 14 September 2011 (with effect from 1 October 2011).

The previous delegation to the Planning Assessment Commission is revoked by this instrument only in respect of applications and local environmental plans for the land comprising the SICEEP Site which is identified with a solid red boundary on the map in Schedule 1 to this Instrument.

Dated: 18 October 2013.

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

SCHEDULE 1



ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979

Instrument of Delegation

I, the Minister for Planning and Infrastructure, under section 23 of the Environmental Planning and Assessment Act 1979 (the Act) delegate the powers and functions listed in Column 1 of Schedule 1 to this Instrument (and any functions under the Act or any other Act as are incidental or related to the exercise of those functions), in relation to applications specified in Column 2 of Schedule 1 to this Instrument, to the persons holding the positions in the Department of Planning and Infrastructure listed in Column 3 of Schedule 1 to this Instrument.

This delegation applies only to applications specified in Column 2 of Schedule 1 to this Instrument which relate to development on land comprising the SICEEP Site which is identified with a solid red boundary on the map in Schedule 2 to this Instrument.

Dated: 18 October 2013.

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

SCHEDULE 1

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Determining development applications in respect of State significant development under section 89E of the Act.	Any development application, lodged before or after the date of this Instrument, under Part 4 of the Act. This delegation applies only to development applications where: <ul style="list-style-type: none"> (a) A political disclosure statement has not been made, and (b) The delegate forms the opinion that any submission made about the application by the Council of the City of Sydney or members of the public has been considered in the assessment of the application, and (c) The development is proposed to be carried out in the Haymarket Precinct, and the delegate forms the opinion that the development application, if approved, would be generally consistent with the Haymarket Stage 1 consent. 	<ul style="list-style-type: none"> (a) Director-General (b) Executive Director, Development Assessment Systems and Approvals
Determining modification applications under section 96 and 96AA of the Act.	Any application, lodged before or after the date of this Instrument, under section 96 or 96AA of the Act. This delegation applies only to applications where: <ul style="list-style-type: none"> (a) A political disclosure statement has not been made, and (b) The delegate forms the opinion that any submission made about the application by the Council of the City of Sydney or members of the public has been considered in the assessment of the application, and (c) If the application relates to a consent for development to be carried out in the Haymarket Precinct, the delegate forms the opinion that the development the subject of the consent, if modified, would be generally consistent with the Haymarket Stage 1 consent. 	<ul style="list-style-type: none"> (a) Director-General (b) Executive Director, Development Assessment Systems and Approvals

Definitions:

Words and expressions used in this Schedule have the same meaning as they do in the Act unless otherwise defined below:

Haymarket Precinct means the land comprising the area shaded blue and identified on the map in Schedule 2 to this Instrument as The Haymarket.

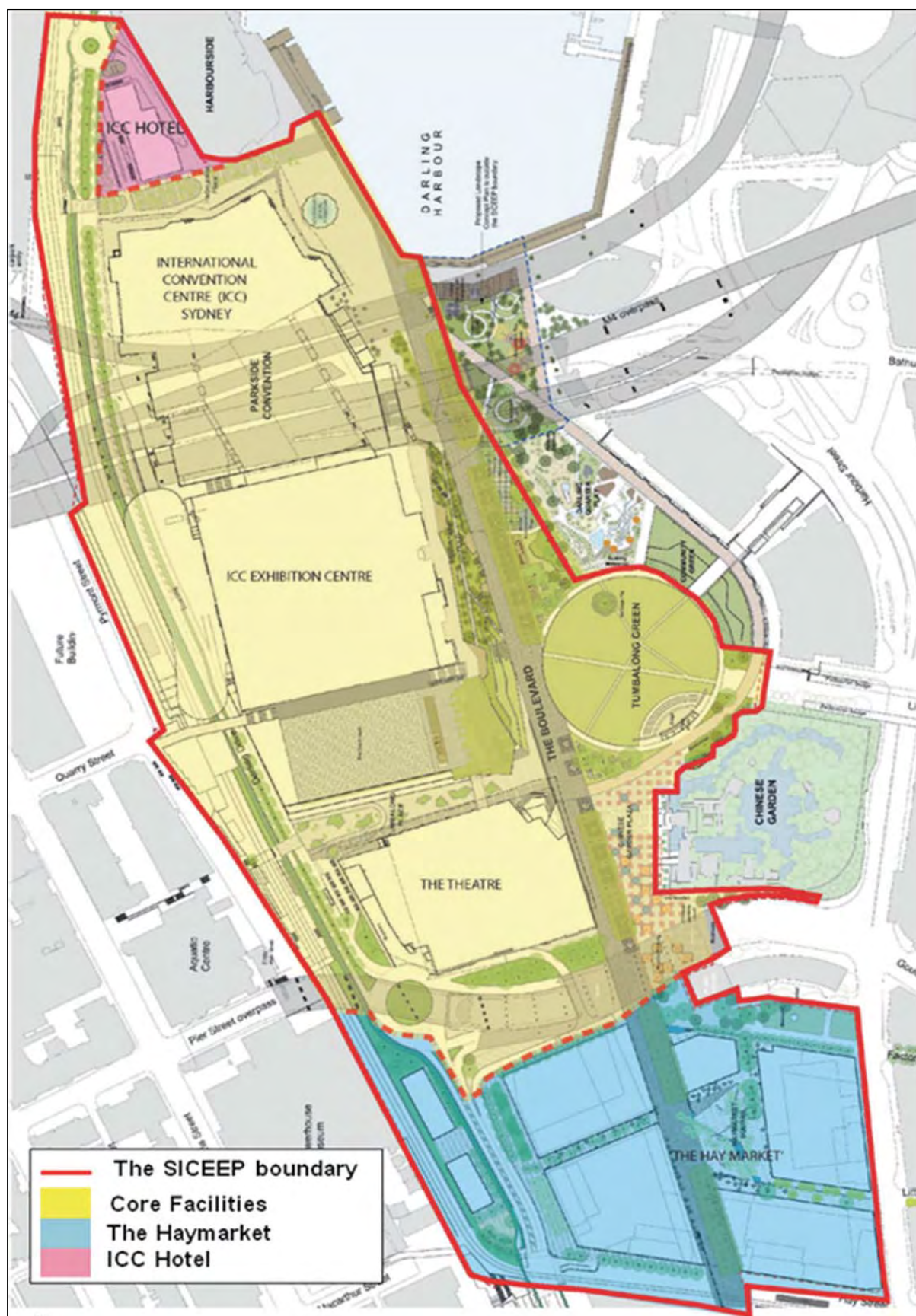
Haymarket Stage 1 consent means any consent granted on the determination of the staged development application for the Haymarket Precinct.

Political disclosure statement means a disclosure required under section 147 (3) (a) of the Act made in accordance with section 147 (6) of the Act, and includes a disclosure made under section 147 (3) (a) in respect of a previous related application.

Previous related application means:

- (a) An application for consent to any previous stage of development the subject of a staged development application within the meaning of section 83B of the Act; and
- (b) For modification applications, the application for development consent the subject of a modification application or a previous modification application to modify that consent.

SCHEDULE 2



ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979

Instrument of Delegation

I, the Minister for Planning and Infrastructure, under section 23 of the Environmental Planning and Assessment Act 1979 (the Act):

- (a) revoke the previous delegation of my powers and functions in relation to the land comprising the SICEEP Site, signed by me on 18 October 2013; and
- (b) delegate the powers and functions listed in Column 1 of Schedule 1 to this Instrument (and any functions under the Act or any other Act as are incidental or related to the exercise of those functions), in relation to applications specified in Column 2 of Schedule 1 to this Instrument, to the persons holding the positions in the Department of Planning and Infrastructure listed in Column 3 of Schedule 1 to this Instrument.

This delegation applies only to applications specified in Column 2 of Schedule 1 to this Instrument which relate to development on land comprising the SICEEP Site which is identified with a solid red boundary on the map in Schedule 2 to this Instrument.

Dated: 27 November 2013.

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

SCHEDULE 1

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Determining development applications in respect of State significant development under section 89E of the Act.	Any development application, lodged before or after the date of this Instrument, under Part 4 of the Act, including any staged development applications made under Division 2A of Part 4 of the Act. This delegation applies only to development applications where: <ul style="list-style-type: none"> (a) A political disclosure statement has not been made, and (b) The delegate forms the opinion that any submission made about the application by the Council of the City of Sydney or members of the public has been considered in the assessment of the application. 	<ul style="list-style-type: none"> (a) Director-General (b) Executive Director, Development Assessment Systems and Approvals
Determining modification applications under section 96 and 96AA of the Act.	Any application, lodged before or after the date of this Instrument, under section 96 or 96AA of the Act. This delegation applies only to applications where: <ul style="list-style-type: none"> (a) A political disclosure statement has not been made, and (b) The delegate forms the opinion that any submission made about the application by the Council of the City of Sydney or members of the public has been considered in the assessment of the application. 	<ul style="list-style-type: none"> (a) Director-General (b) Executive Director, Development Assessment Systems and Approvals

Definitions:

Words and expressions used in this Schedule have the same meaning as they do in the Act unless otherwise defined below:

Political disclosure statement means a disclosure required under section 147 (3) (a) of the Act made in accordance with section 147 (6) of the Act, and includes a disclosure made under section 147 (3) (a) in respect of a previous related application.

Previous related application means:

- (a) An application for consent to any previous stage of development the subject of a staged development application within the meaning of section 83B of the Act; and
- (b) For modification applications, the application for development consent the subject of a modification application or a previous modification application to modify that consent.

Legend:

- The SICEEP boundary
- Core Facilities
- The Haymarket
- ICC Hotel Site

Key Features and Labels:

- ICC HOTEL** (Pink area, top left)
- INTERNATIONAL CONVENTION CENTRE (ICC) SYDNEY** (Yellow area, top center)
- PARKSIDE CONVENTION** (Yellow area, center)
- ICC EXHIBITION CENTRE** (Yellow area, center)
- THE THEATRE** (Yellow area, bottom center)
- THE HAY MARKET** (Blue area, bottom right)
- TUMBALONG GREEN** (Circular green area, center-right)
- CHINESE GARDEN** (Green area, right)
- DARLING HARBOUR** (Water area, top)
- M4 overpass** (Grey structure, top right)
- Quarry Street**, **Pier Street**, **Harbour Street**, **MacArthur Street**, **Hay Street** (Streets)
- Pier Street overpass** (Grey structure, bottom left)
- Aquatic Centre** (Grey building, bottom left)
- Warehouse** (Grey building, bottom left)
- Future Building** (Grey building, left)
- Darling Quarter** (Green area, center-right)
- Chinese Garden Plaza** (Green area, right)
- Proposed Landscape** (Text label, top center)
- Proposed boundary** (Text label, top center)
- Proposed bridge** (Text label, top right)
- Proposed bridge** (Text label, right)
- Proposed bridge** (Text label, right)
- Proposed bridge** (Text label, right)

PETER MUSGRAVE, Government Printer.



Government Gazette

OF THE STATE OF
NEW SOUTH WALES

Number 168
Friday, 6 December 2013

Published under authority by the Department of Premier and Cabinet

LEGISLATION

Online notification of the making of statutory instruments

Week beginning 25 November 2013

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

Proclamations commencing Acts

[Liquor Amendment \(Kings Cross Plan of Management\) Act 2013 No 76 \(2013-658\)](#) — published LW 29 November 2013

Regulations and other statutory instruments

[Child Protection \(Offenders Prohibition Orders\) Amendment \(Delegation\) Regulation 2013 \(2013-659\)](#) — published LW 29 November 2013

[Children \(Detention Centres\) Amendment \(Search Powers\) Regulation 2013 \(2013-671\)](#) — published LW 29 November 2013

[Government Property NSW Amendment \(Transfer of Property\) Order \(No 4\) 2013 \(2013-660\)](#) — published LW 29 November 2013

[Liquor Amendment \(Approved Managers and Patron ID Scanning\) Regulation 2013 \(2013-661\)](#) — published LW 29 November 2013

[Liquor Amendment \(Special Licence Conditions\) Regulation \(No 2\) 2013 \(2013-662\)](#) — published LW 29 November 2013

[Protection of the Environment Operations \(Clean Air\) Amendment \(Miscellaneous\) Regulation 2013 \(2013-663\)](#) — published LW 29 November 2013

[Supreme Court Rules \(Amendment No 423\) 2013 \(2013-664\)](#) — published LW 29 November 2013

Environmental Planning Instruments

[Auburn Local Environmental Plan 2010 \(Amendment No 10\) \(2013-665\)](#) — published LW 29 November 2013

[Camden Local Environmental Plan 2010 \(Amendment No 28\) \(2013-666\)](#) — published LW 29 November 2013

[Fairfield Local Environmental Plan 2013 \(Amendment No 1\) \(2013-667\)](#) — published LW 29 November 2013

[Richmond Valley Local Environmental Plan 2012 \(Amendment No 2\) \(2013-668\)](#) — published LW 29 November 2013

[Sutherland Shire Local Environmental Plan 2006 \(Amendment No 21\) \(2013-669\)](#) — published LW 29 November 2013

[Warrumbungle Local Environmental Plan 2013 \(2013-670\)](#) — published LW 29 November 2013

Assents to Acts

ACTS OF PARLIAMENT ASSENTED TO

Legislative Assembly Office, Sydney, 27 November 2013

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

Act No. 98 – An Act to amend the Law Enforcement (Powers and Responsibilities) Act 2002 to extend police powers of arrest without warrant. [**Law Enforcement (Powers and Responsibilities) Amendment (Arrest without Warrant) Bill**]

Act No. 99 – An Act to constitute and confer functions on the NSW Skills Board; to repeal the Board of Vocational Education and Training Act 1994; and for other purposes. [**Skills Board Bill**]

Act No. 100 – An Act to amend the Casino Control Act 1992 to provide for the licensing and regulation of a restricted gaming facility at Barangaroo South; and for other purposes. [**Casino Control Amendment (Barangaroo Restricted Gaming Facility) Bill**]

Act No. 101 – An Act to amend the Crown Lands Act 1989 to make further provision for multiple uses of land reserved or dedicated under that Act for a public purpose. [**Crown Lands Amendment (Multiple Land Use) Bill**]

Act No. 102 – An Act to amend the Mental Health (Forensic Provisions) Act 1990 with respect to the continued supervision and review by the Mental Health Review Tribunal of certain persons as forensic patients; and for related purposes. [**Mental Health (Forensic Provisions) Amendment Bill**]

Act No. 103 – An Act to amend the Surveillance Devices Act 2007 to make further provision with respect to the use and retrieval of surveillance devices; and for other purposes. [**Surveillance Devices Amendment (Mutual Recognition) Bill**]

Act No. 105 – An Act to make provision for and with respect to the management and operation of cemeteries and crematoria; and for other purposes. [**Cemeteries and Crematoria Bill**]

Act No. 106 – An Act to amend the Mining Act 1992 and the Petroleum (Onshore) Act 1991 to make the public interest a ground for certain decisions relating to mining or petroleum rights or titles. [**Mining and Petroleum Legislation Amendment (Public Interest) Bill**]

Act No. 107 – An Act with respect to the licensing and conduct of motor dealers, motor vehicle repairers, motor vehicle recyclers and motor vehicle repair tradespersons; to repeal the Motor Dealers Act 1974 and the Motor Vehicle Repairs Act 1980; and for other purposes. [**Motor Dealers and Repairers Bill**]

Act No. 108 – An Act to amend the Rural Fires Act 1997 to make further provision for bush fire hazard reduction; and for other purposes. [**Rural Fires Amendment Bill**]

RONDA MILLER,
Clerk of the Legislative Assembly

ACTS OF PARLIAMENT ASSENTED TO

Legislative Assembly Office, Sydney, 3 December 2013

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

Act No. 109 – An Act to amend the Work Health and Safety Act 2011 to make further provision for proceedings for offences and for savings and transitional regulations. [**Work Health and Safety Amendment Bill**]

Act No. 110 – An Act to amend the Crimes (Appeal and Review) Act 2001 to implement recommendations arising from a statutory review of the DNA Review Panel under section 97 of that Act. [**Crimes (Appeal and Review) Amendment (DNA Review Panel) Bill**]

Act No. 111 – An Act to repeal an Act and to amend certain other Acts and instruments in various respects and for the purpose of effecting statute law revision; and to make certain savings. [**Statute Law (Miscellaneous Provisions) Bill (No. 2)**]

RONDA MILLER,
Clerk of the Legislative Assembly

ACT OF PARLIAMENT ASSENTED TO

Legislative Council Office, Sydney, 27 November 2013

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

Act No. 104, 2013 – An Act to provide for the transfer of the disability services assets of the State in connection with the National Disability Insurance Scheme of the Commonwealth; and for other purposes. [**National Disability Insurance Scheme (NSW Enabling) Act 2013**]

DAVID BLUNT,
Clerk of the Parliaments

Orders



New South Wales

National Parks and Wildlife (Locally Unprotected Fauna) Order 2013

under the

National Parks and Wildlife Act 1974

MARIE BASHIR, Governor

I, Professor Marie Bashir AC, CVO, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 96 (1) of the *National Parks and Wildlife Act 1974*, make the following Order.

Dated, this 4th day of December 2013.

By Her Excellency's Command,

ROBYN PARKER, M.L.C.,
Minister for the Environment

Explanatory note

The object of this Order is to declare certain fauna as locally unprotected, allowing for such fauna to be harmed in accordance with the *National Parks and Wildlife Act 1974* and the conditions and restrictions of this Order. This Order also repeals a redundant order relating to the same locally unprotected fauna.

This Order is made under section 96 (1) of the *National Parks and Wildlife Act 1974*.

National Parks and Wildlife (Locally Unprotected Fauna) Order 2013 [NSW]

National Parks and Wildlife (Locally Unprotected Fauna) Order 2013

under the

National Parks and Wildlife Act 1974

1 Name of Order

This Order is the *National Parks and Wildlife (Locally Unprotected Fauna) Order 2013*.

2 Commencement

This Order commences on the day on which it is published in the Gazette.

3 Exclusions

This Order does not apply to:

- (a) any lands within a national park, historic site or nature reserve, and
- (b) any threatened species, population or ecological community.

4 Purple Swamphen

- (1) It is declared that Purple Swamphen (*Porphyrio porphyrio*) is fauna to which section 96 (locally unprotected fauna) of the *National Parks and Wildlife Act 1974* applies in the following areas during the period between 1 December in each year and 30 April in the following year:
 - (a) Berrigan Local Government Area,
 - (b) Carrathool Local Government Area (south of the Mid-Western Highway),
 - (c) Conargo Local Government Area,
 - (d) Corowa Local Government Area (restricted to the Berriquin Irrigation District and West Corugan Private Irrigation District),
 - (e) Deniliquin Local Government Area,
 - (f) Griffith Local Government Area,
 - (g) Hay Local Government Area,
 - (h) Leeton Local Government Area,
 - (i) Murray Local Government Area,
 - (j) Murrumbidgee Local Government Area,
 - (k) Narrandera Local Government Area,
 - (l) Urana Local Government Area,
 - (m) Wakool Local Government Area.
- (2) This clause is restricted to fauna harmed for the purposes of mitigating damage to commercial rice crops.
- (3) The order relating to locally unprotected fauna, namely Bald Coot (*Porphyrio porphyrio*), published in Gazette No 61 of 7 May 1976 at page 2013 is repealed.

OFFICIAL NOTICES

Appointments

Department of Premier and Cabinet, Sydney
4 December 2013

CONSTITUTION ACT 1902

Ministerial Arrangements During the Absence of
the Deputy Premier, Minister for Trade and Investment
and Minister for Regional Infrastructure and Services

PURSUANT to section 36 of the Constitution Act 1902, Her Excellency the Governor, with the advice of the Executive Council, has authorised the Honourable G. SOURIS, M.P., Minister for Tourism, Major Events, Hospitality and Racing and Minister for the Arts to act for and on behalf of the Minister for Trade and Investment and Minister for Regional Infrastructure and Services, on and from 8 December 2013, with a view to his performing the duties of the Honourable A. Stoner, M.P., during his absence from duty.

BARRY O'FARRELL, M.P.,
Premier

LIBRARY ACT 1939

NSW Trade and Investment

Appointment of Members to the
Library Council of New South Wales

HER Excellency the Governor, with the advice of the Executive Council, has approved, pursuant to section 4 of the Library Act 1939, the appointment of the following persons as members of the Library Council of New South Wales from 1 January 2014 to 31 December 2016 (inclusive):

- (i) Dr John VALLANCE (reappointment pursuant to Schedule 1 (1a));
- (ii) Ms Susan DOYLE (new appointment); and
- (iii) Ms Maxine RICH (nee Brenner), (new appointment).

The Hon. GEORGE SOURIS, M.P.,
Minister for Tourism, Major Events, Hospitality
and Racing and Minister for the Arts

Department of Planning

CONTRIBUTIONS DELEGATIONS

ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979

Instrument of Delegation

I, Bradley (Brad) Hazzard, M.P., Minister for Planning and Infrastructure, under section 23 of the Environmental Planning and Assessment Act 1979, hereby, delegate my functions referred to in this Instrument of Delegation to those people for the time being holding the positions referred to in the Instrument of Delegation (whether in an acting or permanent capacity).

All previous delegations made in respect of a matter referred to in this Instrument are revoked.

Dated: 29 October 2013.

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

SCHEDULE

INFRASTRUCTURE CONTRIBUTIONS

Part 1 – Functions under the Environmental Planning and Assessment Act 1979 ('EP&A Act')

<i>Description of function</i>	<i>Delegates</i>	<i>References</i>
Item 1 All of my functions as a planning authority to enter into a planning agreement, amend a planning agreement, or revoke a planning agreement under section 93F EP&A Act.	i. Director General ii. Deputy Director General, Planning Strategies, Housing and Infrastructure iii. Executive Director, Infrastructure and State Strategy	EP&A Act: section 93F
Item 2 All of my functions under a planning agreement entered into under section 93F EP&A Act.	i. Director General ii. Deputy Director General, Planning Strategies, Housing and Infrastructure iii. Executive Director, Infrastructure and State Strategy iv. Director, Infrastructure, Planning and Coordination v. Director, Growth Infrastructure Funding	EP&A Act: section 93F
Item 3 All of my functions under section 93F (5A) (a) to approve a planning authority to enter into a planning agreement to exclude the application of section 94EF.	i. Director General ii. Deputy Director General, Planning Strategies, Housing and Infrastructure iii. Executive Director, Infrastructure and State Strategy	EP&A Act: section 93F (5A) (a)
Item 4 All of my functions under section 93F (7) to approve any person to be an additional party to a planning agreement and to receive a benefit under the agreement on behalf of the State.	i. Director General ii. Deputy Director General, Planning Strategies, Housing and Infrastructure iii. Executive Director, Infrastructure and State Strategy	EP&A Act: section 93F (7)
Item 5 All of my functions under section 94A (2A) to approve a consent authority imposing a condition under section 94A on development on land within a special contributions area.	i. Director General ii. Deputy Director General, Planning Strategies, Housing and Infrastructure	EP&A Act: section 94A (2A)

<i>Description of function</i>	<i>Delegates</i>	<i>References</i>
<p>Item 6</p> <p>All of my functions under section 94CA to approve the imposition of a condition under sections 94 or 94A for the provision of a public amenity or public service on land in another State or Territory.</p>	<p>i. Director General</p> <p>ii. Deputy Director General, Planning Strategies, Housing and Infrastructure</p> <p>iii. Executive Director, Infrastructure and State Strategy</p>	EP&A Act: section 94CA
<p>Item 7</p> <p>All of my functions under section 94E to direct, generally or in any particular case or class of cases, a consent authority as to the matters specified in section 94E of the Act.</p>	<p>i. Director General</p>	EP&A Act: section 94E
<p>Item 8</p> <p>All of my functions under section 94EAA to direct a council to approve amend or repeal a contributions plan.</p>	<p>i. Director General</p>	EP&A Act: section 94EAA
<p>Item 9</p> <p>All of my functions under section 94EAA to make, amend or repeal a contributions plan under section 94EAA of the Act.</p>	<p>i. Director General</p>	EP&A Act: section 94EAA
<p>Item 10</p> <p>All of my functions under section 94EE to determine the level and nature of development contributions to be imposed as a condition for the provision of infrastructure in relation to development or a class of development, including my functions under any determination.</p>	<p>i. Director General</p>	EP&A Act: section 94EE
<p>Item 11</p> <p>All of my functions under section 94EE (4) (a) to determine who are the relevant stakeholders for the purpose of consulting under section 94EE (4) of the Act.</p>	<p>i. Director General</p> <p>ii. Deputy Director General, Planning Strategies, Housing and Infrastructure</p>	EP&A Act: section 94EE (4)
<p>Item 12</p> <p>All of my functions under section 94EE (4) (a) to consult with owners of land in the special contributions area and other relevant stakeholders.</p>	<p>i. Director General</p> <p>ii. Deputy Director General, Planning Strategies, Housing and Infrastructure</p>	EP&A Act: section 94EE (4)
<p>Item 13</p> <p>All of my functions under section 94EE (4) (b) to publicly exhibit a proposal in relation to the level of development contributions and seek submissions within a reasonable time in relation to that proposal.</p>	<p>i. Director General</p> <p>ii. Deputy Director General, Planning Strategies, Housing and Infrastructure</p>	EP&A Act: section 94EE (4)
<p>Item 14</p> <p>All of my functions under section 94EE (4) (c) to establish a panel that, in the Minister's opinion, represents the interests of the various relevant stakeholders and consult with that panel.</p>	<p>i. Director General</p> <p>ii. Deputy Director General, Planning Strategies, Housing and Infrastructure</p>	EP&A Act: section 94EE (4)
<p>Item 15</p> <p>All of my functions under section 94EF (5) to accept the dedication of land in part or full satisfaction of a condition requiring a special infrastructure contribution.</p>	<p>i. Director General</p> <p>ii. Deputy Director General, Planning Strategies, Housing and Infrastructure</p> <p>iii. Executive Director, Infrastructure and State Strategy</p>	EP&A Act: section 94EF (5)

<i>Description of function</i>	<i>Delegates</i>	<i>References</i>
<p>Item 16</p> <p>All of my functions under section 94EG (4) to determine what peak industry organisations are relevant for the purpose of consulting under section 94EG of the Act.</p>	<p>i. Director General</p> <p>ii. Deputy Director General, Planning Strategies, Housing and Infrastructure</p>	EP&A Act: section 94EG (4)
<p>Item 17</p> <p>All of my functions under section 94EF to direct a consent authority, in relation to development or a class of development on land within a special contributions area to impose a condition on a grant of development consent.</p>	<p>i. Director General</p>	EP&A Act: section 94EF
<p>Item 18</p> <p>All of my functions under section 94EF to impose a condition referred to in subsection 94EF (1) if the consent authority fails to do so.</p>	<p>i. Director General</p> <p>ii. Deputy Director General, Planning Strategies, Housing and Infrastructure</p>	EP&A Act: section 94EF
<p>Item 19</p> <p>All of my functions under section 94EF (5) to grant consent to accepting the dedication of land or the provision of a material public benefit in accordance with a condition requiring a special infrastructure contribution.</p>	<p>i. Director General</p> <p>ii. Deputy Director General, Planning Strategies, Housing and Infrastructure</p> <p>iii. Executive Director, Infrastructure and State Strategy</p>	EP&A Act: section 94EF (5)
<p>Item 20</p> <p>All of my functions under section 94EG (4) to consult with the peak industry organisations that the Minister considers to be relevant.</p>	<p>i. Director General</p> <p>ii. Deputy Director General, Planning Strategies, Housing and Infrastructure</p>	EP&A Act: section 94EG (4)
<p>Item 21</p> <p>All of my functions under section 94EG to create, repeal or change a special contributions area.</p>	<p>i. Director General</p>	EP&A Act: section 94EG
<p>Item 22</p> <p>All of my functions under section 94EH to direct a consent authority to sell all or part of any land it receives under Subdivision 4 or to transfer any such land to a public authority.</p>	<p>i. Director General</p>	EP&A Act: section 94EH

Part 2 – Functions under the Environmental Planning and Assessment Regulation 2000 ('Regulation')

<i>Description of function</i>	<i>Delegates</i>	<i>References</i>
<p>Item 1</p> <p>All of my functions as a planning authority under Clause 25E of the Regulation regarding the preparation and exhibition of an explanatory note.</p>	<p>i. Director General</p> <p>ii. Deputy Director General, Planning Strategies, Housing and Infrastructure</p> <p>iii. Executive Director, Infrastructure and State Strategy</p>	Regulation: Clause 25E

CONTRIBUTIONS DELEGATIONS
ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979

Instrument of Delegation

I, Sam Haddad, Director-General of the Department of Planning and Infrastructure, under section 23 of the Environmental Planning and Assessment Act 1979, hereby, delegate my functions referred to in this Instrument of Delegation to those people for the time being holding the positions referred to in the Instrument of Delegation (whether in an acting or permanent capacity).

All previous delegations made in respect of a matter referred to in this Instrument are revoked.

Dated: 6 October 2013.

SAM HADDAD,
Director-General

SCHEDULE
INFRASTRUCTURE CONTRIBUTIONS

Part 1 – Functions under the Environmental Planning and Assessment Act 1979 ('EP&A Act')

<i>Description of function</i>	<i>Delegates</i>	<i>References</i>
Item 1 All of my functions as the Director-General in relation to a provision in an environmental planning instrument made under section 26 EP&A Act that requires satisfactory arrangement to be made for the provision of particular kinds of public infrastructure, facilities or services before development is carried out.	i. Deputy Director General, Planning Strategies, Housing and Infrastructure ii. Executive Director, Infrastructure and State Strategy	EP&A Act: section 26
Item 2 All of my functions under a planning agreement entered into under section 93F EP&A Act.	i. Deputy Director General, Planning Strategies, Housing and Infrastructure ii. Executive Director, Infrastructure and State Strategy iii. Director, Infrastructure, Planning and Coordination iv. Director, Growth Infrastructure Funding	EP&A Act: section 93F
Item 3 All of my functions under section 94C (3) to deal with a dispute between the councils concerning cross-boundary issues (including giving any directions).	i. Deputy Director General, Planning Strategies, Housing and Infrastructure	EP&A Act: section 94C (3)
Item 4 All of my functions under a determination made under section 94EE EP&A Act.	i. Deputy Director General, Planning Strategies, Housing and Infrastructure ii. Executive Director, Infrastructure and State Strategy iii. Director, Infrastructure, Planning and Coordination iv. Director, Growth Infrastructure Funding	EP&A Act: section 94EE

Part 2 – Functions under the Environmental Planning and Assessment Regulation 2000 ('Regulation')

<i>Description of function</i>	<i>Delegates</i>	<i>References</i>
Item 1 Clause 25D (1A) and (2A) of the Regulation – the giving of public notice of a proposed agreement.	i. Deputy Director General, Planning Strategies, Housing and Infrastructure ii. Executive Director, Infrastructure and State Strategy	Regulation: Clause 25D (1A) & (2A)

ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979

Instrument of Delegation

I, Sam Haddad, Director General of the Department of Planning and Infrastructure, under section 23 of the Environmental Planning and Assessment Act 1979 (Planning Act) hereby delegate to the Deputy Directors-General, the Executive Director Growth Planning, the General Managers and the Director Metropolitan Delivery the capacity to give written authorisation to a council (within the meaning of the Local Government Act 1993) to allow that council to exercise the plan making functions under section 59 of the Planning Act.

Note: The Minister has previously delegated his functions under section 59 of the Planning Act to all councils (within the meaning of the Local Government Act 1993), subject to conditions, in the Instrument of Delegation signed 14 October 2012.

This delegation is in addition to, and is not intended to revoke or affect, the delegation of my functions by any current Instrument of Delegation.

Dated: 6 October 2013.

SAM HADDAD,
Director General,
Department of Planning and Infrastructure

ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979**Instrument of Delegation**

I, Bradley Hazzard, Minister for Planning and Infrastructure, under section 23 of the Environmental Planning and Assessment Act 1979 (Planning Act) hereby delegate my functions referred to, and subject to the limitations set out, in the Table to this Instrument of Delegation to the officers of the Department of Planning and Infrastructure holding the positions described in the Table to this Instrument of Delegation.

This delegation is in addition to, and is not intended to revoke or affect, the delegation of my functions by any current Instrument of Delegation.

Dated: 18 October 2013.

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

TABLE

<i>ITEM</i>	<i>Functions under the Environmental Planning and Assessment Act 1979 (Planning Act)</i>	<i>Delegate</i>
1	Making a determination, under section 56 (2) of the Planning Act.	<ul style="list-style-type: none"> • Director-General • Deputy Directors-General • Executive Directors • General Managers • Director Metropolitan Delivery
2	Arranging for the review of a planning proposal (or part of a planning proposal) to be conducted by, or with the assistance of, the Planning Assessment Commission or a joint regional planning panel: <ul style="list-style-type: none"> • if there has been any delay in the matter being finalised, or • if for any other reason the delegate considers it appropriate to do so, under section 56 (5) of the Planning Act.	<ul style="list-style-type: none"> • Director-General • Deputy Directors-General • Executive Directors • General Managers
3	Altering a determination made under section 56 (2), under section 56 (7) of the Planning Act.	<ul style="list-style-type: none"> • Director-General • Deputy Directors-General • Executive Directors • General Managers • Director Metropolitan Delivery
4	Determining that a planning proposal not proceed, at the request of the relevant planning authority, under section 58 (4) of the Planning Act.	<ul style="list-style-type: none"> • Director-General • Deputy Directors-General • Executive Directors • General Managers
5	<p>Following the completion of community consultation</p> <p>(a) making a local environmental plan (with or without variation of the proposals submitted by the relevant planning authority) in the terms the delegate considers appropriate or</p> <p>(b) deciding not to make the proposed local environmental plan,</p> <p>under section 59 (2) of the Planning Act.</p> <p>Note: Only the Director-General should exercise the functions under section 59 (2) of the Planning Act in relation to a standard instrument comprehensive local environmental plan.</p>	<ul style="list-style-type: none"> • Director-General • Deputy Directors-General • Executive Directors • General Managers

<i>ITEM</i>	<i>Functions under the Environmental Planning and Assessment Act 1979 (Planning Act)</i>	<i>Delegate</i>
6	Deferring the inclusion of a matter in a local environmental plan, under section 59 (3) of the Planning Act.	<ul style="list-style-type: none"> • Director-General • Deputy Directors-General • Executive Directors • General Managers
7	Specifying which procedures under Division 4 of Part 3 of the Planning Act the relevant planning authority must comply with before the matter is reconsidered by the Minister, under section 59 (4) of the Planning Act.	<ul style="list-style-type: none"> • Director-General • Deputy Directors-General • Executive Directors • General Managers
8	Forming the opinion that a matter does not warrant compliance with the conditions precedent for the making of the instrument because it will not have any significant adverse impact on the environment or adjoining land, under section 73A (1) (c) of the Planning Act.	<ul style="list-style-type: none"> • Director-General • Deputy Directors-General • Executive Directors • General Managers
9	<ul style="list-style-type: none"> • Forming the opinion that an environmental planning instrument was in the course of preparation before the commencement of Clause 122 of Schedule 6 to the Planning Act; and • dispensing with any conditions precedent to the making of an environmental planning instrument under Division 4 of Part 3 of the Planning Act, under Clause 122 (2) of Schedule 6 to the Planning Act 	<ul style="list-style-type: none"> • Director-General • Deputy Directors-General • Executive Directors • General Managers
<i>ITEM</i>	<p><i>Functions under the former sections of the Environmental Planning and Assessment Act 1979 (Planning Act)</i></p> <p><i>Note: A reference to a former section of the Planning Act means those sections referred to as in force on 30 June 2009.</i></p>	
10	<p>After considering the Director-General's report</p> <p>(a) making a local environmental plan (with or without alterations) in the terms the delegate thinks fit, or</p> <p>(b) deciding not to make the draft local environmental plan,</p> <p>under former sections 70 (1) (a) and 70 (1) (c) of the Planning Act.</p> <p>Note: Only the Director-General should exercise the functions under former sections 70 (1) (a) and 70 (1) (c) of the Planning Act in relation to a standard instrument comprehensive local environmental plan.</p>	<ul style="list-style-type: none"> • Director-General • Deputy Directors-General • Executive Directors • General Managers
11	Direct the council to publicly exhibit, wholly or in part, a draft local environmental plan that has been altered, under former section 70 (3).	<ul style="list-style-type: none"> • Director-General • Deputy Directors-General • Executive Directors • General Managers

ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979

Instrument of Delegation

I, Sam Haddad, Director General of the Department of Planning and Infrastructure, under section 23 of the Environmental Planning and Assessment Act 1979, hereby delegate my functions referred to in the Table to this Instrument of Delegation to those people holding the positions referred to in the Table to this Instrument of Delegation.

This delegation is in addition to, and is not intended to revoke or affect, the delegation of my functions by any current Instrument of Delegation.

Dated: 6 October 2013.

SAM HADDAD,
Director General,
Department of Planning and Infrastructure

TABLE

Note: A reference in this Table to General Managers or Team Leaders is a reference to General Managers or Team Leaders under the Growth Planning and Delivery Division of the Department of Planning and Infrastructure.

Part 1 – Functions under Part 3 of the Environmental Planning and Assessment Act 1979 (“Planning Act”)

Note: A reference in this Part to a provision of the Planning Act is a reference to the provisions of the Act as in force immediately before 1 July 2009 (see clause 12 of the Environmental Planning and Assessment Regulation 2000 which continues the former LEP making provisions).

ITEM	Function	Delegate
1	Determining, pursuant to section 68 (9) (a) of the Planning Act, whether to agree to a council making changes to a draft local environmental plan and resubmitting it under section 68 of the Planning Act.	<ul style="list-style-type: none"> • Deputy Directors-General • Executive Director Growth Planning • General Managers • Director Metropolitan Delivery • Team Manager Metropolitan Delivery • Team Leaders
2	Returning a draft principal local environmental plan, pursuant to section 68 (9) (b) of the Planning Act, so that the council can make changes to accord with any applicable standard instrument under section 33A of the Planning Act, or to take into account any directions under section 117 of the Planning Act.	<ul style="list-style-type: none"> • Deputy Directors-General • Executive Director Growth Planning • General Managers • Director Metropolitan Delivery • Team Manager Metropolitan Delivery

Part 2 – Functions under Division 1 of Part 2 of the Environmental Planning and Assessment Act 1979 (“Planning Act”)

ITEM	Function	Delegate
1	My functions in respect of threatened species consultation under section 34A of the Planning Act.	<ul style="list-style-type: none"> • Deputy Directors-General • Executive Directors • Directors • General Managers

Part 3 – Functions under Division 6 of Part 3 of the Environmental Planning and Assessment Act 1979 (“Planning Act”) and Part 3 of the Environmental Planning and Assessment Regulation 2000 (“Planning Regulation”)

<i>ITEM</i>	<i>Function</i>	<i>Delegate</i>
1	My functions as a relevant planning authority under section 74C of the Planning Act in relation to the preparation and making of development control plans, including the functions in Divisions 1, 2, 3 and 4 of Part 3 of the Planning Regulation.	<ul style="list-style-type: none"> • Deputy Directors-General • Executive Director Growth Planning • General Managers • Director Metropolitan Delivery • Team Manager Metropolitan Delivery
2	My functions as a relevant planning authority under section 74D of the Planning Act to make (including with such changes as the authority thinks fit) or refuse to make a development control plan, including such of the functions in Part 3 of the Planning Regulation that relate to the making or refusal to make the development control plan (including, for example, Clause 25AA (1) of the Planning Regulation).	<ul style="list-style-type: none"> • Deputy Directors-General
3	Requesting, pursuant to Clause 25 (1) of the Planning Regulation, the owners who are submitting a development control plan to provide such additional information as is considered necessary for the purposes of making the plan.	<ul style="list-style-type: none"> • Deputy Directors-General • Executive Director Growth Planning • General Managers • Director Metropolitan Delivery • Team Manager Metropolitan Delivery

Part 4 – Functions under the State Environmental Planning Policy No. 44 – Koala Habitat Protection (“SEPP 44”)

<i>ITEM</i>	<i>Function</i>	<i>Delegate</i>
1	Determining, pursuant to Clause 13 of SEPP 44, whether to approve a plan of management.	<ul style="list-style-type: none"> • Deputy Directors-General • Executive Director Growth Planning • General Managers • Director Metropolitan Delivery • Team Manager Metropolitan Delivery

Part 5 – Concurrence functions under the Planning Act and certain State and Regional Environmental Planning Policies

<i>ITEM</i>	<i>Function</i>	<i>Delegate</i>
1	<p>Determining whether to grant concurrence (with or without conditions) in accordance with section 79B (8) of the Planning Act and pursuant to any of the following provisions:</p> <p>(a) Clauses 7 and 7A of State Environmental Planning Policy No. 14-Coastal Wetlands,</p> <p>(b) Clause 7 of State Environmental Planning Policy No. 26-Littoral Rainforests.</p>	<ul style="list-style-type: none"> • Deputy Directors-General • Executive Director Growth Planning • General Managers • Director Metropolitan Delivery • Team Manager Metropolitan Delivery

<i>ITEM</i>	<i>Function</i>	<i>Delegate</i>
2	<p>Determining whether to grant concurrence (with or without conditions) in accordance with section 79B (8) of the Planning Act and pursuant to any of the following provisions:</p> <ul style="list-style-type: none"> (a) Clause 7 of State Environmental Planning Policy No. 1-Development Standards, (b) Clause 139 of Illawarra Regional Environmental Plan No. 1, (c) Clause 8 of Orana Regional Environmental Plan No. 1-Siding Spring, (d) Clause 7 of Riverina Regional Environmental Plan No. 1, (e) Clause 22 of State Environmental Planning Policy (Kurnell Peninsula) 1989 (f) Clause 9 of Sydney Regional Environmental Plan No. 18-Public Transport Corridors, (g) Clause 11 of Sydney Regional Environmental Plan No. 20-Hawkesbury-Nepean River (No. 2-1997). 	<ul style="list-style-type: none"> • Deputy Directors-General • Executive Director Growth Planning • General Managers • Director Metropolitan Delivery • Team Manager Metropolitan Delivery • Team Leaders

Part 6 – Functions under the Planning Act and State Environmental Planning Policy No. 71 – Coastal Protection (“SEPP 71”)

<i>ITEM</i>	<i>Function</i>	<i>Delegate</i>
1	<p>Specifying, pursuant to Clause 11 (4) of SEPP 71, any matters, in addition to the matters set out in clause 8, that the council must take into consideration in determining a development application.</p>	<ul style="list-style-type: none"> • Deputy Directors-General • Executive Director Growth Planning • General Managers • Director Metropolitan Delivery • Team Manager Metropolitan Delivery • Team Leaders

Part 7 – Functions under the Planning Act and a local environmental plan that adopts or is based on the provisions of the Standard Instrument (Local Environmental Plans) Order 2006 (“Standard Instrument”) pursuant to section 33A of the Planning Act

<i>ITEM</i>	<i>Function</i>	<i>Delegate</i>
1	<p>Determining, pursuant to Clause 4.6 of a local environmental plan that adopts the provisions of the Standard Instrument, whether to grant concurrence (with or without conditions), in accordance with section 79B (8) of the Planning Act.</p> <p>This delegation extends to the Director-General’s function to grant concurrence, with or without conditions, or refuse to grant concurrence pursuant to:</p> <ul style="list-style-type: none"> (a) the former clause 24 of the Standard Instrument, or (b) any other clause that is based on a substantially similar format and has a substantially similar effect to the clause described in (a), <p>where such a clause is adopted by a local environmental plan to provide for exceptions to development standards.</p>	<ul style="list-style-type: none"> • Deputy Directors-General • Executive Director Growth Planning • General Managers • Director Metropolitan Delivery • Team Manager Metropolitan Delivery • Team Leaders

Part 8 – Functions under the Planning Act and Blue Mountains Local Environmental Plan No. 4
 (“Blue Mountains LEP”)

<i>ITEM</i>	<i>Function</i>	<i>Delegate</i>
1	Determining whether to grant concurrence (with or without conditions), in accordance with section 79B (8) of the Planning Act, and pursuant to Schedule 7, paragraph (b) of the item relating to Lot 2, DP 515852, Lilianfels Avenue, Lots A and B, DP 413869, Lilianfels Avenue, Lots 35 and 36, DP 583598, Lilianfels Avenue, Lot 26, DP 10924, Lilianfels Avenue, Lots 27, 28, 29, DP 10924, Echo Point Road, Lots 30, 31, 32 and 33, DP 10924, Panorama Drive, Lot 1, DP 516594, Panorama Drive, Katoomba, as shown edged heavy black on the map marked “Blue Mountains Local Environmental Plan No. 75” of Blue Mountains LEP.	<ul style="list-style-type: none"> • Deputy Directors-General • Executive Director Growth Planning • General Manager Metropolitan Delivery • Director Metropolitan Delivery • Team Manager Metropolitan Delivery • Team Leaders

Part 9 – Functions under the Planning Act and Campbelltown Local Environmental Plan –
 District 8 (Central Hills Lands) (“Campbelltown LEP”)

<i>ITEM</i>	<i>Function</i>	<i>Delegate</i>
1	Determining whether to grant concurrence (with or without conditions) in accordance with section 79B (8) of the Planning Act and pursuant to clause 23 of Campbelltown LEP.	<ul style="list-style-type: none"> • Deputy Directors-General • Executive Director Growth Planning • General Manager Metropolitan Delivery • Director Metropolitan Delivery • Team Manager Metropolitan Delivery • Team Leaders

Part 10 – Functions under the Planning Act and Leichhardt Local Environmental Plan 2000 (“Leichhardt LEP”)

<i>ITEM</i>	<i>Function</i>	<i>Delegate</i>
1	Determining whether to grant concurrence (with or without conditions) in accordance with section 79B (8) of the Planning Act and pursuant to Schedule 1, paragraph (e) of the item relating to land known as 156–160 Bridge Road, Glebe of Leichhardt LEP.	<ul style="list-style-type: none"> • Deputy Directors-General • Executive Director Growth Planning • General Manager Metropolitan Delivery • Director Metropolitan Delivery • Team Manager Metropolitan Delivery • Team Leaders

Part 11 – Functions under the Planning Act and Liverpool Local Environmental Plan 2008 (“Liverpool LEP”)

<i>ITEM</i>	<i>Function</i>	<i>Delegate</i>
1	Determining whether to grant concurrence (with or without conditions) in accordance with section 79B (8) of the Planning Act and pursuant to Clause 7.5 of Liverpool LEP.	<ul style="list-style-type: none"> • Deputy Directors-General • Executive Director Growth Planning • General Manager Metropolitan Delivery • Director Metropolitan Delivery • Team Manager Metropolitan Delivery • Team Leaders

Part 12 – Functions under Newcastle Local Environmental Plan 2012 (“Newcastle LEP”)

<i>ITEM</i>	<i>Function</i>	<i>Delegate</i>
1	Certifying, pursuant to Clause 7.5 (5) of Newcastle LEP, that the development is one for which an architectural design competition is not required.	<ul style="list-style-type: none"> • Deputy Directors-General • Executive Director Growth Planning • General Manager Hunter and Central Coast Region

Part 13 – Functions under the Planning Act and North Sydney Local Environmental Plan 2013 (“North Sydney LEP”)

<i>ITEM</i>	<i>Function</i>	<i>Delegate</i>
1	Certifying, pursuant to Clause 6.5 (2) (a) of North Sydney LEP that satisfactory arrangements have been made for railway infrastructure that will provide for the increased demand for railway infrastructure generated by the development.	<ul style="list-style-type: none"> • Deputy Directors-General • Executive Director Growth Planning • General Manager Metropolitan Delivery

Part 14 – Functions under the Planning Act and Parramatta City Centre Local Environmental Plan 2007 (“Parramatta City Centre LEP”)

<i>ITEM</i>	<i>Function</i>	<i>Delegate</i>
1	Certifying, pursuant to Clause 22B (5) of Parramatta City Centre LEP, that the development is one for which an architectural design competition is not required.	<ul style="list-style-type: none"> • Deputy Directors-General • Executive Director Growth Planning • General Manager Metropolitan Delivery
2	Determining whether to grant concurrence (with or without conditions) in accordance with section 79B (8) of the Planning Act and pursuant to Clause 22B (6) (b) of Parramatta City Centre LEP.	<ul style="list-style-type: none"> • Deputy Directors-General • Executive Director Growth Planning • General Manager Metropolitan Delivery • Director Metropolitan Delivery • Team Manager Metropolitan Delivery • Team Leaders

Part 15 – Functions under the Planning Act and Penrith City Centre Local Environmental Plan 2008
 (“Penrith City Centre LEP”)

<i>ITEM</i>	<i>Function</i>	<i>Delegate</i>
1	Certifying, pursuant to Clause 26 (5) of Penrith City Centre LEP that the development is one for which an architectural design competition is not required.	<ul style="list-style-type: none"> • Deputy Directors-General • Executive Director Growth Planning • General Manager Metropolitan Delivery
2	Determining whether to grant concurrence (with or without conditions) in accordance with section 79B (8) of the Planning Act and pursuant to Clause 26 (6) (b) of Penrith City Centre LEP.	<ul style="list-style-type: none"> • Deputy Directors-General • Executive Director Growth Planning • General Manager Metropolitan Delivery • Director Metropolitan Delivery • Team Manager Metropolitan Delivery • Team Leaders

Part 16 – Functions under the Planning Act and Warringah Local Environmental Plan 2000
 and any other local environmental plan that applies to land in the
 Warringah local government area (“Warringah LEPs”)

<i>ITEM</i>	<i>Function</i>	<i>Delegate</i>
1	Determining whether to grant concurrence (with or without conditions) in accordance with section 79B (8) of the Planning Act and pursuant to any provision of Warringah LEPs that requires the Director-General’s concurrence.	<ul style="list-style-type: none"> • Deputy Directors-General • Executive Director Growth Planning • General Manager Metropolitan Delivery • Director Metropolitan Delivery • Team Manager Metropolitan Delivery • Team Leaders

Part 17 – Functions under the Planning Act and Tweed City Centre Local Environmental Plan 2012
 (“Tweed City Centre LEP”)

<i>ITEM</i>	<i>Function</i>	<i>Delegate</i>
1	Certifying, pursuant to Clause 6.10 (5) of Tweed City Centre LEP that the development is one for which an architectural design competition is not required.	<ul style="list-style-type: none"> • Deputy Directors-General • Executive Director Growth Planning • General Manager Northern Region
2	Determining whether to grant concurrence (with or without conditions) in accordance with section 79B (8) of the Planning Act and pursuant to Clause 6.10 (7) (b) of Tweed City Centre LEP.	<ul style="list-style-type: none"> • Deputy Directors-General • Executive Director Growth Planning • General Manager Northern Region • Team Leaders

Part 18 – Functions under the Roads Act 1993 (“Roads Act”)

<i>ITEM</i>	<i>Function</i>	<i>Delegate</i>
1	Determining, pursuant to section 149 of the Roads Act, whether to approve the granting of a lease by a roads authority (other than the RMS) of the air space above, or land below the surface of, any public road (other than a Crown road) that is owned by the roads authority.	<ul style="list-style-type: none"> • Deputy Directors-General • Executive Director Growth Planning • General Managers • Director Metropolitan Delivery • Team Manager Metropolitan Delivery • Team Leaders

Part 19 – Functions under provisions of environmental planning instruments relating to the provision of designated State public infrastructure or regional transport infrastructure

<i>ITEM</i>	<i>Function</i>	<i>Delegate</i>
1	Determining whether to certify and certifying in writing to the consent authority that satisfactory arrangements have been made to contribute to the provision of designated State public infrastructure or regional transport infrastructure, pursuant to the provision(s) of any environmental planning instrument that requires the Director-General to provide such certification.	<ul style="list-style-type: none"> • Deputy Directors-General • Executive Directors • General Managers

ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979**Instrument of Delegation**

I, Bradley Hazzard, Minister for Planning and Infrastructure, under section 23 of the Environmental Planning and Assessment Act 1979, hereby in my capacity as Minister administering the Environmental Planning and Assessment Act 1979 (Planning Act), pursuant to section 23 of the Planning Act, hereby delegate my functions referred to in the Table to this Instrument of Delegation to the officers of the Department of Planning and Infrastructure holding the positions described in the Table to this Instrument of Delegation.

This delegation is in addition to, and is not intended to revoke or affect, the delegation of my functions by any current Instrument of Delegation.

Dated: 18 October 2013.

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

TABLE

Note: A reference in this Table to General Managers or Team Leaders is a reference to General Managers or Team Leaders under the Growth Planning and Delivery Division of the Department of Planning and Infrastructure. A reference in this Table to Team Leaders is a reference to Team Leaders under the Growth Planning and Delivery Division and Development Assessment Systems and Approvals Division of the Department of Planning and Infrastructure.

Part 1 – Functions under the Environmental Planning and Assessment Act 1979 (“Planning Act”) Planning Act and State Environmental Planning Policy No. 26 – Littoral Rainforests (“SEPP 26”)

Note: A reference in this Table to General Managers or Team Leaders is a reference to General Managers or Team Leaders under the Growth Planning and Delivery Division of the Department of Planning and Infrastructure.

<i>ITEM</i>	<i>Function</i>	<i>Delegate</i>
1	Determining, whether to grant concurrence (with or without conditions) or refuse to grant concurrence, in accordance with section 79B (8) of the Planning Act, and pursuant to Clause 7 (4) of SEPP 26.	<ul style="list-style-type: none"> • Director-General • Deputy Directors-General • Executive Director Growth Planning • General Managers • Director Metropolitan Delivery • Team Manager Metropolitan Delivery

Part 2 – Functions under State Environmental Planning Policy No. 71 – Coastal Protection (“SEPP 71”)

<i>ITEM</i>	<i>Function</i>	<i>Delegate</i>
1	My functions under Part 5 of SEPP 71 in relation to development control plans (master plans).	<ul style="list-style-type: none"> • Director-General • Deputy Directors-General • Executive Directors • Directors Growth Planning • General Managers • Director Metropolitan Delivery • Manager Regional Growth Planning • Team Manager Metropolitan Delivery • Team Leaders

ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979

Instrument of Delegation

I, Sam Haddad, Director General of the Department of Planning and Infrastructure, under section 23 of the Environmental Planning and Assessment Act 1979, hereby delegate my functions referred to, and subject to the limitations set out, in the Table to this Instrument of Delegation to those people holding the positions described in the Table to this Instrument of Delegation.

This delegation is in addition to, and is not intended to revoke or affect, the delegation of my functions by any current Instrument of Delegation.

Dated: 6 October 2013.

SAM HADDAD,
Director General,
Department of Planning and Infrastructure

TABLE

Note: A reference in this Table to General Managers or Team Leaders or Senior Planning Officers is a reference to General Managers or Team Leaders or Senior Planning Officers under the Growth Planning and Delivery Division of the Department of Planning and Infrastructure.

Part 1 – Functions under Environmental Planning and Assessment Act 1979 (“Planning Act”)

ITEM	Function	Delegate
1	Approval of the form of a planning proposal to be made publicly available during the period of community consultation (including the form of a summary of the planning proposal) under section 57 (2) of the Planning Act.	<ul style="list-style-type: none"> • Deputy Directors-General • Executive Directors • General Managers • Director Metropolitan Delivery • Team Manager Metropolitan Delivery
1A	Approval of the form of a planning proposal to be made publicly available during the period of community consultation (not including the form of a summary of the planning proposal) under section 57 (2) of the Planning Act. This delegation does not apply to planning proposals for principal local environmental plans. This delegation does not apply where there has been an alteration of the planning proposal (other than where the proposal has been revised to comply with a determination under section 56 of the Planning Act).	<ul style="list-style-type: none"> • Team Leaders • Senior Planning Officers
2	Arranging the drafting of any required local environmental plan to give effect to the planning proposal (including any consultation with the relevant planning authority on the terms of any such draft instrument) under section 59 (1) of the Planning Act.	<ul style="list-style-type: none"> • Deputy Directors-General • Executive Directors • General Managers • Director Metropolitan Delivery • Team Manager Metropolitan Delivery • Director Legal Services • Managers Legal Services
2A	Arranging the drafting of any required local environmental plan to give effect to the planning proposal (including any consultation with the relevant planning authority on the terms of any such draft instrument) under section 59 (1) of the Planning Act. This delegation does not apply to planning proposals for principal local environmental plans. This delegation does not apply where there has been an alteration of the planning proposal (other than where the proposal has been revised to comply with a determination under section 56 of the Planning Act).	<ul style="list-style-type: none"> • Team Leaders • Senior Planning Officers

Part 2 – Functions under Environmental Planning and Assessment Regulation 2000 (“Planning Regulation”)

<i>ITEM</i>	<i>Function</i>	<i>Delegate</i>
1	Notifying the council that the former LEP plan-making provisions cease to apply to the making of a pending LEP under Clause 12 of the Planning Regulation.	<ul style="list-style-type: none">• Deputy Directors-General• Executive Directors• General Managers• Director Metropolitan Delivery• Team Manager Metropolitan Delivery

Roads and Maritime Services

ROAD TRANSPORT (GENERAL) ACT 2005

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

BATHURST REGIONAL COUNCIL, pursuant to Clause 58 of the Road Transport (Mass, Loading and Access) Regulation 2005, hereby amend the 19 metre B-Double Mass Limit Notice 2010, as published in *New South Wales Government Gazette* No. 111 on 3 September 2010, at pages 4336 to 4353, as set out in the Schedule of this Notice.

Dated: 18 November 2013.

Mr DAVID JOHN SHERLEY,
General Manager,
Bathurst Regional Council
(by delegation of the Minister for Roads)

SCHEDULE

1. Citation

This Notice is the Bathurst Regional Council 19 metre B-Double Mass Limit (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 1 September 2015, unless it is repealed earlier.

4. Amendment

Insert the following routes into the table at Appendix 1, under the heading:
Bathurst Regional Council.

Type	Road No.	Road Name	Starting Point	Finishing Point
19.	024.	Redbank Road.	Triangle Flat Road.	278 Redbank Road.
19.	022.	Triangle Flat Road.	Redbank Road.	Trunkey Road.
19.	054.	Trunkey Road.	Triangle Flat Road.	Hobbys Yards Road.
19.	390.	Hobbys Yards Road.	Trunkey Road.	Bathurst Regional Council boundary.

ROAD TRANSPORT (GENERAL) ACT 2005

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

BLAND SHIRE COUNCIL, pursuant to Clause 20 of the Road Transport (Mass, Loading and Access) Regulation 2005, hereby amend the Class 2 Road Train Notice 2012, as published in the *NSW Government Gazette* No. 78 on 27 July 2012 at pages 3490 to 3552, as set out in the Schedule of this Notice.

R. SMITH,
General Manager,
Bland Shire Council
(by delegation from the Minister for Roads)

SCHEDULE**1. Citation**

This Notice may be cited as the Bland Shire Council Class 2 Road Train (Amendment) Notice No. 2/2013.

2. Commencement

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

3. Effect

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

4. Amendment

Insert the following routes for the council from the table at Appendix 1 under the heading:
Part 1 – Approved 36.5 metre Road Train Routes Bland Shire Council.

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>	<i>Conditions</i>
36.5m	000	Echo Lane, West Wyalong	Showground Road (MR 639)	Mugga Road	Speed limit 50km/hr. Travel one way only, East to West

ROAD TRANSPORT (GENERAL) ACT 2005

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

DUBBO CITY COUNCIL pursuant to Clause 20 of the Road Transport (Mass, Loading and Access) Regulation 2005, hereby amend the Class 2 Road Train Notice 2012, as published in the *NSW Government Gazette* No. 78 on 27 July 2012 at pages 3490 to 3552, as set out in the Schedule of this Notice.

MARK RILEY,
General Manager,
Dubbo City Council
(by delegation from the Minister for Roads)

SCHEDULE**1. Citation**

This Notice may be cited as the Dubbo City Council Class 2 Road Train (Amendment) Notice No. 07/2013.

2. Commencement

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

3. Effect

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

4. Amendment

Insert the following route for the council from the table at Appendix 1 under the heading:

Part 1 – Approved 36.5 metre Road Train Routes Dubbo City Council

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>	<i>Conditions</i>
36.5m	000	Moffatt Drive, Dubbo	Yarrandale Road	Mcguinn Crescent	
36.5m	000	Mcguinn Crescent, Dubbo	Moffatt Drive	To its conclusion and return.	

ROAD TRANSPORT (VEHICLE AND DRIVER MANAGEMENT) ACT 2005

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

I, Paul Endycott, A/Director, Customer and Compliance Division Roads and Maritime Services, pursuant to Clause 20 of the Road Transport (Mass, Loading and Access) Regulation 2005, hereby amend the Class 2 B-Double Notice 2010, as published in the *NSW Government Gazette* No. 108 on 27 August 2010 at pages 4033 to 4284, as set out in the Schedule of this Notice.

PAUL ENDYCOTT,
A/Director, Safety and Compliance,
Roads and Maritime Services

SCHEDULE**1. Citation**

This Notice is the Roads and Maritime Services Class 2 B-Double (Amendment) Notice No. 6/2013.

2. Effect

This Notice remains in force from the date of publication in the *NSW Government Gazette* to 1 September 2015 unless it is repealed earlier.

3. Amendment

Insert the following routes into the table at Appendix 1, under the heading:

Part 2 NSW Western Region OTHER ROAD AUTHORITIES Forestry Corporation of NSW.

<i>Type</i>	<i>Road No.</i>	<i>Approved Road</i>	<i>Starting Point</i>	<i>Finishing Point</i>	<i>Conditions</i>
25/26	000	Charleville Road, Canobolas State Forest	Cadiangullong Road	Flat Rock Road	
25/26	000	Cadiangullong Road, Canobolas State Forest	Four Mile Creek Road	Charleville Road	

ROAD TRANSPORT (VEHICLE AND DRIVER MANAGEMENT) ACT 2005

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

HOLROYD CITY COUNCIL, pursuant to Clause 20 of the Road Transport (Mass, Loading and Access) Regulation 2005, hereby amend the Class 2 B-Double Notice 2010, as published in the *NSW Government Gazette* No. 108 on 27 August 2010 at pages 4033 to 4284, as set out in the Schedule of this Notice.

MERV ISMAY,
General Manager,
Holroyd City Council
(by delegation from the Minister for Roads)

SCHEDULE**1. Citation**

This Notice may be cited as the Holroyd City Council B-Double (Amendment) Notice No. 02/2013.

2. Commencement

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

3. Effect

This Notice remains in force up to and including 1 September 2015 unless it is repealed earlier.

4. Amendment

Insert the following route for the council into the table at Appendix 1

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>	<i>Conditions</i>
25/26m		Britton Street, Smithfield	Britton Street and Long Street Intersection	The cul-de-sac adjacent to 18 Britton Street	

ROAD TRANSPORT (VEHICLE AND DRIVER MANAGEMENT) ACT 2005

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

GREAT LAKES COUNCIL, pursuant to Clause 25 of the Road Transport (Vehicle and Driver Management) Act 2005, hereby amend the 4.6 Metre High Vehicle Notice 2013, as published in the *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.

Dated: 3 December 2013.

GLENN HANDFORD,
General Manager,
Great Lakes Council
(by delegation from the Minister for Roads)

SCHEDULE**1. Citation**

This Notice may be cited as Great Lakes Council Class 4.6 Metre High Vehicle 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 until 31 December 2017, unless it is amended or repealed earlier.

4. Application

This Notice applies to those 4.6 metre high vehicles which comply with Schedule 1 of the Road Transport (Mass, Loading and Access) Regulation 2005 and Schedule 2 of the Road Transport (Vehicle Registration) Regulation 2007.

5. Routes

Insert the following route into the table at Appendix 1 under the heading Great Lakes Council.

<i>Type</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>
4.6m.	Bulahdelah Way, Bulahdelah.	Pacific Highway (HW10), Northern Interchange.	Pacific Highway (HW10), Southern Interchange.

ROADS ACT 1993**LAND ACQUISITION (JUST TERMS
COMPENSATION) ACT 1991**

Notice of Compulsory Acquisition of Land at North
Kiama in the Kiama Municipal Council area

Roads and Maritime Services by its delegate declares, with the approval of Her Excellency the Governor, that the land described in the schedule below is acquired by compulsory process under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 for the purposes of the Roads Act 1993.

T D Craig
Manager, Compulsory Acquisition & Road Dedication
Roads and Maritime Services

SCHEDULE

ALL that piece or parcel of land situated in the Kiama Municipal Council area, Parish of Kiama and County of Camden, shown as Lot 6 Deposited Plan 1115452, being the whole of the land in Certificate of Title 6/1115452.

The land is said to be in the possession of The Council of the Municipality of Kiama.

(RMS Papers: SF2013/172565; RO SF2013/169366)

ROADS ACT 1993

Notice of Dedication of Land as Public Road at
Collector in the Upper Lachlan Shire Council area

Roads and Maritime Services, by its delegate, dedicates the land described in the schedule below as public road under section 10 of the Roads Act 1993.

T D Craig
Manager, Compulsory Acquisition & Road Dedication
Roads and Maritime Services

SCHEDULE

ALL that piece or parcel of land situated in the Upper Lachlan Shire Council area, Parish of Collector and County of Argyle, shown as Lot 106 Deposited Plan 789102.

(RMS Papers: SF2013/176898/1; RO SF2012/056853)

ROADS ACT 1993**LAND ACQUISITION (JUST TERMS
COMPENSATION) ACT 1991**

Notice of Compulsory Acquisition of Land at Caloola in
the Bathurst Regional Council area

Roads and Maritime Services by its delegate declares, with the approval of Her Excellency the Governor, that the land described in the schedule below is acquired by compulsory process under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 for the purposes of the Roads Act 1993.

T D Craig
Manager, Compulsory Acquisition & Road Dedication
Roads and Maritime Services

SCHEDULE

ALL that piece or parcel of Crown land situated in the Bathurst Regional Council area, Parish of Lowry and County of Bathurst, shown as Lot 16 Deposited Plan 1189149, being part of the land in Reserve 750391 for Future Public Requirements notified in Government Gazette No 83 of 29 June 2007, page 4184.

(RMS Papers: SF2013/171502; RO SF2013/43624)

ROADS ACT 1993

Notice of Dedication of Land as Public Road at Bunyan
in the Cooma-Monaro Shire Council area

Roads and Maritime Services, by its delegate, dedicates the land described in the schedule below as public road under section 10 of the Roads Act 1993.

T D Craig
Manager, Compulsory Acquisition & Road Dedication
Roads and Maritime Services

SCHEDULE

ALL those pieces or parcels of land situated in the Cooma-Monaro Shire Council area, Parish of Woolumla and County of Beresford, shown as Lots 1 to 4 inclusive Deposited Plan 586781.

(RMS Papers: SF2013/180010/1; RO SF2013/174073)

ROADS ACT 1993

LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

Notice of Compulsory Acquisition of land at Gooloogong in the Cowra Shire Council area

Roads and Maritime Services by its delegate declares, with the approval of Her Excellency the Governor, that the land described in the schedule below is acquired by compulsory process under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 for the purposes of the Roads Act 1993.

T D Craig
Manager, Compulsory Acquisition & Road Dedication
Roads and Maritime Services

SCHEDULE

ALL those pieces or parcels of land situated in the
Cowra Shire Council area, Parish of Binda and County
of Forbes shown as:

Lot 6 Deposited Plan 1169363, being part of the land in Certificate of Title 7012/1023731 and said to be in the possession of the Crown and Cowra Shire Council (trustee); and

Lot 7 Deposited Plan 1169363, being part of the land in Certificate of Title 7016/1023727 and said to be in the possession of the Crown, Cowra Shire Council (trustee) and John Eric Eagles, Joyce Edith Eagles and Steven Eric Eagles (licensee).

(RMS Papers: SF2012/9258; RO SF2012/1180)

Department of Trade and Investment, Regional Infrastructure and Services

MINERAL RESOURCES

NOTICE is given that the following applications have been received:

EXPLORATION LICENCE APPLICATIONS

(T13-1187)

No. 4926, CRISTAL MINING AUSTRALIA LIMITED (ACN 009 247 858), area of 29 units, for Group 10, dated 15 November 2013. (Broken Hill Mining Division).

(T13-1192)

No. 4931, PASMINE PTY LTD (ACN 166 811 730), area of 12 units, for Group 1, dated 27 November 2013. (Cobar Mining Division).

(T13-1193)

No. 4932, GOLDSKY PTY LTD (ACN 143 506 610), area of 89 units, for Group 1, dated 29 November 2013. (Cobar Mining Division).

(T13-1194)

No. 4933, HETHERINGTON EXPLORATION & MINING TITLE SERVICES (ACN 003 122 996), area of 276 units, for Group 1, dated 29 November 2013. (Cobar Mining Division).

(T13-1195)

No. 4934, HETHERINGTON EXPLORATION & MINING TITLE SERVICES (ACN 003 122 996), area of 135 units, for Group 1, dated 29 November 2013. (Cobar Mining Division).

(T13-1196)

No. 4935, HETHERINGTON EXPLORATION & MINING TITLE SERVICES (ACN 003 122 996), area of 257 units, for Group 1, dated 29 November 2013. (Cobar Mining Division).

(T13-1197)

No. 4936, HETHERINGTON EXPLORATION & MINING TITLE SERVICES (ACN 003 122 996), area of 223 units, for Group 1, dated 29 November 2013. (Orange Mining Division).

(T13-1198)

No. 4937, HETHERINGTON EXPLORATION & MINING TITLE SERVICES (ACN 003 122 996), area of 89 units, for Group 1, dated 29 November 2013. (Cobar Mining Division).

(T13-1199)

No. 4938, HILL END GOLD LIMITED (ACN 072 692 365), area of 42 units, for Group 1, dated 2 December 2013. (Orange Mining Division).

(T13-1200)

No. 4939, JODAMA PTY LTD (ACN 095 440 547), area of 9 units, for Group 1, dated 2 December 2013. (Orange Mining Division).

(T13-1201)

No. 4940, OCHRE RESOURCES PTY LTD (ACN 112 833 351), area of 80 units, for Group 1, dated 2 December 2013. (Orange Mining Division).

(T13-1202)

No. 4941, JODAMA PTY LTD (ACN 095 440 547), area of 12 units, for Group 1, dated 3 December 2013. (Broken Hill Mining Division).

(T13-1204)

No. 4942, EAGLEHAWK GEOLOGICAL CONSULTING PTY LTD (ACN 061 324 454), area of 24 units, for Group 1, dated 2 December 2013. (Broken Hill 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

(05-0218)

No. 2537, now Exploration Licence No. 8203, AUZEX EXPLORATION LIMITED (ACN 153 608 596), County of Gough, Map Sheet (9238), area of 3 units, for Group 1, dated 18 November 2013, for a term until 18 November 2016. As a result of the grant of this title, Exploration Licence No. 6333 has partly ceased to have effect.

(T08-0065)

No. 3464, now Exploration Licence No. 8203, AUZEX EXPLORATION LIMITED (ACN 153 608 596), County of Gough, Map Sheet (9238), area of 3 units, for Group 2, dated 18 November 2013, for a term until 18 November 2016. As a result of the grant of this title, Exploration Licence No. 6333 has partly ceased to have effect.

(T12-1263)

No. 4707, now Exploration Licence No. 8201, PEEL MINING LIMITED (ACN 119 343 734), County of Blaxland, Map Sheet (8032, 8132), area of 118 units, for Group 1, dated 6 November 2013, for a term until 6 November 2016.

(T13-1055)

No. 4795, now Exploration Licence No. 8201, PEEL MINING LIMITED (ACN 119 343 734), County of Blaxland, Map Sheet (8032, 8132), area of 118 units, for Group 1, dated 6 November 2013, for a term until 6 November 2016.

(T13-1087)

No. 4827, now Exploration Licence No. 8193, AUSTRALIAN ZIRCONIA LTD (ACN 091 489 511), County of Gordon, Map Sheet (8632, 8633), area of 8 units, for Group 1, dated 31 October 2013, for a term until 31 October 2015.

(T13-1088)

No. 4828, now Exploration Licence No. 8202, OCHRE RESOURCES PTY LTD (ACN 112 833 351), Counties of Flinders and Mouramba, Map Sheet (8133, 8134), area of 100 units, for Group 1, dated 6 November 2013, for a term until 6 November 2015.

(T13-1116)

No. 4854, now Exploration Licence No. 8185, PERILYA BROKEN HILL LIMITED (ACN 099 761 289), County of Yancowinna, Map Sheet (7134), area of 8 units, for Group 1, dated 24 October 2013, for a term until 24 October 2016.

(T13-1127)

No. 4865, now Exploration Licence No. 8204, COBAR OPERATIONS PTY LTD (ACN 103 555 853), County of Yanda, Map Sheet (7935, 8035), area of 11 units, for Group 1, dated 21 November 2013, for a term until 21 November 2016.

(T13-1134)

No. 4872, now Exploration Licence No. 8209, NSW MINERAL (AUSTRALIA) PTY LTD (ACN 163 748 696), County of Harden, Map Sheet (8528), area of 100 units, for Group 1, dated 26 November 2013, for a term until 26 November 2015.

(T13-1135)

No. 4873, now Exploration Licence No. 8208, NSW MINERAL (AUSTRALIA) PTY LTD (ACN 163 748 696), Counties of Buccleuch and Harden, Map Sheet (8528), area of 100 units, for Group 1, dated 26 November 2013, for a term until 26 November 2015.

(T13-1136)

No. 4874, now Exploration Licence No. 8207, NSW MINERAL (AUSTRALIA) PTY LTD (ACN 163 748 696), Counties of Buccleuch and Harden, Map Sheet (8527, 8528), area of 100 units, for Group 1, dated 26 November 2013, for a term until 26 November 2015.

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

NOTICE is given that the following applications have been withdrawn:

EXPLORATION LICENCE APPLICATIONS

(T12-1257)

No. 4702, LATIMORE LIME QUARRY PTY LTD (ACN 096 346 735), County of Macquarie, Map Sheet (9334). Withdrawal took effect on 25 November 2013.

(T13-1140)

No. 4878, THARSIS MINING PTY LTD (ACN 135 552 742), County of Evelyn, Map Sheet (7238). Withdrawal took effect on 2 December 2013.

MINING LEASE APPLICATION

(T02-0089)

Wagga Wagga No. 211, CHEETHAM SALT LIMITED (ACN 006 926 487), Parish of Jimaringle, County of Wakool (7727-3-N, 7727-3-S). Withdrawal took effect on 25 November 2013.

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

NOTICE is given that the following application has been received:

REQUEST FOR CANCELLATION OF AUTHORITY

(T10-0117)

Exploration Licence No. 7606, EMX EXPLORATION PTY LTD (ACN 139 612 427), Counties of Yantara and Mootwingee, area of 49 units.

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

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

(09-7554)

Exploration Licence No. 4459, CENTRAL WEST GOLD NL (ACN 003 078 591), area of 1 units. Application for renewal received 2 December 2013.

(12-0699)

Exploration Licence No. 6167, PERILYA BROKEN HILL LIMITED (ACN 099 761 289), area of 1 units. Application for renewal received 3 December 2013.

(06-4114)

Exploration Licence No. 6671, 3E STEEL PTY LIMITED (ACN 140 046 939), area of 24 units. Application for renewal received 29 November 2013.

(06-4160)

Exploration Licence No. 6706, EASTERN IRON LIMITED (ACN 126 678 037) and PLATSEARCH NL (ACN 003 254 395), area of 96 units. Application for renewal received 29 November 2013.

(06-4116)

Exploration Licence No. 6710, 3E STEEL PTY LIMITED (ACN 140 046 939), area of 35 units. Application for renewal received 29 November 2013.

(07-0334)

Exploration Licence No. 6952, 3E STEEL PTY LIMITED (ACN 140 046 939), area of 32 units. Application for renewal received 29 November 2013.

(07-0335)

Exploration Licence No. 6953, 3E STEEL PTY LIMITED (ACN 140 046 939), area of 32 units. Application for renewal received 29 November 2013.

(07-0336)

Exploration Licence No. 6954, PLATSEARCH NL (ACN 003 254 395) and EASTERN IRON LIMITED (ACN 126 678 037), area of 50 units. Application for renewal received 29 November 2013.

(07-0329)

Exploration Licence No. 6955, ISABELLA MINERALS PTY LTD (ACN 125 035 841), area of 6 units. Application for renewal received 27 November 2013.

(07-0337)

Exploration Licence No. 6956, PLATSEARCH NL (ACN 003 254 395) and EASTERN IRON LIMITED (ACN 126 678 037), area of 76 units. Application for renewal received 29 November 2013.

(07-0338)

Exploration Licence No. 6957, 3E STEEL PTY LIMITED (ACN 140 046 939), area of 36 units. Application for renewal received 29 November 2013.

(07-0339)

Exploration Licence No. 6958, 3E STEEL PTY LIMITED (ACN 140 046 939), area of 32 units. Application for renewal received 29 November 2013.

(07-0340)

Exploration Licence No. 6959, 3E STEEL PTY LIMITED (ACN 140 046 939), area of 24 units. Application for renewal received 29 November 2013.

(07-0341)

Exploration Licence No. 6960, 3E STEEL PTY LIMITED (ACN 140 046 939), area of 71 units. Application for renewal received 29 November 2013.

(07-0342)

Exploration Licence No. 6961, 3E STEEL PTY LIMITED (ACN 140 046 939), area of 44 units. Application for renewal received 29 November 2013.

(07-0343)

Exploration Licence No. 6962, 3E STEEL PTY LIMITED (ACN 140 046 939), area of 26 units. Application for renewal received 29 November 2013.

(07-0354)

Exploration Licence No. 6976, EAGLEHAWK GEOLOGICAL CONSULTING PTY LTD (ACN 061 324 454), area of 34 units. Application for renewal received 2 December 2013.

(T11-0248)

Exploration Licence No. 7875, P W ENGLISH AND ASSOCIATES PTY LTD (ACN 002 052 913), area of 3 units. Application for renewal received 2 December 2013.

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

RENEWAL OF CERTAIN AUTHORITIES

NOTICE is given that the following authorities have been renewed:

(12-4370)

Authorisation No. 449, DIRECTOR GENERAL NSW DEPARTMENT OF TIRIS ON BEHALF OF THE CROWN, County of Phillip, Map Sheet (8833), area of 1360 hectares, for a further term until 28 November 2017. Renewal effective on and from 11 November 2013.

(C02-0102)

Exploration Licence No. 5883, CALLAGHANS CREEK HOLDINGS PTY LTD (ACN 081 346 652), County of Northumberland, Map Sheet (9232), area of 300 hectares, for a further term until 4 April 2014. Renewal effective on and from 30 October 2013.

(T10-0102)

Exploration Licence No. 7619, OXLEY EXPLORATION PTY LTD (ACN 137 511 141), County of Flinders, Map Sheet (8234), area of 20 units, for a further term until 10 September 2015. Renewal effective on and from 26 November 2013.

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

REFUSAL OF APPLICATION FOR RENEWAL

NOTICE is given that the application for renewal in respect of the following authority has been refused:

(11-4850)

Exploration Licence No. 6883, PEEL MINING LIMITED (ACN 119 343 734), County of Inglis, Map Sheet (9036), area of 9 units. The authority ceased to have effect on 29 November 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:

(T12-1127)

Exploration Licence No. 7996, PMR4 PTY LTD (ACN 158 330 404), County of Drake, County of Fitzroy and County of Gresham, Map Sheet (9338, 9339, 9438, 9439), area of 100 units. Cancellation took effect on 26 November 2013.

(T12-1131)

Exploration Licence No. 7997, PMR5 PTY LTD (ACN 158 330 379), County of Darling, County of Inglis and County of Parry, Map Sheet (9035, 9036, 9135, 9136), area of 100 units. Cancellation took effect on 26 November 2013.

(T12-1199)

Exploration Licence No. 8067, IRGS NORTHERN GOLD PTY LTD (ACN 149 177 999), County of Parry and County of Vernon, Map Sheet (9135), area of 100 units. Cancellation took effect on 26 November 2013.

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

TRANSFERS

(T02-0438)

Exploration Licence No. 6258, formerly held by TEMPLAR RESOURCES PTY LTD (ACN 085 644 944) has been transferred to STANNUM PTY LTD (ACN 121 771 695). The transfer was registered on 26 November 2013.

(10-8005)

Exploration Licence No. 6671, formerly held by EASTERN IRON LIMITED (ACN 126 678 037) has been transferred to 3E STEEL PTY LIMITED (ACN 140 046 939). The transfer was registered on 24 October 2013.

(10-8005)

Exploration Licence No. 6672, formerly held by EASTERN IRON LIMITED (ACN 126 678 037) has been transferred to 3E STEEL PTY LIMITED (ACN 140 046 939). The transfer was registered on 24 October 2013.

(10-8005)

Exploration Licence No. 6710, formerly held by EASTERN IRON LIMITED (ACN 126 678 037) has been transferred to 3E STEEL PTY LIMITED (ACN 140 046 939). The transfer was registered on 24 October 2013.

(10-8005)

Exploration Licence No. 6952, formerly held by EASTERN IRON LIMITED (ACN 126 678 037) has been transferred to 3E STEEL PTY LIMITED (ACN 140 046 939). The transfer was registered on 24 October 2013.

(10-8005)

Exploration Licence No. 6953, formerly held by EASTERN IRON LIMITED (ACN 126 678 037) has been transferred to 3E STEEL PTY LIMITED (ACN 140 046 939). The transfer was registered on 24 October 2013.

(10-8005)

Exploration Licence No. 6957, formerly held by EASTERN IRON LIMITED (ACN 126 678 037) has been transferred to 3E STEEL PTY LIMITED (ACN 140 046 939). The transfer was registered on 24 October 2013.

(10-8005)

Exploration Licence No. 6958, formerly held by EASTERN IRON LIMITED (ACN 126 678 037) has been transferred to 3E STEEL PTY LIMITED (ACN 140 046 939). The transfer was registered on 24 October 2013.

(10-8005)

Exploration Licence No. 6959, formerly held by EASTERN IRON LIMITED (ACN 126 678 037) has been transferred to 3E STEEL PTY LIMITED (ACN 140 046 939). The transfer was registered on 24 October 2013.

(10-8005)

Exploration Licence No. 6960, formerly held by EASTERN IRON LIMITED (ACN 126 678 037) has been transferred to 3E STEEL PTY LIMITED (ACN 140 046 939). The transfer was registered on 24 October 2013.

(10-8005)

Exploration Licence No. 6961, formerly held by EASTERN IRON LIMITED (ACN 126 678 037) has been transferred to 3E STEEL PTY LIMITED (ACN 140 046 939). The transfer was registered on 24 October 2013.

(10-8005)

Exploration Licence No. 6962, formerly held by EASTERN IRON LIMITED (ACN 126 678 037) has been transferred to 3E STEEL PTY LIMITED (ACN 140 046 939). The transfer was registered on 24 October 2013.

(T09-0076)

Exploration Licence No. 7491, formerly held by MICKSTURE PTY LTD (ACN 113 676 270) has been transferred to SUGEC RESOURCES LIMITED (ACN 162 033 098). The transfer was registered on 27 November 2013.

(T13-1039)

Exploration Licence No. 8127, formerly held by IRGS SOUTHERN GOLD PTY LTD (ACN 149 179 920) has been transferred to GOSSAN HILL GOLD LIMITED (ACN 147 329 833). The transfer was registered on 25 November 2013.

(T01-0368)

Mining Purposes Lease No. 269 (Act 1973), formerly held by Jeremy Roderick LOMAX has been transferred to ARC RIGHT PTY LTD (ACN 088 536 618). The transfer was registered on 22 November 2013.

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

PRIMARY INDUSTRIES**FISHERIES MANAGEMENT ACT 1994**

Notification under Sections 8 and 11

Fishing Closure Revocation

Pacific Oyster Control

I, GEOFF ALLAN, Executive Director Fisheries NSW, with the delegated authority of the Minister for Primary Industries and the Director-General of the Department of Trade and Investment, Regional Infrastructure and Services pursuant to section 227 and 228 of the Fisheries Management Act 1994 (“the Act”) and pursuant to sections 8 and 11 of the Act, do by this notification revoke the fishing closure notification titled “Notification under section 8 – Fishing closure Pacific Oyster Control” signed by me on 29 November 2013 and published in *NSW Government Gazette* 163 on 29 November 2013 at pages 5621-5625 (inclusive).

This notification takes effect on publication in the Gazette.

Dated this 3rd day of December 2013.

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

LANDS

DUBBO CROWN LANDS OFFICE

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

Phone: (02) 6883 3300

Fax: (02) 6884 2067

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: Mudgee. Local Government Area: Mid-Western Regional Council. Locality: Botobolar. Reserve No.: 94413. Public Purpose: Future public requirements. Notified: 13 March 1981. File No.: DB81 H 494.	The whole being Lot 40, DP No. 755416, Parish Botobolar, County Phillip and Lot 196, DP No. 755416, Parish Botobolar, County Phillip, of an area of 79.93 hectares.
Note: Purchase of Special Leases 76854 and 76834 by James Michael LYNCH.	

NOTICE OF PURPOSE OTHER THAN THE DECLARED PURPOSE PURSUANT TO SECTION 34A(2) OF THE CROWN LANDS ACT 1989

PURSUANT to section 34A(2)(b) of the Crown Lands Act 1989, the Crown reserve with the declared public purpose specified in Column 2 of the Schedules, is to be used or occupied for a purpose other than the declared purpose specified in Column 1 of the Schedules.

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

SCHEDULE 1

<i>Column 1</i>	<i>Column 2</i>
Grazing (Relevant Interest - S34A Licence - RI 509428).	Reserve No.: 75694. Public Purpose: Future public requirements. Notified: 13 March 1953. File No.: 13/03702.

SCHEDULE 2

<i>Column 1</i>	<i>Column 2</i>
Grazing (Relevant Interest - S34A Licence - RI 514213).	Reserve No.: 86126. Public Purpose: Resting place. Notified: 23 December 1966. File No.: 13/09378.

SCHEDULE 3

<i>Column 1</i>	<i>Column 2</i>
Pump and Pipeline (Relevant Interest - Section 34A Licence - RI 506339).	Reserve No.: 91470. Public Purpose: Public recreation. Notified: 22 June 1979. File No.: 12/06862.

SCHEDULE 4

<i>Column 1</i>	<i>Column 2</i>
Grazing (Relevant Interest - S34A Licence - RI 514212). File No.: 13/09377.	Reserve No.: 120006. Public Purpose: Future public requirements. Notified: 13 June 1986.
Grazing (Relevant Interest - S34 Licence - RI 514213). File No.13/09378.	

SCHEDULE 5

<i>Column 1</i>	<i>Column 2</i>
Grazing (Relevant Interest - S34A Licence - 517560).	Reserve No.: 753439. Public Purpose: Future public requirements. Notified: 29 June 2007. File No.: 13/11674.

SCHEDULE 6

<i>Column 1</i>	<i>Column 2</i>
Grazing (Relevant Interest - S34A Licence - RI 514212).	Reserve No.: 754289. Public Purpose: Future public requirements. Notified: 29 June 2007. File No.: 13/09377.

SCHEDULE 7

<i>Column 1</i>	<i>Column 2</i>
Pump and Pipeline (Relevant Interest - Section 34A Licence - RI 506339).	Reserve No.: 56146. Public Purpose: Generally. Notified: 11 May 1923. File No.: 12/06862.

SCHEDULE 8

<i>Column 1</i>	<i>Column 2</i>
Pump and Pipeline (Relevant Interest - Section 34A Licence - RI 506339).	Reserve No.: 1011268. Public Purpose: Future public requirements. Notified: 3 February 2006. File No.: 12/06862.

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

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

ANDREW STONER, M.P.,

Minister for Regional Infrastructure and Services

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Land District: Gunning.	Reserve No.: 35398.
Local Government Area:	Public Purpose: Public recreation.
Upper Lachlan Shire Council.	Notified: 6 December 1902.
Locality: Jerrawa.	Lot 64, DP No. 754122,
Lot 255, DP No. 754122,	Parish Jerrawa,
Parish Jerrawa,	County King.
County King.	New Area: 4.687 hectares.
Lot 254, DP No. 754122,	
Parish Jerrawa, County King.	
Lot 256, DP No. 754122,	
Parish Jerrawa, County King.	
Lot 257, DP No. 754122,	
Parish Jerrawa, County King.	
Lot 258, DP No. 754122,	
Parish Jerrawa, County King.	
Lot 259, DP No. 754122,	
Parish Jerrawa, County King.	
Area: 6396 square metres.	
File No.: GB80 R 280.	

**NOTICE OF PURPOSE OTHER THAN THE
DECLARED PURPOSE PURSUANT TO SECTION
34A(2) OF THE CROWN LANDS ACT 1989**

PURSUANT to section 34A(2)(b) of the Crown Lands Act 1989, the Crown reserve with the declared public purpose specified in Column 2 of the Schedule, is to be used or occupied for a purpose other than the declared purpose specified in Column 1 of the Schedule.

ANDREW STONER, M.P.,

Minister for Regional Infrastructure and Services

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Environmental Protection and Sustainable Grazing (Relevant Interest - S34A Licence – 517864).	Reserve No.: 72423.
	Public Purpose: Preservation of native flora.
	Notified: 26 September 1947.
	File No.: 13/12003.

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>
Eric John GRIFFITHS (re-appointment).	Young Community Arts Centre Trust.	Reserve No.: 91145.
Brian Cecil JAMES (new member).		Public Purpose: Preservation of historical sites and buildings.
Margaret Jean HALL (re-appointment).		Notified: 2 June 1978.
Nonette BROWN (re-appointment).		File No.: 08/9469.
Kevin Robert STEMM (new member).		

Term of Office

For a term commencing 5 March 2014 and expiring 4 March 2019.

SCHEDULE 2

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Catherine Del HARRISON (re-appointment).	Araluen Recreation Reserve Trust.	Reserve No.: 81367.
David Charles HARRISON (re-appointment).		Public Purpose: Public recreation.
Derek Charles FERGUSON (re-appointment).		Notified: 30 January 1959.
Ronald Charles HARRISON (re-appointment).		File No.: GB80 R 235.
James Ernest DAWES (re-appointment).		

Term of Office

For a term commencing 19 December 2013 and expiring 18 December 2018.

SCHEDULE 3

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
John Robert HINDMARSH (re-appointment).	Gundillion Recreation Reserve Trust.	Reserve No.: 46380.
Jason Luke HINDMARSH (re-appointment).		Public Purpose: Public recreation.
Gwynyth Ruth JAGGER (re-appointment).		Notified: 8 March 1911.
Diana Mary IZZARD (re-appointment).		File No.: 08/6558.

Term of Office

For a term commencing 19 December 2013 and expiring 18 December 2018.

SCHEDULE 4

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
John Percy REYNOLDS (new member).	Goulburn City Tennis Court Reserve Trust.	Reserve No.: 74635. Public Purpose: Public recreation. Notified: 7 December 1951. File No.: 08/8133.
David RIDLAND (re-appointment).		
Susan EDLUND (new member).		
Ruth May GIBSON (re-appointment).		

Term of Office

For a term commencing the date of this notice and expiring 5 December 2018.

SCHEDULE 5

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Douglas John Greig MacCULLOCH (re-appointment).	Goulburn Rugby Park Reserve Trust.	Reserve No.: 86639. Public Purpose: Public recreation. Notified: 1 March 1968. File No.: 08/3369.
Paul Montgomery O'ROURKE (re-appointment).		
Matthew David KLEM (re-appointment).		
Gregory James HUCKER (re-appointment).		
William Cecil SOMMERVILLE (re-appointment).		

Term of Office

For a term commencing the date of this notice and expiring 5 December 2018.

SCHEDULE 6

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Thomas Keith GEGG (re-appointment).	Goulburn Golf Course Trust.	Reserve No.: 72087. Public Purpose: Public recreation. Notified: 13 December 1946. File No.: GB81 R 17.
Gail MORONEY (re-appointment).		
Peter Ross HILL (new member).		
Peter NIGHTINGALE (re-appointment).		
Bruce Trevor HARVEY (new member).		

Term of Office

For a term commencing the date of this notice and expiring 5 December 2018.

SCHEDULE 7

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Alan John CAMPBELL (new member).	Binda Recreation Reserve Trust.	Reserve No.: 48976. Public Purpose: Public recreation. Notified: 25 June 1913. File No.: GB80 R 270-003.
Russell Derek CARRUTHERS (re-appointment).		
Kathryn Louise ROBERTSON (re-appointment).		
Lucia Bernadette McDONALD (re-appointment).		

Term of Office

For a term commencing the date of this notice and expiring 5 December 2018.

GRAFTON OFFICE
49-51 Victoria Street, Grafton NSW 2460
(PO Box 2185, Dangar NSW 2309)
Phone: 1300 886 235 Fax: (02) 6642 5375

ROADS ACT 1993**ORDER**

Correction of Defective Instrument

AS per the notification of "Notification of Closing of a Road" which appeared in *New South Wales Government Gazette* dated 22 November 2013, Folio 5326, part of the description is hereby amended. Under heading of "description" the words "Parish – Bullawa, Killarney"; are deleted and replaced with "Parishes – Bullawa, Killarney and Tippereena".

File No.: ME05 H 367.

ROADS ACT 1993**ORDER**

Correction of Defective Instrument

AS per the notification of "Notification of Closing of a Road" which appeared in *New South Wales Government Gazette* dated 22 November, 2013, Folio 5326, part of the description is hereby amended. Under heading of "description" the words "Parish – Bullawa"; is deleted and replaced with "Parishes – Bullawa and Killarney".

File No.: ME05 H 367.

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 – Jardine; County – Fitzroy;
Land District – Grafton; L.G.A. – Clarence Valley

Road Closed: Lot 1, DP 1189823.

File No.: 07/3199.

Schedule

On closing, the land within Lot 1, DP 1189823 remains vested in the State of New South Wales as Crown land.

Description

Parish – Murray; County – Goulburn;
Land District – Albury; L.G.A. – Greater Hume

Road Closed: Lot 1, DP 1190083.

File No.: 12/07473.

Schedule

On closing, the land within Lot 1, DP 1190083 remains vested in the State of New South Wales as Crown land.

Description

Parishes – Looanga, Winton and Bendemeer;
County – Inglis;
Land District – Armidale; L.G.A. – Tamworth Regional

Road Closed: Lots 1-3, DP 1190377.

File No.: AE06 H 97.

Schedule

On closing, the land within Lots 1-3, DP 1190377 remains vested in the State of New South Wales as Crown land.

Description

Parish – Teven; County – Rous;
Land District – Lismore; L.G.A. – Byron

Road Closed: Lot 1, DP 1187774.

File No.: 10/03960.

Schedule

On closing, the land within Lot 1, DP 1187774 remains vested in the State of New South Wales as Crown land.

Description

Parish – Rigney; County – Clarke;
Land District – Armidale; L.G.A. – Guyra

Road Closed: Lot 1, DP 1188120.

File No.: AE06 H 118.

Schedule

On closing, the land within Lot 1, DP 1188120 remains vested in the State of New South Wales as Crown land.

Description

Parish – Talmalmo; County – Goulburn;
Land District – Albury; L.G.A. – Greater Hume

Road Closed: Lots 1-2, DP 1190381.

File No.: WA06 H 232.

Schedule

On closing, the land within Lots 1-2, DP 1190381 remains vested in the State of New South Wales as Crown land.

Description

Parish – Talmalmo; County – Goulburn;
Land District – Albury; L.G.A. – Greater Hume

Road Closed: Lot 3, DP 1190380.

File No.: WA06 H 232.

Schedule

On closing, the land within Lot 3, DP 1190380 remains vested in the State of New South Wales as Crown land.

Description

*Parish – Paleroo; County – Murchison;
Land District – Bingara; L.G.A. – Gwydir*

Road Closed: Lot 1, DP 1190606.

File No.: 07/5969.

Schedule

On closing, the land within Lot 1, DP 1190606 remains vested in the State of New South Wales as Crown land.

Description

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

Road Closed: Lot 2, DP 1190805.

File No.: GF05 H 132.

Schedule

On closing, the land within Lot 2, DP 1190805 remains vested in the State of New South Wales as Crown land.

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>
Robyn Margaret MAMET (new member).	Collins Creek Public Hall Reserve Trust.	Reserve No.: 56015. Public Purpose: Public hall. Notified: 2 March 1923. File No.: GF81 R 326.

Term of Office

For a term commencing the date of this notice and expiring 15 November 2017.

**NOTICE OF PURPOSE OTHER THAN THE
DECLARED PURPOSE PURSUANT TO SECTION
34A(2) OF THE CROWN LANDS ACT 1989**

PURSUANT to section 34A(2)(b) of the Crown Lands Act 1989, the Crown reserve with the declared public purpose specified in Column 2 of the Schedule, is to be used or occupied for a purpose other than the declared purpose specified in Column 1 of the Schedule.

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

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Access (Relevant Interest - Section 34A Licence - RI 514195).	Reserve No.: 53248. Public Purpose: Refuge in time of flood. Notified: 4 April 1919. File No.: 13/09407.

GRIFFITH OFFICE
2nd Floor, Griffith City Plaza,
120–130 Banna Avenue (PO Box 1030), Griffith NSW 2680
Phone: (02) 6960 3600 Fax: (02) 6962 5670

**NOTICE OF PURPOSE OTHER THAN THE
DECLARED PURPOSE PURSUANT TO SECTION
34A(2) OF THE CROWN LANDS ACT 1989**

PURSUANT to section 34A(2)(b) of the Crown Lands Act 1989, the Crown reserve with the declared public purpose specified in Column 2 of the Schedule, is to be used or occupied for a purpose other than the declared purpose specified in Column 1 of the Schedule.

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

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Environmental Protection and Sustainable Grazing (Relevant Interest - Section 34A Licence - RI 515268).	Reserve No.: 1031648. Public Purpose: Environmental protection and public recreation. Notified: 4 March 2011. File No.: 13/10009.

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

**NOTICE OF PURPOSE OTHER THAN THE
DECLARED PURPOSE PURSUANT TO SECTION
34A(2) OF THE CROWN LANDS ACT 1989**

PURSUANT to section 34A(2)(b) of the Crown Lands Act 1989, the Crown reserve with the declared public purpose specified in Column 2 of the Schedules, is to be used or occupied for a purpose other than the declared purpose specified in Column 1 of the Schedules.

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

SCHEDULE 1

<i>Column 1</i>	<i>Column 2</i>
Pontoon and Walkway (Relevant Interest - Section 34A Licence - RI 518007).	Reserve No.: 56146. Public Purpose: Generally. Notified: 11 May 1923. File No.: 13/11978.

SCHEDULE 2

<i>Column 1</i>	<i>Column 2</i>
Pontoon and Walkway (Relevant Interest - Section 34A Licence - RI 518007).	Reserve No.: 1011268. Public Purpose: Future public requirements. Notified: 3 February 2006. File No.: 13/11978.

MAITLAND OFFICE
141 Newcastle Road, East Maitland NSW 2323
(PO Box 2215, Dangar NSW 2309)
Phone: (02) 1300 886 235 Fax: (02) 4934 2252

DECLARATION OF LAND TO BE CROWN LAND

PURSUANT to section 138 of the Crown Lands Act 1989, the land described in the Schedule hereunder, is declared to be Crown land within the meaning of that Act.

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

SCHEDULE

Parish – Scone; County – Brisbane;
Land District – Scone;
Local Government Area – Upper Hunter

Lot 1, DP 1151004 having an area of approximately 72 square metres, also being the land in Folio Identifier 1/1151004 held in the name of The State of New South Wales.

File No.: MD88 R 4.

ADDITION TO RESERVED CROWN LAND

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

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

SCHEDULE

Column 1

Land District: Scone.
L.G.A.: Upper Hunter Shire Council.
Locality: Scone.
Lot 1, DP No. 1151004,
Parish Scone,
County Brisbane.
Area: 72 square metres.
File No.: MD88 R 4.

Column 2

Reserve No.: 85155.
Public Purpose: Museum.
Notified: 22 January 1965.
Lot 94, DP No. 39640,
Parish Scone,
County Brisbane.
Lot 7011, DP No. 96892,
Parish Scone,
County Brisbane.
New Area: 6431 square metres.

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

**NOTICE OF PURPOSE OTHER THAN THE
DECLARED PURPOSE PURSUANT TO SECTION
34A(2) OF THE CROWN LANDS ACT 1989**

PURSUANT to section 34A(2)(b) of the Crown Lands Act 1989, the Crown reserve with the declared public purpose specified in Column 2 of the Schedules, is to be used or occupied for a purpose other than the declared purpose specified in Column 1 of the Schedules.

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

SCHEDULE 1

<i>Column 1</i>	<i>Column 2</i>
Access (Relevant Interest - S34A Licence - RI520969).	Reserve No.: 86047.
Grazing (Relevant Interest - S34A Licence - RI520969).	Public Purpose: Future public requirements.
	Notified: 4 November 1966.
	File No.: 13/13041.

SCHEDULE 2

<i>Column 1</i>	<i>Column 2</i>
Grazing (Relevant Interest - Section 34A Licence - RI 519361).	Reserve No.: 753958.
	Public Purpose: Future public requirements.
	Notified: 29 June 2007.
	File No.: 13/13990.

NEWCASTLE OFFICE
437 Hunter Street, Newcastle NSW 2300
(PO Box 2215, Dangar NSW 2309)
Phone: (02) 1300 886 235 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

*Parishes – Medway and Narran; County – Lincoln;
Land District – Dubbo; L.G.A. – Wellington*

Road Closed: Lots 1-2, DP 1182041.

File No.: 12/04364.

Schedule

On closing, the land within Lots 1-2, DP 1182041 remains vested in the State of New South Wales as Crown land.

Description

*Parish – Warratra; County – Wellington;
Land District – Dubbo; L.G.A. – Mid-Western Regional*

Road Closed: Lot 5, DP 1181778.

File No.: 10/17229.

Schedule

On closing, the land within Lot 5, DP 1181778 remains vested in the State of New South Wales as Crown land.

Description

*Parish – Hargraves; County – Wellington;
Land District – Mudgee; L.G.A. – Mid-Western Regional*

Road Closed: Lot 1, DP 1189450.

File No.: 12/08124.

Schedule

On closing, the land within Lot 1, DP 1189450 remains vested in the State of New South Wales as Crown land.

Description

*Parish – Mundarlo; County – Wynyard;
Land District – Gundagai; L.G.A. – Gundagai*

Road Closed: Lot 1, DP 1189552.

File No.: 13/10952.

Schedule

On closing, the land within Lot 1, DP 1189552 remains vested in the State of New South Wales as Crown land.

Description

*Parish – Willoughby; County – Cumberland;
Land District – Metropolitan; L.G.A. – Wingecarribee*

Road Closed: Lot 1, DP 1191604.

File No.: 11/07378 : BA.

Schedule

On closing, the land within Lot 1, DP 1191604 remains vested in the State of New South Wales as Crown land.

Description

*Parish – Wangamong; County – Denison;
Land District – Corowa; L.G.A. – Corowa*

Road Closed: Lot 3, DP 1189562.

File No.: WA05 H 182.

Schedule

On closing, the land within Lot 3, DP 1189562 remains vested in the State of New South Wales as Crown land.

Description

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

Road Closed: Lot 4, DP 1175553.

File No.: 11/00334.

Schedule

On closing, the land within Lot 4, DP 1175553 remains vested in the State of New South Wales as Crown land.

Description

*Parish – Tanilogo; County – Kennedy;
Land District – Parkes; L.G.A. – Parkes*

Road Closed: Lot 4, DP 1186213.

File No.: 12/06340.

Schedule

On closing, the land within Lot 4, DP 1186213 remains vested in the State of New South Wales as Crown land.

Description

*Parish – Geurie; County – Lincoln;
Land District – Dubbo; L.G.A. – Wellington*

Road Closed: Lot 2, DP 1189335.

File No.: 13/00255.

Schedule

On closing, the land within Lot 2, DP 1189335 remains vested in the State of New South Wales as Crown land.

Description

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

Road Closed: Lot 1, DP 1178449 (subject to easement/
right of carriageway created by Deposited Plan 1178449).

File No.: 10/00402 : BA.

Schedule

On closing, the land within Lot 1, DP 1178449 remains
vested in the State of New South Wales as Crown land.

Description

*Parish – Dalton; County – King;
Land District – Gunning; L.G.A. – Upper Lachlan Shire*

Road Closed: Lot 2, DP 1190856.

File No.: 10/05199 : BA.

Schedule

On closing, the land within Lot 2, DP 1190856 remains
vested in the State of New South Wales as Crown land.

Description

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

Road Closed: Lot 4, DP 1190604 (subject to easement/
right of carriageway created by Deposited Plan 1190604).

File No.: 10/10030 : BA.

Schedule

On closing, the land within Lot 4, DP 1190604 remains
vested in the State of New South Wales as Crown land.

Description

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

Road Closed: Lot 1, DP 1190604 (subject to easement/
right of carriageway created by Deposited Plan 1190604).

File No.: 13/04138 : BA.

Schedule

On closing, the land within Lot 1, DP 1190604 remains
vested in the State of New South Wales as Crown land.

Description

*Parish – Bulga; County – Hunter;
Land District – Singleton; L.G.A. – Singleton*

Road Closed: Lot 1, DP 1189487.

File No.: 08/2667.

Schedule

On closing, the land within Lot 1, DP 1189487 remains
vested in the State of New South Wales as Crown land.

Description

*Parish – Walberton; County – Roxburgh;
Land District – Bathurst; L.G.A. – Mid-Western Regional*

Road Closed: Lots 1-3, DP 1184093.

File No.: 12/05471.

Schedule

On closing, the land within Lots 1-3, DP 1184093 remains
vested in the State of New South Wales as Crown land.

Description

*Parish – Warrangunia; County – Roxburgh;
Land District – Rylstone; L.G.A. – Mid-Western Regional*

Road Closed: Lot 1, DP 1189496.

File No.: CL/00751.

Schedule

On closing, the land within Lot 1, DP 1189496 remains
vested in the State of New South Wales as Crown land.

Description

*Parishes – Apsley and Bathurst; County – Bathurst;
Land District – Bathurst; L.G.A. – Bathurst Regional*

Road Closed: Lot 1, DP 1190882.

File No.: CL/00162.

Schedule

On closing, the land within Lot 1, DP 1190882 remains
vested in the State of New South Wales as Crown land.

Description

*Parish – Windeyer; County – Wellington;
Land District – Mudgee; L.G.A. – Mid-Western Regional*

Road Closed: Lot 1, DP 1181771.

File No.: 11/05470.

Schedule

On closing, the land within Lot 1, DP 1181771 remains
vested in the State of New South Wales as Crown land.

Description

*Parish – Mount Pleasant; County – Bathurst;
Land District – Bathurst; L.G.A. – Bathurst Regional*

Road Closed: Lot 1, DP 1190697.

File No.: CL/00767.

Schedule

On closing, the land within Lot 1, DP 1190697 remains
vested in the State of New South Wales as Crown land.

Description

*Parish – Petersham; County – Cumberland;
Land District – Metropolitan; L.G.A. – Sydney*

Road Closed: Lot 1, DP 1190838 subject to easements for
maintenance and to permit encroaching structures to remain,
created by Deposited Plan DP 1190838.

File No.: 12/03054.

Schedule

On closing, the land within Lot 1, DP 1190838 remains
vested in City of Sydney Council as operational land for the
purposes of the Local Government Act 1993.

Council Reference: S074069.

Description

*Parish – Hearne; County – Roxburgh;
Land District – Rylstone; L.G.A. – Mid-Western Regional*

Road Closed: Lot 1, DP 1189499 (subject to a right of carriageway created by Deposited Plan DP 1189499).

File No.: CL/00870.

Schedule

On closing, the land within Lot 1, DP 1189499 remains vested in the State of New South Wales as Crown land.

Description

*Parish – Sutton Forest; County – Camden;
Land District – Moss Vale; L.G.A. – Wingecarribee*

Road Closed: Lot 2, DP 1190860.

File No.: 13/11220 : BA.

Schedule

On closing, the land within Lot 2, DP 1190860 remains vested in the State of New South Wales as Crown land.

Description

*Parishes – Tubbul and Weedallion; County – Bland;
Land District – Young; L.G.A. – Young*

Road Closed: Lot 1, DP 1188365.

File No.: GB06 H 451 : BA.

Schedule

On closing, the land within Lot 1, DP 1188365 remains vested in the State of New South Wales as Crown land.

Description

*Parishes – Tonderburine and Youlbung; County – Gowen;
Land District – Coonamble; L.G.A. – Gilgandra*

Road Closed: Lot 1, DP 1181784.

File No.: 11/03305.

Schedule

On closing, the land within Lot 1, DP 1181784 remains vested in the State of New South Wales as Crown land.

RESERVATION OF CROWN LAND

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

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

SCHEDULE

Column 1

Land District: Metropolitan.
Local Government Area:
Willoughby City Council.
Locality: Gore Hill.
Lot 1, DP No. 1191604,
Parish Willoughby,
County Cumberland.
Area: About 7381 square
metres.
File No.: 13/15717.

Column 2

Reserve No.: 1037968.
Public Purpose: Cemetery
and crematorium access.

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

Column 1

Northern Metropolitan
Cemeteries Trust.

Column 2

Reserve No.: 1037968.
Public Purpose: Cemetery
and crematorium access.
Notified: This day.
File No.: 12/04099.

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

**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>
Bega Valley Shire Council.	Wolumla Park Trust.	Reserve 55254 for public recreation, notified 24 March 1922. File No.: NA79 R 25.

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 – North Colah; County – Cumberland;
Land District – Metropolitan; L.G.A. – Hornsby*

Road Closed: Lot 1, DP 1189511 (subject to a right of carriageway created by Deposited Plan 1189511).

File No.: 09/10752.

Schedule

On closing, the land within Lot 1, DP 1189511 remains vested in the State of New South Wales as Crown land.

**NOTICE OF PURPOSE OTHER THAN THE
DECLARED PURPOSE PURSUANT TO SECTION
34A(2) OF THE CROWN LANDS ACT 1989**

PURSUANT to section 34A(2)(b) of the Crown Lands Act 1989, the Crown reserve with the declared public purpose specified in Column 2 of the Schedules, is to be used or occupied for a purpose other than the declared purpose specified in Column 1 of the Schedules.

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

SCHEDULE 1

<i>Column 1</i>	<i>Column 2</i>
Deck; Jetty; Mooring Piles; Restaurant and Wet Area (Relevant Interest - Section 34A Licence - RI 514537).	Reserve No.: 85364. Public Purpose: Access and public recreation. Notified: 18 June 1965. File No.: 13/10100.

SCHEDULE 2

<i>Column 1</i>	<i>Column 2</i>
Deck; Jetty; Mooring Piles; Restaurant and Wet Area (Relevant Interest - Section 34A Licence - RI 514537). File No.: 13/10100. Pontoon; Boatshed; Jetty; Landing Platform Walkway and Wet Area (Relevant Interest - Section 34A Licence - 514834). File No.: 13/10030.	Reserve No.: 56146. Public Purpose: Generally. Notified: 11 May 1923.

SCHEDULE 3

<i>Column 1</i>	<i>Column 2</i>
Deck; Jetty; Mooring Piles; Restaurant and Wet Area (Relevant Interest - Section 34A Licence - RI 514537). File No.: 13/10100. Pontoon; Boatshed; Jetty; Landing Platform Walkway and Wet Area (Relevant Interest - Section 34A Licence - 514834). File No.: 13/10030.	Reserve No.: 1011268. Public Purpose: Future public requirements. Notified: 3 February 2006.

SCHEDULE 4

<i>Column 1</i>	<i>Column 2</i>
Grazing (Relevant Interest - S34A Licence - RI 520784).	Reserve No.: 750211. Public Purpose: Future public requirements. Notified: 29 June 2007. File No.: 13/12849.

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

**NOTICE OF PURPOSE OTHER THAN THE
DECLARED PURPOSE PURSUANT TO SECTION
34A(2) OF THE CROWN LANDS ACT 1989**

PURSUANT to section 34A(2)(b) of the Crown Lands Act 1989, the Crown reserve with the declared public purpose specified in Column 2 of the Schedules, is to be used or occupied for a purpose other than the declared purpose specified in Column 1 of the Schedules.

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

SCHEDULE 1

<i>Column 1</i>	<i>Column 2</i>
Environmental Protection and Sustainable Grazing (Relevant Interest - Section 34A Licence - RI 517948).	Reserve No.: 81412. Public Purpose: Public recreation. Notified: 20 February 1959. File No.: 13/12005.

SCHEDULE 2

<i>Column 1</i>	<i>Column 2</i>
Environmental Protection and Sustainable Grazing (Relevant Interest - 34A Licence - RI 517948).	Reserve No.: 1014548. Public Purpose: Access and public requirements, rural services, tourism purposes and environmental and heritage conservation. Notified: 30 May 2008. File No.: 13/12005.

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

SCHEDULE 3

<i>Column 1</i>	<i>Column 2</i>
Environmental Protection and Sustainable Grazing (Relevant Interest - Section 34A Licence - RI 520153).	Reserve No.: 96939. Public Purpose: Future public requirements. Notified: 2 September 1983. File No.: 13/12612.

SCHEDULE 4

<i>Column 1</i>	<i>Column 2</i>
Environmental Protection and Sustainable Grazing (Relevant Interest - Section 34A Licence - RI 520153).	Reserve No.: 56146. Public Purpose: Generally. Notified: 11 May 1923. File No.: 13/12612.

SCHEDULE 5

<i>Column 1</i>	<i>Column 2</i>
Environmental Protection and Sustainable Grazing (Relevant Interest - Section 34A Licence - RI 520153).	Reserve No.: 1011268. Public Purpose: Future public requirements. Notified: 3 February 2006. File No.: 13/12612.

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>
Barbara Jean LANGFIELD (re-appointment). David Bruce LANGFIELD (re-appointment). Graham Charles WALLACE (re-appointment). Julie Elizabeth WHITBY (re-appointment). Lynette Margaret HARVEY (re-appointment). Mark Anthony WILLOUGHBY (new member).	Morongla Creek Showground Trust.	Reserve No.: 74010. Public Purpose: Public recreation. Notified: 5 February 1951. File No.: OE81 R 84-003.

Term of Office

For a term commencing 23 January 2014 and expiring 22 January 2019.

SCHEDULE 2

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Susan Barbara WILLOUGHBY (re-appointment). Fiona Jane JENNINGS (new member). Peter George TAYLOR (re-appointment). Ronald Edward PARK (re-appointment). Claire Brigid ENGLISH (new member). Arthur William Anthony HOGAN (re-appointment). Virginia Penelope WATT (re-appointment).	Wattamondara Recreation Reserve Trust.	Reserve No.: 84452. Public Purpose: Public recreation. Notified: 24 May 1963. File No.: OE80 R 163-004.

Term of Office

For a term commencing the date of this notice and expiring 5 December 2018.

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

**NOTICE OF PURPOSE OTHER THAN THE
DECLARED PURPOSE PURSUANT TO SECTION
34A(2) OF THE CROWN LANDS ACT 1989**

PURSUANT to section 34A(2)(b) of the Crown Lands Act 1989, the Crown reserve with the declared public purpose specified in Column 2 of the Schedule, is to be used or occupied for a purpose other than the declared purpose specified in Column 1 of the Schedule.

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

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Dam (Relevant Interest - Section 34A Licence - RI 521225). Pump and Pipeline (Relevant Interest - Section 34A Licence - RI 521225).	Reserve No.: 1002056. Public Purpose: Preservation of water supply. Notified: 29 July 1878. File No.: 13/13212.

**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>
Sutherland Shire Council.	Dolans Bay Boat Ramp Reserve (R1037948) Trust.	Reserve No.: 1037948. Public Purpose: Access. Notified: This day. File No.: 13/10960.

For a term commencing the date of this notice.

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>
Dolans Bay Boat Ramp Reserve (R1037948) Trust.	Reserve No.: 1037948. Public Purpose: Access. Notified: This day. File No.: 13/10960.

RESERVATION OF CROWN LAND

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

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

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Land District: Metropolitan. Local Government Area: Sutherland Shire Council. Locality: Dolans Bay. Lot 7358, DP No. 1190818#, Parish Sutherland, County Cumberland. Area: About 1788 square metres. File No.: 13/10956.	Reserve No.: 1037948. Public Purpose: Access.

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

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

**NOTICE OF PURPOSE OTHER THAN THE
DECLARED PURPOSE PURSUANT TO SECTION
34A(2) OF THE CROWN LANDS ACT 1989**

PURSUANT to section 34A(2)(b) of the Crown Lands Act 1989, the Crown reserve with the declared public purpose specified in Column 2 of the Schedules, is to be used or occupied for a purpose other than the declared purpose specified in Column 1 of the Schedules.

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

SCHEDULE 1

<i>Column 1</i>	<i>Column 2</i>
Pump and Pipeline; Agriculture and Grazing (Relevant Interest - Section 34A Licence - RI 519627). File No.: 13/12334.	Reserve No.: 755334. Public Purpose: Future public requirements. Notified: 29 June 2007.

SCHEDULE 2

<i>Column 1</i>	<i>Column 2</i>
Pump and Pipeline; Agriculture and Grazing (Relevant Interest - Section 34A Licence - RI 519627). File No.: 13/12334.	Reserve No.: 56146. Public Purpose: Generally. Notified: 11 May 1923.

SCHEDULE 3

<i>Column 1</i>	<i>Column 2</i>
Pump and Pipeline; Agriculture and Grazing (Relevant Interest - Section 34A Licence - RI 519627). File No.: 13/12334.	Reserve No.: 1011268. Public Purpose: Future public requirements. Notified: 3 February 2006.

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

ROADS ACT 1993

ORDER

Notification of Closing of Road

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

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

Description

Land District – Gloucester; L.G.A. – Gloucester Shire

Roads Closed: Lots 1 and 2, DP 1143188 at Stratford, Parish Avon, County Gloucester.

DPI File Reference: 09/19148.

Schedule

On closing, the land within Lots 1 and 2, DP 1143188 will remain vested in Gloucester Shire Council as operational land for the purposes of the Local Government Act 1993.

Councils Reference: 5274.7 DA2007/1573 - Wenham Cox Road.

Description

Land District – Gloucester; L.G.A. – Gloucester Shire

Roads Closed: Lot 1, DP 1185847 at Stratford, Parish Avon, County Gloucester.

DPI File Reference: 12/02501.

Schedule

On closing, the land within Lot 1, DP 1185847 will remain vested in Gloucester Shire Council as operational land for the purposes of the Local Government Act 1993.

Councils Reference: Unused road off Wenham Cox Road.

WAGGA WAGGA OFFICE**Corner Johnston and Tarcutta Streets (PO Box 60), Wagga Wagga NSW 2650****Phone: (02) 6937 2700 Fax: (02) 6921 1851****NOTICE OF PURPOSE OTHER THAN THE
DECLARED PURPOSE PURSUANT TO SECTION
34A(2) OF THE CROWN LANDS ACT 1989**

PURSUANT to section 34A(2)(b) of the Crown Lands Act 1989, the Crown reserve with the declared public purpose specified in Column 2 of the Schedule, is to be used or occupied for a purpose other than the declared purpose specified in Column 1 of the Schedule.

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

SCHEDULE*Column 1*

Environmental Protection
and Sustainable Grazing
(Relevant Interest - S34A
Licence – 520078).

Column 2

Reserve No.: 97356.
Public Purpose: Future
public requirements.
Notified: 20 July 1984.
File No.: 13/12586.

WESTERN REGION OFFICE
45 Wingewarra Street (PO Box 1840), Dubbo NSW 2830
Phone: (02) 6883 5400 Fax: (02) 6884 2067

DEDICATION OF CROWN LAND AS PUBLIC ROAD

PURSUANT to section 12 of the Roads Act 1993, the Crown land described hereunder is, from the date of publication of this notice, dedicated as public road. The public road hereby dedicated is declared not to be Crown road within the meaning of the Roads Act 1993.

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

Description

*Parishes of Bye, Waughandry and Narragon;
Counties of Cowper and Gregory;
Administrative Districts of Bourke and Brewarrina;
Shires of Bourke and Bogan*

Lot 17, DP 1173662; Lot 45, DP 1173662; Lot 46, DP 1173662 and Lot 50, DP 1173662.

Note: Affected parts of Crown Reserve 53 comprised in Lot 17, Crown Reserve 31090 comprised in Lots 45 and 46 and Crown Reserve 65481 comprised in Lot 50 are hereby revoked.

File No.: 11/11817.

GRANTING OF A WESTERN LANDS LEASE

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

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

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

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

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

*Administrative District – Brewarrina;
Shire – Brewarrina;
Parish – Teriabolah; County – Narran*

Western lands Lease 15195 was granted to James Clive GREEN and Victoria Campbell GREEN, comprising Lot 3820, DP 766263 (Folio Identifier 3820/766263 of 261.4 hectares at Goodooga, for the purpose of Grazing for a term of 40 years commencing on 1 July 2013 and expiring on 30 June 2053.

Papers: 13/09856.

CONDITIONS AND RESERVATIONS ATTACHED TO WESTERN LANDS LEASE 15195

1. In the conditions annexed to the lease, the expression "the Minister" means the Minister administering the Western Lands Act 1901, and any power, authority,

duty or function conferred or imposed upon the Minister by or under those conditions may be exercised or performed either by the Minister or by such officers of the Department of Trade and Investment as the Minister may from time to time approve.

2. In these conditions and reservations the expression "the Commissioner" means the Commissioner charged with the administration of Western Lands Act 1901 in accordance with Section 4(2) of Western Lands Act 1901.
 - (a) For the purposes of this clause the term Lessor shall include Her Majesty the Queen Her Heirs and Successors the Minister and the agents servants employees and contractors of the Lessor Her Majesty Her Majesty's Heirs and Successors and the Minister.
 - (b) The lessee covenants with the Lessor to indemnify and keep indemnified the Lessor from and against all claims for injury loss or damage suffered by any person or body using or being in or upon the Premises or any adjoining land or premises of the Lessor arising out of the Holder's use of the Premises and against all liabilities for costs charges and expenses incurred by the Lessor in respect of the claim of any such person or body except to the extent that any such claims and demands arise wholly from any negligence or wilful act or omission on the part of the Lessor.
 - (c) The indemnity contained in this clause applies notwithstanding that this Lease authorised or required the lessee to undertake or perform the activity giving rise to any claim for injury loss or damage.
 - (d) The lessee expressly agrees that the obligations of the Holder under this clause shall continue after the expiration or sooner determination of this Lease in respect of any act deed matter or thing occurring before such expiration or determination.
3. These conditions are in addition to any other conditions imposed by the Commissioner for the land referred to in these conditions.
4. The rent of the lease shall be assessed in accordance with Part 6 of Western Lands Act 1901.
5. The rent shall be due and payable annually in advance on 1 July in each year.
 - (a) "GST" means any tax on goods and/or services, including any value-added tax, broad-based consumption tax or other similar tax introduced in Australia.
"GST law" includes any Act, order, ruling or regulation, which imposes or otherwise deals with the administration or imposition of a GST in Australia.
 - (b) Notwithstanding any other provision of this Agreement:
 - (i) If a GST applies to any supply made by either party under or in connection with this Agreement, the consideration provided or to be provided for that supply will be increased by an amount equal to the GST liability properly incurred by the party making the supply.

- (ii) If the imposition of a GST or any subsequent change in the GST law is accompanied by or undertaken in connection with the abolition of or reduction in any existing taxes, duties or statutory charges (in this clause "taxes"), the consideration payable by the recipient of the supply made under this Agreement will be reduced by the actual costs of the party making the supply that are reduced directly or indirectly as a consequence of the abolition of or reduction in taxes.
6. The lessee must pay all rates and taxes assessed on or in respect of the land leased during the currency of the lease.
 7. The lessee must hold and use the land leased bona fide for the lessee's own exclusive benefit and shall not transfer, convey or assign the land or any portion thereof without having first obtained the written consent of the Minister.
 8. The lessee must not enter into a sublease of the land leased unless the sublease specifies the purpose for which the land may be used under the sublease, and it is a purpose which is consistent with the purpose for which the land may be used under this lease.
 9. If the lessee enters into a sublease of the land leased, the lessee must notify the Commissioner of the granting of the sublease within 28 days after it is granted.
 10. The land leased must be used only for the purpose of 'Grazing'.
 11. The lessee shall establish windbreaks at his/her own expense as may be ordered by the Commissioner to provide adequate protection of the soil.
 12. The lessee must maintain and keep in reasonable repair all improvements on the land leased during the currency of the lease and must permit the Minister or the Commissioner or any person authorised by the Minister or the Commissioner at all times to enter upon and examine the whole or any part of the land leased and the buildings or other improvements thereon.
 13. The lessee must not erect or permit any person to erect any buildings or extend any existing buildings on the land leased except in accordance with plans and specifications approved by the Council of the local government area.
 14. The lessee must ensure that the land leased is kept in a neat and tidy condition to the satisfaction of the Commissioner and not permit refuse to accumulate on the land.
 15. Upon termination or forfeiture of the lease the Commissioner may direct that the former lessee remove any structure or material from the land at his own cost and without compensation. Where such a direction has been given the former lessee must leave the land in a clean and tidy condition free from rubbish and debris.
 16. The lessee must, within one year from the date of commencement of the lease or such further period as the Commissioner may allow, enclose the land leased, either separately or conjointly with other lands held in the same interest, with a suitable fence to the satisfaction of the Commissioner.
 17. The lessee must not obstruct or interfere with any reserves, roads, or tracks, or the use thereof by any person.
 18. The lessee must erect gates on roads within the land leased when and where directed by the Commissioner for public use and must maintain those gates together with approaches thereto in good order to the satisfaction of the Commissioner.
 19. Any part of a reserve for travelling stock, camping or water supply within the land leased must, during the whole currency of the lease, be open to the use of bona fide travellers, travelling stock, teamsters and carriers without interference or annoyance by the lessee and the lessee must post in a conspicuous place on the reserve a notice board indicating for public information the purpose of such reserve and, in fencing the land leased, the lessee must provide gates and other facilities for the entrance and exit of travelling stock, teamsters and others. The notice board, gates and facilities must be erected and maintained to the satisfaction of the Commissioner. The lessee must not overstock, wholly or in part, the areas leased within the reserve, the decision as to overstocking resting with the Commissioner.
 20. The Crown shall not be responsible to the lessee or the lessee's successors in title for provision of access to the land leased.
 21. Whenever so directed by the Commissioner, the lessee must, on such part or parts of the land leased as shall be specified in the direction, carry out agricultural practices, or refrain from agricultural practices, of such types and for such periods as the Commissioner may in the direction specify.
 22. The lessee must furnish such returns and statements as the Commissioner may from time to time require on any matter connected with the land leased or any other land (whether within or outside the Western Division) in which the lessee has an interest.
 23. The lessee must, within such time as may be specified by the Commissioner take such steps and measures as the Commissioner shall direct to destroy vermin and such animals and weeds as may, under any Act, from time to time be declared (by declaration covering the land leased) noxious in the Gazette and must keep the land free of such vermin and noxious animals and weeds during the currency of the lease to the satisfaction of the Commissioner.
 24. The lessee must not remove or permit any person to remove gravel, stone, clay, shells or other material for the purpose of sale from the land leased unless the lessee or the person is the holder of a quarry license under regulations made under the Crown Lands Act 1989 or, in respect of land in a State forest, unless the lessee or the person is the holder of a forest materials licence under the Forestry Act 1916, and has obtained the special authority of the Minister to operate on the land, but the lessee may, with the approval of the Commissioner, take from the land such gravel, stone, clay, shells or other material for building and other purposes upon the land as may be required by the lessee.
 25. If the lessee is an Australian registered company then the following conditions shall apply:
 - The Lessee will advise the Commissioner of the name, address and telephone number of the Lessee's company secretary, that person being a person nominated as a representative of the company in respect of any

dealings to be had with the company. The Lessee agrees to advise the Commissioner of any changes in these details.

- Any change in the shareholding of the Lessee's company which alters its effective control of the lease from that previously known to the Commissioner shall be deemed an assignment by the Lessee.
- Where any notice or other communication is required to be served or given or which may be convenient to be served or given under or in connection with this lease it shall be sufficiently executed if it is signed by the company secretary.
- A copy of the company's annual financial balance sheet or other financial statement which gives a true and fair view of the company's state of affairs as at the end of each financial year is to be submitted to the Commissioner upon request.

Other Notices

ASSOCIATIONS INCORPORATION ACT 2009

Reinstatement of Cancelled Association Pursuant to Section 84

TAKE notice that the incorporation of NIMBIN TENNIS CLUB INC (Y1465129) cancelled on 16 January 2009 is reinstated pursuant to section 84 of the Associations Incorporation Act 2009.

Dated this 28th day November of 2013.

CHRISTINE GOWLAND,
Delegate of the Commissioner,
NSW Fair Trading

ASSOCIATIONS INCORPORATION ACT 2009

Reinstatement of Cancelled Association Pursuant to Section 84

TAKE notice that the incorporation of WOODLAND PARK PONY CLUB INC (Y0385720) cancelled on 4 April 2008 is reinstated pursuant to section 84 of the Associations Incorporation Act 2009.

Dated this 28th day November of 2013.

CHRISTINE GOWLAND,
Delegate of the Commissioner,
NSW Fair Trading

ASSOCIATIONS INCORPORATION ACT 2009

Cancellation of Registration Pursuant to Section 80

TAKE notice that AUSTRALIAN INFORMATION SECURITY ASSOCIATION (AISA) INCORPORATED (Inc9876232) became registered under the Corporations Act 2001 as AUSTRALIAN INFORMATION SECURITY ASSOCIATION (AISA) LIMITED – ACN 166767399, a public company limited by guarantee on 14 November 2013 and accordingly its registration under the Associations Incorporation Act 2009 is cancelled as of that date.

Dated 4 December 2013.

ROBYNE LUNNEY,
Delegate of the Commissioner,
NSW Fair Trading

ASSOCIATIONS INCORPORATION ACT 2009

Cancellation of Incorporation Pursuant to Section 76

ERRATUM

THE notice that appeared in the *NSW Government Gazette* No. 162, 29 November 2013, cancelling the MACCABI NSW FUTSAL INCORPORATED, INC9886494 was placed in error and should have read MACCABI NSW AQUATIC CLUB INCORPORATED, INC9889351.

This notice corrects this error and MACCABI NSW FUTSAL INCORPORATED, INC9886494 remains Incorporated, whilst MACCABI NSW AQUATIC CLUB INCORPORATED, INC9889351 is cancelled as at 29 November 2013.

Dated this 3rd day of December 2013.

ROBYNE LUNNEY,
Manager, Case Management,
Registry Services,
NSW Fair Trading,
Department of Finance & Services

DISTRICT COURT ACT 1973

District Court of New South Wales

Direction

PURSUANT to section 173 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:

Lismore 10.00am 26 May 2014 (2 weeks)

Dated this 3rd day December 2013.

R. O. BLANCH,
Chief Judge

LAND TAX MANAGEMENT ACT 1956

Land Tax Returns for 2014 Tax Year

1. This Order is made under section 12 (1) of the Land Tax Management Act 1956. The purpose of this Order is to advise persons who own land in New South Wales if and when they are required to lodge an initial return or a variation return in relation to the 2014 land tax year or an earlier tax year.

Persons Who Must Lodge an Initial Return

2. The requirement to lodge an initial land tax return in 2014, as specified in this Order, applies to certain “persons” who are “owners” of land in New South Wales at midnight on 31 December 2013 (or any previous year if paragraph 5 applies). The reference to an “owner” includes a reference to a person who is an owner of land or is deemed to be an owner for land tax purposes by the Land Tax Management Act 1956. A “person” includes a company, a trustee, a beneficiary of a trust and a natural person.
3. Persons who own land in New South Wales at midnight on 31 December 2013 which is not exempt from land tax must lodge an initial return unless they were assessed and received a land tax notice of assessment for the 2013 land tax year.
4. Persons who have received a land tax notice of assessment for any land tax year prior to 2014 showing nil tax payable and who have subsequently acquired additional land or an additional interest in land and are the owners of land at midnight 31 December 2013 which is not exempt from land tax must lodge an initial return.
5. Persons who are liable to be assessed for land tax for any tax year prior to 2014 and have not previously lodged a return for that year, or have not received a land tax notice of assessment for that tax year must also lodge an initial return.
6. Persons who own land that has previously been exempt from land tax in any tax year prior to 2014 but is not exempt for the 2014 tax year must lodge an initial return.

7. Where land is subject to a trust, and the trustee has not previously lodged a land tax return, the trustee must lodge an initial return on behalf of the trust. If the trustee fails to lodge a return, or fails to provide the information specified on the form about the beneficiaries of the trust, the trust may be assessed as if it were a special trust.
8. A Land Tax Registration Form is an initial return for the purposes of section 12.

Due Date for Lodgement of Initial Returns

9. Any person who is required by this Order to lodge an initial return must do so by 31 March 2014.
10. Penalty tax and interest may be imposed under the Land Tax Management Act 1956 and the Taxation Administration Act 1996 for failing to lodge a return by the due date.

Persons Who Must Lodge a Variation Return

11. A variation return is required to be lodged by a person who receives an incorrect notice of assessment of land tax. Errors on the notice which may result in an incorrect notice of assessment of land tax may occur in the following circumstances:
 - (a) details of land owned by the person as shown on the notice are incorrect (including but not limited to inclusion of land disposed of prior to 31 December 2013; land acquired prior to 31 December 2013 that has not been included in the assessment; the percentage interest in land is incorrect for land that is jointly owned; land shown in an assessment is owned by the person in the capacity of trustee but is not shown as such; or an incorrect property description is shown);
 - (b) exempt land has been incorrectly assessed as liable for land tax;
 - (c) liable land has been incorrectly assessed as exempt;
 - (d) the calculation of tax is incorrect (being either too high or too low);
 - (e) a special trust has been incorrectly assessed as if it were a fixed trust;
 - (f) a fixed trust has been incorrectly assessed as if it were a special trust;
 - (g) the beneficiaries of a family unit trust have changed since 31 December 2005;
 - (h) the beneficial interests of the beneficiaries of a family unit trust have changed since 31 December 2005;
 - (i) additional land has been acquired by a family unit trust, and the total liable land owned by the trust has a taxable value of over \$1 million for the tax year during which the land was acquired;
 - (j) a group constituted under section 29 of the Land Tax Management Act 1956 does not have a member classified as a concessional company;
 - (k) a group constituted under section 29 of the Land Tax Management Act 1956 has more than one member classified and separately assessed as a concessional company (note that two or more companies can be correctly classified as joint concessional companies and jointly assessed as such);
 - (l) an error occurred in the calculation of the average value of a parcel of land.

12. A variation return is required to be lodged if the trustee of a trust that has an interest in land has not previously advised the Chief Commissioner of the existence of the trust, or if the trust has been incorrectly assessed as either a fixed trust when it is a special trust or as a special trust when it is a fixed trust.
13. A variation return disclosing details of the beneficiaries must be lodged by a trustee of a trust, other than a special trust, if the trustee has not previously advised the Chief Commissioner of the beneficiaries of the trust or the beneficial owners of land owned by the trust. If a trustee fails to comply with this requirement, the Chief Commissioner may classify the trust as a special trust.

Due Date for Lodgement of Variation Returns

14. A variation return is required to be lodged by the first instalment date shown on the notice of assessment. If the notice of assessment shows that no tax is payable, the due date for lodgement of a variation return is 40 days after the "Issue Date" shown on the notice.
15. Penalty tax and interest may be imposed under the Land Tax Management Act 1956 and the Taxation Administration Act 1996 for failing to lodge a return by the due date.

How to Lodge a Return

16. A person, including an agent or trustee will satisfy the obligation to lodge an initial return or a variation return:
 - by lodging a return form electronically via the Office of State Revenue's website at www.osr.nsw.gov.au, or
 - by providing the relevant information by telephone to the OSR's telephone inquiry service on 1300 139 816, or
 - by lodging a written return form with OSR.

Other Matters

17. In some cases lodging by webform or telephone will not be possible and a written return form may still be required.
18. Note also that under section 12 (2) of the Land Tax Management Act 1956, the Chief Commissioner may require any person to lodge a return or a further return in circumstances other than those described in this Notice.
19. A requirement to lodge a return specified in this notice does not affect a requirement to lodge a return by an earlier date specified by the Chief Commissioner under section 12 (2) of the Act or an earlier date specified in any previous Order made under section 12 (1).
20. Land tax information brochures are available on the Office of State Revenue's website at www.osr.nsw.gov.au.

T. NEWBURY,
Chief Commissioner of State Revenue

LEGAL PROFESSION ACT 2004

Publication of Amended New South Wales
Barristers' Rules

THIS version of the New South Wales Barristers' Rules replaces the version gazetted on 8 July 2011. It mirrors the amendments made to the uniform national rules of conduct prepared and approved by the Australian Bar Association, the peak body for all Australian barristers.

The new Rules will take effect on 6 January 2014.

The new Rules incorporate amendments to Clauses 17 (f), 24B, 36, 78, 88A, 95 (b), 95 (j), 96 (b), and 99 (l). The new Rules incorporate the addition of new Clauses 40A, 40B, 40C, 88 (c) (v), 115, 116, and 117 and definitions in Clause 119 for the terms 'discrimination', 'sexual harassment', and 'workplace bullying'.

NEW SOUTH WALES BARRISTERS' RULES

Date 6 January 2014

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PREFACE

1. These Rules are made pursuant to the Legal Profession Act 2004 (NSW). They may be cited as the New South Wales Barristers' Rules. These Rules commence on 6 January 2014.
2. The general purpose of these Rules is to provide the requirements for practice as a barrister and the rules and standards of conduct applicable to barristers which are appropriate in the interests of the administration of justice and in particular to provide common and enforceable rules and standards which require barristers:
 - (a) to be completely independent in conduct and in professional standing as sole practitioners; and
 - (b) to acknowledge a public obligation based on the paramount need for access to justice to act for any client in cases within their field of practice.
3. These Rules apply throughout New South Wales to all barristers.

NATIONAL RULES

INTRODUCTION

Objects

4. The object of these Rules is to ensure that all barristers:
 - (a) act in accordance with the general principles of professional conduct;
 - (b) act independently;
 - (c) recognise and discharge their obligations in relation to the administration of justice; and
 - (d) provide services of the highest standard unaffected by personal interest.

Principles

5. These Rules are made in the belief that:
 - (a) barristers owe their paramount duty to the administration of justice;
 - (b) barristers must maintain high standards of professional conduct;
 - (c) barristers as specialist advocates in the administration of justice, must act honestly, fairly, skilfully and with competence and diligence;
 - (d) barristers owe duties to the courts, to their clients and to their barrister and solicitor colleagues;
 - (e) barristers should exercise their forensic judgments and give their advice independently and for the proper administration of justice, notwithstanding any contrary desires of their clients; and
 - (f) the provision of advocates for those who need legal representation is better secured if there is a Bar whose members:
 - (i) must accept briefs to appear regardless of their personal beliefs;
 - (ii) must not refuse briefs to appear except on proper professional grounds; and
 - (iii) compete as specialist advocates with each other and with other legal practitioners as widely and as often as practicable.

Interpretation

6. These Rules should be construed to promote the objects and principles expressed in this Introduction.
7. General provisions of these Rules should not be read or applied in a limited way by reason of any particular or illustrative provisions.
8. Headings in these Rules shall be read as part of these Rules, but shall not be used so as to read or apply any of the Rules in a more limited way than would have been so if the headings were not part of the Rules.

Application of Rules

9. Except as otherwise provided these Rules apply to:
 - (a) a barrister who is a local legal practitioner, except to the extent that the conduct of the barrister in relation to practice in another Australian State or Territory is regulated by Barristers' Rules for that State or Territory;
 - (b) a barrister who is an interstate legal practitioner, in relation to practice in this jurisdiction, including work, wherever performed, in relation to such practice; and

- (c) a barrister who is employed by the Crown or who holds a statutory office save that he or she is exempt from Rules 15-24B and 95-106 while acting pursuant to that employment or office.
- 10. These Rules are not intended to be a complete or detailed code of conduct for barristers. Other standards for, requirements of and sanctions on the conduct of barristers are found in the inherent disciplinary jurisdiction of the Supreme Court, the Legal Profession Act 2004 (NSW) and in the general law (including the law relating to contempt of court).
- (b) practise as the employer of any legal practitioner who acts as a legal practitioner in the course of that employment;
- (c) practise as the employee of any person;
- (d) be a legal practitioner director of an incorporated legal practice; or
- (e) be a member of a multi-disciplinary partnership.
- 17. A barrister must not, subject to Rules 18 and 19:
 - (a) act as a person's general agent or attorney in that person's business or dealings with others;
 - (b) conduct correspondence in the barrister's name on behalf of any person otherwise than with the opponent;
 - (c) place herself or himself at risk of becoming a witness, by investigating facts for the purposes of appearing as an advocate or giving legal advice, otherwise than by:
 - (i) conferring with the client, the instructing solicitor, prospective witnesses or experts;
 - (ii) examining documents provided by the instructing solicitor or the client, as the case may be, or produced to the court;
 - (iii) viewing a place or things by arrangement with the instructing solicitor or the client; or
 - (iv) library research;
 - (d) act as a person's only representative in dealings with any court, otherwise than when actually appearing as an advocate;
 - (e) be the address for service of any document or accept service of any document;
 - (f) commence proceedings or file or serve any process of any court;
 - (g) conduct the conveyance of any property for any other person;
 - (h) administer any trust estate or fund for any other person;
 - (i) obtain probate or letters of administration for any other person;
 - (j) incorporate companies or provide shelf companies for any other person;
 - (k) prepare or lodge returns for any other person, unless the barrister is registered or accredited to do so under the applicable taxation legislation; or
 - (l) hold, invest or disburse any funds for any other person.

Waiver of Rules

- 11. The Bar Council shall either before or after the event have the power to waive the duty imposed on a barrister to comply with the provisions of these Rules in such circumstances and to such extent as the Bar Council may think fit and either conditionally or unconditionally.

ADVOCACY RULES

General

- 12. A barrister must not engage in conduct which is:
 - (a) dishonest or otherwise discreditable to a barrister;
 - (b) prejudicial to the administration of justice; or
 - (c) likely to diminish public confidence in the legal profession or the administration of justice or otherwise bring the legal profession into disrepute.
- 13. A barrister must not engage in another vocation which:
 - (a) is liable to adversely affect the reputation of the legal profession or the barrister's own reputation;
 - (b) is likely to impair or conflict with the barrister's duties to clients; or
 - (c) prejudices a barrister's ability to attend properly to the interests of the barrister's clients.
- 14. A barrister may not use or permit the use of the professional qualification as a barrister for the advancement of any other occupation or activity in which he or she is directly or indirectly engaged, or for private advantage, save where that use is usual or reasonable in the circumstances.

The Work of a Barrister

- 15. Barristers' work consists of:
 - (a) appearing as an advocate;
 - (b) preparing to appear as an advocate;
 - (c) negotiating for a client with an opponent to compromise a case;
 - (d) representing a client in a mediation or arbitration or other method of alternative dispute resolution;
 - (e) giving legal advice;
 - (f) preparing or advising on documents to be used by a client or by others in relation to the client's case or other affairs;
 - (g) carrying out work properly incidental to the kinds of work referred to in (a)-(f); and
 - (h) such other work as is from time to time commonly carried out by barristers.
- 16. A barrister must be a sole practitioner, and must not:
 - (a) practise in partnership with any person;
- 18. A barrister will not have breached Rule 17 by doing any of the matters referred to in that Rule, without fee and as a private person not as a barrister or legal practitioner.
- 19. A barrister will not have breached Rule 17 (a), 17 (h) or 17 (l) if the barrister becomes such an agent, is appointed so to act or becomes responsible for such funds as a private person and not as a barrister or legal practitioner.
- 20. A barrister who is asked by any person to do work or engage in conduct which is not barristers' work, or which appears likely to require work to be done which is not barristers' work, must promptly inform that person:
 - (a) of the effect of Rules 15, 16 and 17 as they relevantly apply in the circumstances; and

- (b) that, if it be the case, solicitors are capable of providing those services to that person.

Cab-rank principle

21. A barrister must accept a brief from a solicitor to appear before a court in a field in which the barrister practises or professes to practise if:
 - (a) the brief is within the barrister's capacity, skill and experience;
 - (b) the barrister would be available to work as a barrister when the brief would require the barrister to appear or to prepare, and the barrister is not already committed to other professional or personal engagements which may, as a real possibility, prevent the barrister from being able to advance a client's interests to the best of the barrister's skill and diligence;
 - (c) the fee offered on the brief is acceptable to the barrister; and
 - (d) the barrister is not obliged or permitted to refuse the brief under Rules 95, 97, 98 or 99.
22. A barrister must not set the level of an acceptable fee, for the purposes of Rule 21 (c), higher than the barrister would otherwise set if the barrister were willing to accept the brief, with the intent that the solicitor may be deterred from continuing to offer the brief to the barrister.
23. A barrister must not require that any other particular legal practitioner be instructed or briefed so as in any way to impose that requirement as a condition of the barrister accepting any brief or instructions.
24. A barrister must not make or have any arrangement with any person in connection with any aspect of the barrister's practice which imposes any obligation on the barrister of such a kind as may prevent the barrister from:
 - (a) accepting any brief to appear for reasons other than those provided by the exceptions to the cab-rank principle in Rules 95, 97, 98 or 99; or
 - (b) competing with any other legal practitioner for the work offered by any brief for reasons other than those referred to in Rules 95, 97, 98 or 99.
- 24A. Nothing in these Rules shall be taken to oblige a barrister to accept instructions directly from a person who is not a solicitor.
- 24B. A barrister who proposes to accept instructions directly from a person who is not a solicitor or officer of a government department or agency whose usual duties include engaging lawyers must:
 - (a) inform the prospective client in writing of:
 - (i) the effect of Rules 15 and 17;
 - (ii) the fact that circumstances may require the client to retain an instructing solicitor at short notice, and possibly during the performance of the work;
 - (iii) any other disadvantage which the barrister believes on reasonable grounds may, as a real possibility, be suffered by the client if the client does not retain an instructing solicitor;
 - (iv) the relative capacity of the barrister in performing barristers' work to supply the requested facilities or services to the client

compared to the capacity of the barrister together with an instructing solicitor to supply them; and

- (v) a fair description of the advocacy experience of the barrister; and
- (b) obtain a written acknowledgement, signed by the prospective client, that he or she has been informed of the matters in (a) above.

Duty to the Court

25. A barrister has an overriding duty to the Court to act with independence in the interests of the administration of justice.
26. A barrister must not deceive or knowingly or recklessly mislead the Court.
27. A barrister must take all necessary steps to correct any misleading statement made by the barrister to a court as soon as possible after the barrister becomes aware that the statement was misleading.
28. A barrister must alert the opponent and if necessary inform the court if any express concession made in the course of a trial in civil proceedings by the opponent about evidence, case-law or legislation is to the knowledge of the barrister contrary to the true position and is believed by the barrister to have been made by mistake.
29. A barrister seeking any interlocutory relief in an ex parte application must disclose to the court all factual or legal matters which:
 - (a) are within the barrister's knowledge;
 - (b) are not protected by legal professional privilege; and
 - (c) the barrister has reasonable grounds to believe would support an argument against granting the relief or limiting its terms adversely to the client.
30. A barrister who has knowledge of matters which are within Rule 29 (c):
 - (a) must seek instructions for the waiver of legal professional privilege if the matters are protected by that privilege so as to permit the barrister to disclose those matters under Rule 29; and
 - (b) if the client does not waive the privilege as sought by the barrister:
 - (i) must inform the client of the client's responsibility to authorise such disclosure and the possible consequence of not doing so; and
 - (ii) must refuse to appear on the application.
31. A barrister must, at the appropriate time in the hearing of the case if the court has not yet been informed of that matter, inform the court of:
 - (a) any binding authority;
 - (b) where there is no binding authority any authority decided by an Australian appellate court; and
 - (c) any applicable legislation;

known to the barrister and which the barrister has reasonable grounds to believe to be directly in point, against the client's case.

32. A barrister need not inform the court of matters within Rule 31 at a time when the opponent tells the court that the opponent's whole case will be withdrawn or the opponent will consent to final judgment in favour of the client, unless the appropriate time for the barrister to have informed the court of such matters in the ordinary course has already arrived or passed.
33. A barrister who becomes aware of a matter within Rule 31 after judgment or decision has been reserved and while it remains pending, whether the authority or legislation came into existence before or after argument, must inform the court of that matter by:
- (a) a letter to the court, copied to the opponent, and limited to the relevant reference unless the opponent has consented beforehand to further material in the letter; or
 - (b) requesting the court to relist the case for further argument on a convenient date, after first notifying the opponent of the intended request and consulting the opponent as to the convenient date for further argument.
34. A barrister need not inform the court of any matter otherwise within Rule 31 which would have rendered admissible any evidence tendered by the prosecution which the court has ruled inadmissible without calling on the defence.
35. A barrister who knows or suspects that the prosecution is unaware of the client's previous conviction must not ask a prosecution witness whether there are previous convictions, in the hope of a negative answer.
36. A barrister must inform the court of any apparent misapprehension by the court as to the effect of an order which the court is making, as soon as the barrister becomes aware of the misapprehension.

Duty to client

37. A barrister must promote and protect fearlessly and by all proper and lawful means the client's best interests to the best of the barrister's skill and diligence, and do so without regard to his or her own interest or to any consequences to the barrister or to any other person.
38. A barrister must inform the client or the instructing solicitor about the alternatives to fully contested adjudication of the case which are reasonably available to the client, unless the barrister believes on reasonable grounds that the client already has such an understanding of those alternatives as to permit the client to make decisions about the client's best interests in relation to the litigation
39. A barrister must seek to assist the client to understand the issues in the case and the client's possible rights and obligations, sufficiently to permit the client to give proper instructions, including instructions in connection with any compromise of the case.
40. A barrister must (unless circumstances warrant otherwise in the barrister's considered opinion) advise a client who is charged with a criminal offence about any law, procedure or practice which in substance holds out the prospect of some advantage (including diminution of penalty), if the client pleads guilty or authorises other steps towards reducing the issues, time, cost or distress involved in the proceedings.

Criminal pleas

- 40A. It is the duty of a barrister representing a person charged with a criminal offence:
- (a) to advise the client generally about any plea to the charge; and
 - (b) to make clear that the client has the responsibility for and complete freedom of choosing the pleas to be entered.
- 40B. For the purpose of fulfilling the duty in rule 40A, a barrister may, in an appropriate case, advise the client in strong terms that the client is unlikely to escape conviction and that a plea of guilty is generally regarded by the court as a mitigating factor to the extent that the client is viewed by the court as cooperating in the criminal justice process.
- 40C. Where a barrister is informed that the client denies committing the offence charged but insists on pleading guilty to the charge, the barrister;
- (a) must advise the client to the effect that by pleading guilty, the client will be admitting guilt to all the world in respect of all the elements of the charge;
 - (b) must advise the client that matters submitted in mitigation after a plea of guilty must be consistent with admitting guilt in respect of all of the elements of the offence;
 - (c) must be satisfied that after receiving proper advice the client is making a free and informed choice to plead guilty; and
 - (d) may otherwise continue to represent the client.

Independence

41. A barrister must not act as the mere mouthpiece of the client or of the instructing solicitor and must exercise the forensic judgments called for during the case independently, after the appropriate consideration of the client's and the instructing solicitor's wishes where practicable.
42. A barrister will not have breached the barrister's duty to the client, and will not have failed to give appropriate consideration to the client's or the instructing solicitor's wishes, simply by choosing, contrary to those wishes, to exercise the forensic judgments called for during the case so as to:
- (a) confine any hearing to those issues which the barrister believes to be the real issues;
 - (b) present the client's case as quickly and simply as may be consistent with its robust advancement; or
 - (c) inform the court of any persuasive authority against the client's case.
43. A barrister must not make submissions or express views to a court on any material evidence or issue in the case in terms which convey or appear to convey the barrister's personal opinion on the merits of that evidence or issue.
44. A barrister must not in the presence of any of the parties or solicitors deal with a court on terms of informal personal familiarity which may reasonably give the appearance that the barrister has special favour with the court.

45. A barrister may not give a commission or gift to any person by reason of or in connection with the introduction of professional work by that person to the barrister.
46. A barrister must not in any dealings with a client exercise any undue influence intended to dispose the client to benefit the barrister in excess of the barrister's fair remuneration for the legal services provided to the client.
47. A barrister must not receive any money or property by way of loan from any client, the relative of a client or a business entity of which a client is a director, partner or manager, during the course of a retainer with that client unless the ordinary business of the client, client's relative or the business entity includes lending money.

Duty to the opponent

48. A barrister must not knowingly make a false statement to an opponent in relation to the case (including its compromise).
49. A barrister must take all necessary steps to correct any false statement in relation to the case made by the barrister to an opponent as soon as possible after the barrister becomes aware that the statement was false.
50. A barrister will not have made a false statement to an opponent simply by failing to correct an error on any matter stated to the barrister by the opponent.
51. A barrister must not deal directly with a party other than his or her client who is legally represented unless:
 - (a) the substance of the dealing is solely to enquire whether the person is represented and, if so, by whom;
 - (b) the legal practitioner representing the party has previously consented; or
 - (c) the barrister believes on reasonable grounds that –
 - (i) the circumstances are so urgent as to require the barrister to do so; and
 - (ii) the dealing would not be unfair to the party.
52. A barrister must not confer with or deal directly with any party who is unrepresented unless the party has signified willingness to that course.
53. A barrister must not, outside an *ex parte* application or a hearing of which an opponent has had proper notice, communicate in the opponent's absence with the court concerning any matter of substance in connection with current proceedings unless:
 - (a) the court has first communicated with the barrister in such a way as to require the barrister to respond to the court; or
 - (b) the opponent has consented beforehand to the barrister dealing with the court in a specific manner notified to the opponent by the barrister.
54. A barrister must promptly tell an opponent what passes between the barrister and a court in a communication referred to in Rule 53.
55. A barrister must not raise any matter with a court in connection with current proceedings on any occasion to which an opponent has consented under Rule 53 (b), other than the matters specifically notified by the barrister to the opponent when seeking the consent of the opponent.

Efficient administration of justice

56. A barrister:
 - (a) must seek to ensure that the barrister does work which the barrister is briefed to do in sufficient time to enable compliance with orders, directions, Rules or practice notes of the court; and
 - (b) if the barrister has reasonable grounds to believe that the barrister may not complete any such work on time must promptly inform the instructing solicitor or the client.
57. A barrister must seek to ensure that work which the barrister is briefed to do in relation to a case is done so as to:
 - (a) confine the case to identified issues which are genuinely in dispute;
 - (b) have the case ready to be heard as soon as practicable;
 - (c) present the identified issues in dispute clearly and succinctly;
 - (d) limit evidence, including cross-examination, to that which is reasonably necessary to advance and protect the client's interests which are at stake in the case; and
 - (e) occupy as short a time in court as is reasonably necessary to advance and protect the client's interests which are at stake in the case.
58. A barrister must take steps to inform the opponent as soon as possible after the barrister has reasonable grounds to believe that there will be an application on behalf of the client to adjourn any hearing, of that fact and the grounds of the application, and must try, with the opponent's consent, to inform the court of that application promptly.

Responsible use of court process and privilege

59. A barrister must take care to ensure that the barrister's advice to invoke the coercive powers of a court:
 - (a) is reasonably justified by the material then available to the barrister;
 - (b) is appropriate for the robust advancement of the client's case on its merits;
 - (c) is not made principally in order to harass or embarrass a person; and
 - (d) is not made principally in order to gain some collateral advantage for the client or the barrister or the instructing solicitor out of court.
60. A barrister must take care to ensure that decisions by the barrister to make allegations or suggestions under privilege against any person:
 - (a) are reasonably justified by the material then available to the barrister;
 - (b) are appropriate for the robust advancement of the client's case on its merits; and
 - (c) are not made principally in order to harass or embarrass a person.
61. Without limiting the generality of Rule 60, in proceedings in which an allegation of sexual assault, indecent assault or the commission of an act of indecency is made and in which the alleged victim gives evidence:

- (a) a barrister must not ask that witness a question or pursue a line of questioning of that witness which is intended:
 - (i) to mislead or confuse the witness; or
 - (ii) to be unduly annoying, harassing, intimidating, offensive, oppressive, humiliating or repetitive; and
 - (b) a barrister must take into account any particular vulnerability of the witness in the manner and tone of the questions that the barrister asks.
62. A barrister will not infringe Rule 61 merely because:
- (a) the question or questioning challenges the truthfulness of the witness or the consistency or accuracy of any statements made by the witness; or
 - (b) the question or questioning requires the witness to give evidence that the witness could consider to be offensive, distasteful or private.
63. A barrister must not allege any matter of fact in:
- (a) any court document settled by the barrister;
 - (b) any submission during any hearing;
 - (c) the course of an opening address; or
 - (d) the course of a closing address or submission on the evidence;
- unless the barrister believes on reasonable grounds that the factual material already available provides a proper basis to do so.
64. A barrister must not allege any matter of fact amounting to criminality, fraud or other serious misconduct against any person unless the barrister believes on reasonable grounds that:
- (a) available material by which the allegation could be supported provides a proper basis for it; and
 - (b) the client wishes the allegation to be made, after having been advised of the seriousness of the allegation and of the possible consequences for the client and the case if it is not made out.
65. A barrister may regard the opinion of the instructing solicitor that material which is available to the solicitor is credible, being material which appears to the barrister from its nature to support an allegation to which Rules 63 and 64 apply, as a reasonable ground for holding the belief required by those Rules (except in the case of a closing address or submission on the evidence).
66. A barrister must not make a suggestion in cross-examination on credit unless the barrister believes on reasonable grounds that acceptance of the suggestion would diminish the credibility of the evidence of the witness.
67. A barrister who has instructions which justify submissions for the client in mitigation of the client's criminality which involve allegations of serious misconduct against any other person not able to answer the allegations in the case must seek to avoid disclosing the other person's identity directly or indirectly unless the barrister believes on reasonable grounds that such disclosure is necessary for the proper conduct of the client's case.

Integrity of evidence

68. A barrister must not:
- (a) advise or suggest to a witness that false or misleading evidence should be given nor condone another person doing so; or
 - (b) coach a witness by advising what answers the witness should give to questions which might be asked.
69. A barrister will not have breached Rule 68 by expressing a general admonition to tell the truth, or by questioning and testing in conference the version of evidence to be given by a prospective witness, including drawing the witness's attention to inconsistencies or other difficulties with the evidence, but must not encourage the witness to give evidence different from the evidence which the witness believes to be true.
70. A barrister must not confer with, or condone another legal practitioner conferring with, more than one lay witness including a party or client at the same time:
- (a) about any issue which there are reasonable grounds for the barrister to believe may be contentious at a hearing; and
 - (b) where such conferral could affect evidence to be given by any of those witnesses,
- unless the barrister believes on reasonable grounds that special circumstances require such a conference.
71. A barrister will not have breached Rule 70 by conferring with, or condoning another legal practitioner conferring with, more than one client about undertakings to a court, admissions or concessions of fact, amendments of pleadings or compromise.
72. A barrister must not confer with any witness including a party or client called by the barrister on any matter related to the proceedings while that witness remains under cross-examination, unless:
- (a) the cross-examiner has consented beforehand to the barrister doing so; or
 - (b) the barrister –
 - (i) believes on reasonable grounds that special circumstances (including the need for instructions on a proposed compromise) require such a conference;
 - (ii) has, if possible, informed the cross-examiner beforehand of the barrister's intention to do so; and
 - (iii) otherwise does inform the cross-examiner as soon as possible of the barrister having done so.
73. A barrister must not take any step to prevent or discourage prospective witnesses from conferring with an opponent or being interviewed by or on behalf of any other person involved in the proceedings.
74. A barrister will not have breached Rule 73 simply by telling a prospective witness or a witness that he or she need not agree to confer or to be interviewed or by advising about relevant obligations of confidentiality.

Media Comment

75. A barrister must not publish or take any step towards the publication of any material concerning any proceeding which:
- (a) is known to the barrister to be inaccurate;

- (b) discloses any confidential information; or
 - (c) appears to or does express the opinion of the barrister on the merits of a current or potential proceeding or on any issue arising in such a proceeding, other than in the course of genuine educational or academic discussion on matters of law.
76. A barrister must not publish or take any step towards the publication of any material concerning any current proceeding in which the barrister is appearing or any potential proceeding in which a barrister is likely to appear, save that:
- (a) a barrister may supply answers to unsolicited questions concerning a current proceeding provided that the answers are limited to information as to the identity of the parties or of any witness already called, the nature of the issues in the case, the nature of the orders made or judgment given including any reasons given by the court and the client's intentions as to any further steps in the case;
 - (b) a barrister may, where it is not contrary to legislation or court practice and at the request of the client or instructing solicitor or in response to unsolicited questions supply for publication:
 - (i) copies of pleadings in their current form which have been filed and served in accordance with the court's requirements;
 - (ii) copies of affidavits or witness statements, which have been read, tendered or verified in open court, clearly marked so as to show any parts which have not been read, tendered or verified or which have been disallowed on objection;
 - (iii) copies of transcript of evidence given in open court, if permitted by copyright and clearly marked so as to show any corrections agreed by the other parties or directed by the court; or
 - (iv) copies of exhibits admitted in open court and without restriction on access.
77. A barrister:
- (a) may if requested advise a client about dealings with the media but not in a manner which is calculated to interfere with the proper administration of justice, and
 - (b) will not have breached Rule 75 or Rule 76 simply by advising the client about whom there has been published a report relating to the case, and who has sought the barrister's advice in relation to that report, that the client may take appropriate steps to present the client's own position for publication.
- (c) has suppressed or procured another person to suppress material evidence upon a topic where there was a positive duty to make disclosure to the court;
- must refuse to take any further part in the case unless the client authorises the barrister to inform the court of the lie, falsification or suppression and must promptly inform the court of the lie, falsification or suppression upon the client authorising the barrister to do so but otherwise may not inform the court of the lie, falsification or suppression.
79. A barrister briefed to appear in criminal proceedings whose client confesses guilt to the barrister but maintains a plea of not guilty:
- (a) should, subject to the client accepting the constraints set out in sub-rules (b) to (h) but not otherwise, continue to act in the client's defence;
 - (b) must not falsely suggest that some other person committed the offence charged;
 - (c) must not set up an affirmative case inconsistent with the confession;
 - (d) must ensure that the prosecution is put to proof of its case;
 - (e) may argue that the evidence as a whole does not prove that the client is guilty of the offence charged;
 - (f) may argue that for some reason of law the client is not guilty of the offence charged;
 - (g) may argue that for any other reason not prohibited by (b) or (c) the client should not be convicted of the offence charged; and
 - (h) must not continue to act if the client insists on giving evidence denying guilt or requires the making of a statement asserting the client's innocence.
80. A barrister whose client informs the barrister that the client intends to disobey a court's order must:
- (a) advise the client against that course and warn the client of its dangers;
 - (b) not advise the client how to carry out or conceal that course; but
 - (c) not inform the court or the opponent of the client's intention unless –
 - (i) the client has authorised the barrister to do so beforehand; or
 - (ii) the barrister believes on reasonable grounds that the client's conduct constitutes a threat to any person's safety.
81. A barrister whose client threatens the safety of any person may, notwithstanding Rule 108, if the barrister believes on reasonable grounds that there is a risk to any person's safety, advise the police or other appropriate authorities.

Delinquent or guilty clients

78. A barrister who, as a result of information provided by the client or a witness called on behalf of the client, is informed by the client or by the witness during a hearing or after judgment or decision is reserved and while it remains pending, that the client or a witness called on behalf of the client:
- (a) has lied in a material particular to the court or has procured another person to lie to the court; or
 - (b) has falsified or procured another person to falsify in any way a document which has been tendered; or

Prosecutor's duties

82. A prosecutor must fairly assist the court to arrive at the truth, must seek impartially to have the whole of the relevant evidence placed intelligibly before the court, and must seek to assist the court with adequate submissions of law to enable the law properly to be applied to the facts.
83. A prosecutor must not press the prosecution's case for a conviction beyond a full and firm presentation of that case.

84. A prosecutor must not, by language or other conduct, seek to inflame or bias the court against the accused.
85. A prosecutor must not argue any proposition of fact or law which the prosecutor does not believe on reasonable grounds to be capable of contributing to a finding of guilt and also to carry weight.
86. A prosecutor must disclose to the opponent as soon as practicable all material (including the names of and means of finding prospective witnesses in connection with such material) available to the prosecutor or of which the prosecutor becomes aware which could constitute evidence relevant to the guilt or innocence of the accused other than material subject to statutory immunity, unless the prosecutor believes on reasonable grounds that such disclosure, or full disclosure, would seriously threaten the integrity of the administration of justice in those proceedings or the safety of any person.
87. A prosecutor who has decided not to disclose material to the opponent under Rule 86 must consider whether:
 - (a) the charge against the accused to which such material is relevant should be withdrawn; and
 - (b) the accused should be faced only with a lesser charge to which such material would not be so relevant.
88. A prosecutor must call as part of the prosecution's case all witnesses:
 - (a) whose testimony is admissible and necessary for the presentation of all of the relevant circumstances; or
 - (b) whose testimony provides reasonable grounds for the prosecutor to believe that it could provide admissible evidence relevant to any matter in issue;
 - (c) unless:
 - (i) the opponent consents to the prosecutor not calling a particular witness;
 - (ii) the only matter with respect to which the particular witness can give admissible evidence has been dealt with by an admission on behalf of the accused;
 - (iii) the only matter with respect to which the particular witness can give admissible evidence goes to establishing a particular point already adequately established by another witness or other witnesses;
 - (iv) the prosecutor believes on reasonable grounds that the testimony of a particular witness is plainly untruthful or is plainly unreliable; or
 - (v) the prosecutor, having the responsibility of ensuring that the prosecution case is presented properly and presented with fairness to the accused, believes on reasonable grounds that the interests of justice would be harmed if the witness was called as part of the prosecution case.
- 88A. The prosecutor must inform the opponent as soon as practicable of the identity of any witness whom the prosecutor intends not to call on any ground within Rule 88 (c) (ii), (iii), (iv) or (v), together with the grounds on which the prosecutor has reached that decision, unless the interests of justice would be harmed if such grounds were revealed to the opponent.
89. A prosecutor who has reasonable grounds to believe that certain material available to the prosecution may have been unlawfully obtained must promptly:
 - (a) inform the opponent if the prosecutor intends to use the material; and
 - (b) make available to the opponent a copy of the material if it is in documentary form.
90. A prosecutor must not confer with or interview any accused except in the presence of the accused's legal representative.
91. A prosecutor must not inform the court or opponent that the prosecution has evidence supporting an aspect of its case unless the prosecutor believes on reasonable grounds that such evidence will be available from material already available to the prosecutor.
92. A prosecutor who has informed the court of matters within Rule 91, and who has later learnt that such evidence will not be available, must immediately inform the opponent of that fact and must inform the court of it when next the case is before the court.
93. A prosecutor:
 - (a) must correct any error made by the opponent in address on sentence;
 - (b) must inform the court of any relevant authority or legislation bearing on the appropriate sentence;
 - (c) must assist the court to avoid appealable error on the issue of sentence;
 - (d) may submit that a custodial or non-custodial sentence is appropriate; and
 - (e) may inform the court of an appropriate range of severity of penalty, including a period of imprisonment, by reference to relevant decisions.
94. A barrister who appears as counsel assisting an inquisitorial body such as the Criminal Justice Commission, the Australian Crime Commission, the Australian Securities and Investments Commission, the ACCC, a Royal Commission or other statutory tribunal or body having investigative powers must act in accordance with Rules 82, 84 and 85 as if the body is a court referred to in those Rules and any person whose conduct is in question before the body is an accused referred to in Rule 84.

BRIEFS

Briefs which must be refused or must be returned

95. A barrister must refuse to accept or retain a brief or instructions to appear before a court if:
 - (a) the barrister has information which is confidential to any other person in the case other than the prospective client, and –
 - (i) the information may, as a real possibility, be material to the prospective client's case; and
 - (ii) the person entitled to the confidentiality has not consented to the barrister using the information as the barrister thinks fit in the case;
 - (b) the client's interest in the matter or otherwise is or would be in conflict with the barrister's own interest or the interest of an associate;

- (c) the barrister has a general or special retainer which gives, and gives only, a right of first refusal of the barrister's services to another party in the case and the barrister is offered a brief to appear in the case for the other party within the terms of the retainer;
 - (d) the barrister has reasonable grounds to believe that the barrister may, as a real possibility, be a witness in the case;
 - (e) the brief is to appear on an appeal and the barrister was a witness in the case at first instance;
 - (f) the barrister has reasonable grounds to believe that the barrister's own personal or professional conduct may be attacked in the case;
 - (g) the barrister has a material financial or property interest in the outcome of the case, apart from the prospect of a fee;
 - (h) the brief is on the assessment of costs which include a dispute as to the propriety of the fee paid or payable to the barrister, or is for the recovery from a former client of costs in relation to a case in which the barrister appeared for the client;
 - (i) the brief is for a party to an arbitration in connection with the arbitration and the barrister has previously advised or appeared for the arbitrator in connection with the arbitration;
 - (j) the brief is to appear in a contested or ex parte hearing before the barrister's parent, sibling, spouse or child or a member of the barrister's household, or before a bench of which such a person is a member, unless the hearing is before the High Court of Australia sitting all available judges;
 - (k) there are reasonable grounds for the barrister to believe that the failure of the client to retain an instructing solicitor would, as a real possibility, seriously prejudice the barrister's ability to advance and protect the client's interests in accordance with the law including these Rules;
 - (l) the barrister has already advised or drawn pleadings for another party to the matter;
 - (m) the barrister has already discussed in any detail (even on an informal basis) with another party with an adverse interest in the matter the facts out of which the matter arises; or
 - (n) the brief is to appear before a court of which the barrister was formerly a member or judicial registrar, or before a court from which appeals lay to a court of which the barrister was formerly a member (except the Federal Court of Australia in case of appeals from the Supreme Court of any State or Territory), and the appearance would occur within 5 years after the barrister ceased to be a member of the court in question where the barrister ceased to be a judge or judicial registrar after the commencement date of this Rule.
96. A barrister need not refuse or return a brief, notwithstanding the application of Rule 95 (f) if:
- (a) the barrister believes on reasonable grounds that:
 - (i) allegations involving the barrister in such a way as to apply one of those Rules have been raised in order to prevent the barrister from accepting the brief; and
 - (ii) those allegations can be met without materially diminishing the barrister's disinterestedness; and
 - (b) the President of the Bar Association, or a delegate of the President who is a Senior Counsel, approves of the barrister accepting or retaining the brief after the barrister has informed that person of the circumstances.
97. A barrister must refuse a brief to advise if the barrister has information which is confidential to any person with different interests from those of the prospective client if:
- (a) the information may, as a real possibility, affect the prospective client's interests in the matter on which advice is sought or may be detrimental to the interests of the first person; and
 - (b) the person entitled to the confidentiality has not consented beforehand to the barrister using the information as the barrister thinks fit in giving advice.
98. A barrister must not accept a brief to appear on a day when the barrister is already committed to appear or is reasonably likely to be required to appear on another brief if by appearing on one of the briefs the barrister would not in the normal course of events be able to appear on the other brief or briefs.
- Briefs which may be refused or returned**
99. A barrister may refuse or return a brief to appear before a court:
- (a) if the brief is not offered by a solicitor;
 - (b) if the barrister considers on reasonable grounds that the time or effort required for the brief threatens to prejudice the barrister's practice or other professional or personal engagements;
 - (c) if the instructing solicitor does not agree to be responsible for the payment of the barrister's fee;
 - (d) if the barrister has reasonable grounds to doubt that the fee will be paid reasonably promptly or in accordance with the costs agreement;
 - (e) if the brief may, as a real possibility, require the barrister to cross-examine or criticise a friend or relation;
 - (f) if the solicitor does not comply with a request by the barrister for appropriate attendances by the instructing solicitor, solicitor's clerk or client representative for the purposes of:
 - (i) ensuring that the barrister is provided with adequate instructions to permit the barrister properly to carry out the work or appearance required by the brief;
 - (ii) ensuring that the client adequately understands the barrister's advice;
 - (iii) avoiding any delay in the conduct of any hearing; and
 - (iv) protecting the client or the barrister from any disadvantage or inconvenience which may, as a real possibility, otherwise be caused;
 - (g) if the barrister's advice as to the preparation or conduct of the case, not including its compromise, has been rejected or ignored by the instructing solicitor or the client, as the case may be;
 - (h) if the prospective client is also the prospective instructing solicitor, or a partner, employer or employee of the prospective instructing solicitor, and has refused the barrister's request to be

- instructed by a solicitor independent of the prospective client and the prospective client's firm;
- (i) if the barrister, being a Senior Counsel, considers on reasonable grounds that the brief does not require the services of a Senior Counsel;
 - (j) if the barrister, being a Senior Counsel, considers on reasonable grounds that the brief also requires the services of a junior counsel and none has been briefed;
 - (k) where there is a personal or business relationship between the barrister and the client or another party, a witness, or another legal practitioner representing a party;
 - (l) where the brief is to appear before a judge whose personal or business relationship with the barrister is such as to give rise to the apprehension that there may not be a fair hearing;
 - (m) in accordance with the terms of a costs agreement which provide for return of a brief; or
 - (n) in such other circumstances as may be permitted by the President or a delegate of the President who is a Senior Counsel.
100. A barrister may return a brief accepted under a speculative fee agreement if the barrister considers on reasonable grounds that the client has unreasonably rejected a reasonable offer to compromise contrary to the barrister's advice.
101. A barrister must not return under Rule 99 a brief to defend a charge of a serious criminal offence unless:
- (a) the barrister believes on reasonable grounds that:
 - (i) the circumstances are exceptional and compelling; and
 - (ii) there is enough time for another legal practitioner to take over the case properly before the hearing; or
 - (b) the client has consented after the barrister has clearly informed the client of the circumstances in which the barrister wishes to return the brief and of the terms of this Rule.
102. A barrister must not return a brief to appear in order to accept another brief to appear unless the instructing solicitor or the client in the first brief has permitted the barrister to do so beforehand, after the barrister has clearly informed the instructing solicitor or the client of the circumstances in which the barrister wishes to return the brief and of the terms of this Rule and Rule 104.
103. A barrister must not return a brief to appear on a particular date in order to attend a social occasion unless the instructing solicitor or the client has expressly permitted the barrister to do so.
104. A barrister who wishes to return a brief which the barrister is permitted to return must do so in enough time to give another legal practitioner a proper opportunity to take over the case.
105. A barrister must promptly inform the instructing solicitor or the client as soon as the barrister has reasonable grounds to believe that there is a real possibility that the barrister will be unable to appear or to do the work required by the brief in the time stipulated by the brief or within a reasonable time if no time has been stipulated.
106. A barrister must not hand over a brief to another barrister to conduct the case, or any court appearance within the case, unless the instructing solicitor has consented to that course.
- Devilling**
107. A barrister will not have breached Rule 16 by carrying out a specific task of research or chamber work given to the barrister by another barrister, or by giving such a task to another barrister, so long as:
- (a) the barrister who was briefed to do the chamber work takes full personal responsibility for the work;
 - (b) the work is delivered under the name of the barrister who was briefed;
 - (c) the arrangement between the barristers does not go beyond an ordinary devilling or reading arrangement and in particular does not involve any standing retainer or employment terms; and
 - (d) the arrangement between the barristers does not provide and is not intended to enable the barrister giving the task to make a profit from the other barrister's work, over and above reasonable remuneration for supervision of and responsibility for the other barrister's work.
- CONFIDENTIALITY & CONFLICTS**
108. A barrister must not disclose (except as compelled by law) or use in any way confidential information obtained by the barrister in the course of practice concerning any person to whom the barrister owes some duty or obligation to keep such information confidential unless or until:
- (a) the information is later obtained by the barrister from another person who is not bound by the confidentiality owed by the barrister to the first person and who does not give the information confidentially to the barrister; or
 - (b) the person has consented to the barrister disclosing or using the information generally or on specific terms.
109. A barrister must not disclose (except as compelled by law) or use confidential information under Rule 108
- (b) in any way other than as permitted by the specific terms of the person's consent.
110. A barrister will not have breached Rules 108 and 109 simply by showing briefs to or disclosing information contained in a brief to the barrister's instructing solicitor in the matter, to a member of the barrister's staff for the purposes of that person undertaking clerical or administrative work in relation to the matter, or to a reader or to another barrister doing work as permitted by Rule 107.
111. A barrister who is shown a brief as a reader or under an arrangement covered by Rule 107 is bound by the same duties of confidentiality which bind the barrister whose brief it is, including the duties imposed by Rule 108 and 109.
112. A barrister must return a brief other than a brief to appear as soon as possible after the barrister becomes aware that the barrister has information confidential to a person other than the client which may, as a real possibility, be material to the client's case or to the advancement of the client's interests, being information

which the barrister is prohibited from disclosing or using unless the person entitled to the confidentiality consents to the barrister disclosing or using the information as the barrister thinks fit.

113. A barrister who is briefed to appear for two or more parties in any case must determine as soon as possible whether the interests of the clients may, as a real possibility, conflict and, if so, the barrister must then return the brief for:
- all the clients in the case of confidentiality to which Rule 108 would apply; or
 - one or more of the clients so as to remove that possibility of conflict.
114. A barrister who believes on reasonable grounds that the interests of the client may conflict with the interests of the instructing solicitor, or that the client may have a claim against the instructing solicitor, must:
- advise the instructing solicitor of the barrister's belief; and
 - if the instructing solicitor does not agree to advise the client of the barrister's belief, seek to advise the client in the presence of the instructing solicitor of the barrister's belief.
115. A barrister shall not give an undertaking to the court on behalf of a solicitor or a client without express authority of the person concerned.
116. A barrister shall not disclose to the court, whether in submissions, examination, cross-examination or otherwise, any communication between the barrister and legal representatives appearing in the proceedings for any other party to the proceedings:
- except by consent;
 - unless what occurred resulted in the creation of some contractual or other legal relationship; or
 - unless it was expressly stated before or at the commencement of such communication that matters communicated should not be regarded as without prejudice or privileged from use or disclosure; or
 - unless disclosure is required by the Court.

ANTI-DISCRIMINATION AND HARASSMENT

117. A barrister must not in the course of practice, engage in conduct which constitutes:
- discrimination;
 - sexual harassment; or
 - workplace bullying.

DEFINITIONS

118. Expressions used in these Rules which are also used in the Act have the same meanings as they have in the Act, unless the context requires otherwise. Unless the context requires otherwise, the singular includes the plural and vice versa.
119. Unless the context requires otherwise, the following expressions are defined as follows when used in these Rules:

'allege'	includes conduct constituted by settling or opening on pleadings, affidavits or witness statements, and reading or tendering affidavits or witness statements filed or prepared for the client (whether or not they were drawn or settled by the barrister).
'associate'	means a corporation, partnership or trust in which the barrister has a material beneficial interest or a member of the barrister's immediate family.
'barristers' work'	means work permitted by Rule 15.
'case'	means the litigation or proceedings in which the barrister in question is briefed to appear, or the dispute in which the barrister is advising, as the case may be.
'client'	means the client of the barrister in question, and for the purposes of Rules 70, 78 and 80 includes those officers, servants or agents of a client which is not a natural person who are responsible for or involved in giving instructions on behalf of the client.
'court'	means any body described as such and all other judicial tribunals, and all statutory tribunals and all investigations and inquiries (established by statute or by a Parliament), Royal Commissions [the Criminal Justice Commission/ ICAC or equivalent], arbitrations and mediations.
'criminal proceedings'	includes disciplinary proceedings, in which context other expressions appropriate to criminal proceedings include corresponding meanings appropriate to disciplinary proceedings and in particular "a serious criminal offence" includes a disciplinary shortcoming which, if proved, involves the serious possibility of suspension or deregistration (or the equivalent).
'current proceedings'	means proceedings which have not been determined, including proceedings in which there is still a real possibility of an appeal or other challenge to a decision being filed, heard or decided.
'devilling'	the activity of undertaking chamber work in connection with briefs held by another barrister.
'discrimination'	means discrimination that is unlawful under the applicable state, territory or federal anti-discrimination or human rights legislation.
'ex parte application'	means an application heard in the absence of a party.
'fee'	includes any payment for the reimbursement of expenses.

‘genuine educational or academic discussion’	means oral or written communications including the publication of notes and articles with members of the legal profession, other profession or group or members thereof which are bona fide for an educational or academic purpose.
‘instructing solicitor’	means the solicitor from whom the barrister in question has accepted a brief or who is instructing that barrister in that brief, as the case may be, but does not include a solicitor appearing with the barrister as a joint advocate; and includes a patent attorney.
‘legal advice’	includes assistance at or presiding over meetings.
‘legislation’	includes delegated legislation.
‘opponent’	means the legal practitioner appearing for the party opposed to the client, or the party opposed to the client if that party is unrepresented, and any other legal practitioner appearing for another party in the matter or any other party if that party is unrepresented.
‘order’	includes a judgment, decision or determination.
‘potential proceeding’	means proceedings which have not been commenced but where there is information which has been publicised that such process is imminent or where there is a very real likelihood that process will be instigated.
‘process of court’	means any originating process, pleading, affidavit or notice filed in court and any document issued by the court but does not include submissions or lists of authorities.
‘Prosecutor’	means a barrister who appears for the complainant or Crown in criminal proceedings.
‘Reader’	means a barrister undertaking a reading program.
‘Senior Counsel’	means Queen’s Counsel and Senior Counsel appointed as such in accordance with the protocol for the appointment of Queen’s Counsel or Senior Counsel duly adopted in each jurisdiction.
‘Sexual harassment’	means harassment that is unlawful under the applicable state, territory or federal anti-discrimination or human rights legislation.
‘Workplace bullying’	means behaviour that could reasonably be expected to offend, intimidate, degrade, humiliate, isolate or alienate a person working in a workplace.

PASSENGER TRANSPORT REGULATION 2007

Clause 76 (1) (c) Designation of Bus Routes

Orders

Bus passenger services

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

1. 594, 594H (operated by Transdev NSW).
2. 333 (operated by State Transit).

Date of effect and revocation of previous Orders

These Orders take effect on 6 December 2013.

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

Date: 6 December 2013.

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

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 Edith Sylvia BISHOP, (Registration Number 9923), of 117 Ewings Marsh Road, Corringale Victoria, prohibiting her until further notice, as a Veterinary Practitioner from supplying, having possession of and issuing a prescription for drugs of addiction as authorised by Clauses 101 and 77 of the Regulation.

This Order is to take effect on and from 1 December 2013.

Dated at Sydney, 28 November 2013.

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

SECURITY INDUSTRY ACT 1997

Determination for Security Industry

Uniforms and Markings on Motor Vehicles

THE following determination has been made by the Commissioner to assist security operatives and companies to design suitable uniforms and emblems that can be worn within the workplace and markings that may be displayed on motor vehicles. The determination is made in accordance with the Security Industry Act 1997. This determination may be further updated or changed in consultation with industry representatives in an effort to establish best practice.

Uniforms and emblems worn or displayed by licensed security operatives should not be designed to resemble or create the impression of affiliation with any Australian or New Zealand Police Service or any other Government of Semi-Government body.

- Designs **MUST NOT** include the wording – "Police", "Detective", "Private Detective", "Highway Patrol" "New South Wales State", "Enforcement".
- Designs **MUST NOT** include any other words purporting to infer a connection with any government body that uses such words and which, when coupled with an emblem, may construe or deceive others that the security uniform, vehicle or stationery used has an association with that body. This includes Commonwealth forces such as the Army, Navy and Air Force.
- Designs **MUST NOT** include emblems or insignia having a police design or a close resemblance thereto, or any colourable imitation of a police insignia.
- Designs **MUST NOT** include emblems or insignia using a coat of arms bearing the "Kangaroo and Emu with a Laurel and Shield" or any colourable imitation thereof, which in any way infers a relationship to any Federal, State or Local government or quasi-Government Department or Authority.
- Any indication of rank should be worded (ie: Senior Security Officer etc.). Chevrons, stars and crowns should not be used.
- The Blue and White chequered band commonly used by Police throughout the world should not be worn or used on any clothing, vehicle, building or advertising material.
- The word **SECURITY** should be clearly defined above any insignia in **BOLD** print and in a colour other than yellow or gold.
- Any business name displayed on a uniform or motor vehicle must only be the name of a current Master licence holder or a business name that the licence holder has registered with the Australian Securities and Investments Commission and which is recorded on the relevant Master licence.
- Where a security firm is engaged in armed security activities, any company or business name displayed on any uniform or motor vehicle used in connection with those activities must be that of, or be registered to, the holder of the Category H Business licence issued by the Firearms Registry authorising those activities.
- Any business name, or sign incorporating the word "security", displayed on a motor vehicle must be accompanied by the relevant Master licence number.

If uniforms are tailored in the style of light blue shirt and dark trousers an example of any emblem or insignia must be forwarded to the Security Licensing & Enforcement Directorate (SLED) for approval. SLED is available to provide advice regarding uniforms and emblems. SLED can be contacted on 1300 362 001 or at SLED@police.nsw.gov.au.

Any advertisement for a security business must contain the number of the relevant Master licence.

A person must not advertise that the person carries on a security activity unless the person is the holder of a licence.

THE TITLE 'THE HONOURABLE' FOR GOVERNORS OF NEW SOUTH WALES

HER Majesty the Queen has given approval for the title of "the Honourable" to be accorded to Governors of New South Wales.

Governors will be styled "Her/His Excellency the Honourable" while in office and "the Honourable" in retirement.

The style applies retrospectively, as well as to the current and future holders of the office of Governor.

The current Governor is now addressed as Her Excellency Professor the Honourable Marie Bashir AC CVO.

Dated: 28 November 2013.

BARRY O'FARRELL, M.P.,
Premier

TRANSPORT ADMINISTRATION ACT 1988

LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

Erratum

IN the notice published in the *NSW Government Gazette* No. 69 on 28 May 2010, on pages 2288 and 2289, for the Compulsory Acquisition of Interests in Land for the Purposes of the Transport Infrastructure Development Corporation (now known as Transport for NSW), the Plan of Easement over part of Lot 2, DP 533022 which is held in the offices of Transport for NSW has been replaced by Deposited Plan 1163401. The notice is amended as below:

SCHEDULE 1

The words 'being part Lot 2 in Deposited Plan 533022, as shown marked "(E)" and coloured blue in the "Plan of Easement over part of Lot 2, DP 533022" having a total area of 128 square metres or thereabouts, a copy of which is held in the offices of the Transport Infrastructure Development Corporation' are replaced with the words 'shown marked (B) in Deposited Plan 1163401'.

Dated this 29th day of November 2013.

CHRIS LOCK,
Deputy Director General,
Transport Projects,
Transport for NSW

LEGAL PROFESSION ADMISSION RULES 2005

Legal Profession Admission Board

THE Legal Profession Admission Board has approved amendments to the Legal Profession Admission Rules 2005.

Legal Profession Admission Board	Application for Registration as a Student-at-law		Form 1 Rule 28	The contents of this application may be disclosed to law admitting authorities and law regulatory bodies.
1. Applicant Details	SURNAME		TITLE	
	GIVEN NAMES			
	GENDER		DATE OF BIRTH (dd/mm/yyyy)	
	<input type="checkbox"/> Male	<input type="checkbox"/> Female		
	RESIDENTIAL ADDRESS			
	POSTAL ADDRESS (if different from Residential)			
	BUSINESS PHONE NUMBER		HOME PHONE NUMBER	
MOBILE PHONE NUMBER		FACSIMILE		
EMAIL ADDRESS				
2. Examination Centre	My nominated LPAB examination centre is:			Select from list on instructions page 2.
3. Entry Qualifications	I meet the requirements for Entry Category No. and I have attached the required supporting documentation.		<input type="text"/> Entry Category No.	Provide category number in adjacent box.
4. Academic Exemptions	(a) I have received academic exemptions from the Legal Profession Admission Board. I attach a copy of a letter from the Board granting these exemptions.		Delete if not applicable.	
	(b) I have submitted an application for academic exemption and I am awaiting an outcome of that application.		Delete if not applicable.	
5. Declarations	Consider the following three declarations carefully and sign in the space provided only if the statement applies to you.			
	5.1 I have not previously registered as a student-at-law with the Legal Profession Admission Board. <i>(If you have previously lodged an application to register as a student-at-law you must not lodge this application. Please contact the LPAB for more information).</i>		Sign here if true.	

Name of Applicant		
	<p>5.2 I have not done anything likely to affect adversely my good fame and character, and I am not aware of any matter or circumstance that might reflect badly on my reputation.</p> <p><i>(If this declaration does not apply to you and you have something to disclose you must strike out the declaration and attach a letter of disclosure setting out full details of matters or circumstances which might affect your good fame, character or fitness to be registered as a student-at-law).</i></p>	<p>Sign here if true.</p> <p>.....</p>
	<p>5.3 I reside in Australia and I intend to continue residing in Australia during candidature for the Board's examinations.</p> <p><i>(To apply, an applicant <u>must</u> be resident in Australia. Candidature for the Board's examinations does not confer any visa entitlement).</i></p>	<p>Sign here if true.</p> <p>.....</p>
6. Certification & Authorisation	<p>The above information and declarations I have given in this form are true and complete. I authorise the Board to obtain from any relevant institution at which I have pursued any course of study or training, such documents as the Board considers necessary for the purpose of its determination of whether I am a suitable for registration as a student-at-law.</p>	<p>Sign and Date.</p> <p>.....</p> <p>...../...../.....</p>

PRIVATE ADVERTISEMENTS

COUNCIL NOTICES

BATHURST REGIONAL COUNCIL

Roads Act 1993, Section 10

Dedication of Land as Public Road

THE Bathurst Regional Council hereby gives notice that pursuant to section 10 of the Roads Act 1993 the land described in the Schedule below is dedicated to the Council as public road. D. SHERLEY, General Manager, Bathurst Regional Council, PMB 17, Bathurst NSW 2795.

SCHEDULE

Lots 5, 8 and 9, DP 1135025, to be known as Hill End Road, Hill End. [7295]

LISMORE CITY COUNCIL

NOTICE is hereby given by Lismore City Council, pursuant to section 50 of the Local Government Act 1993, that the land described as Lot 7, DP 9379, 29 Gaggin Lane, Lismore, is hereby vested in Council as Drainage Reserve. GARY MURPHY, General Manager, Lismore City Council, PO Box 23A, Lismore NSW 2480. [7296]

WINGECARRIBEE SHIRE COUNCIL

Roads Act 1993, Section 162

Naming of Public Roads
File No. 7810/12

NOTICE is hereby given that Wingecarribee Shire Council, in pursuance of the abovementioned Act, has named the new road described hereunder:

Cambourn Close.

A small road running off the northern end of Ardross Avenue, Bundanoon NSW 2578, Parish of Sutton Forest, County of Camden. The new road will service ten new urban allotments. A. PRENDERGAST, A/General Manager, Wingecarribee Shire Council, Civic Centre, Elizabeth Street, Moss Vale NSW 2577. [7297]

COMPANY NOTICES

NOTICE of application for winding up order. – In the Supreme Court of New South Wales No. 330101 of 2013. – FUTURE NETWORK (ALBURY) PTY LTD, ACN 093 583 192. – 1. A proceeding for the winding up of Future Network (Albury) Pty Ltd was commenced by the plaintiff, Raoul Cruz, on 1 November 2013 and will be heard by the Supreme Court of New South Wales at Law Courts Building, 184 Phillip Street, Sydney NSW 2000, at 9:15 a.m., on 13 December 2013. Copies of documents filed may be obtained from the plaintiff's address for service. 2. The plaintiff's address for service is Kell Moore Lawyers, 571 Kiewa Street, Albury NSW 2640. 3. Any person intending to appear at the hearing must file a notice of appearance, in accordance with the prescribed form, together with any affidavit on which the person intends to rely, and serve a copy of the notice and any affidavit on the plaintiff at the plaintiff's address for service at least 3 days before the date fixed for the hearing. Dated 29 November 2013. SEAN LEE, c.o. Kell Moore Lawyers, 571 Kiewa Street, Albury NSW 2640, tel.: (02) 6021 2844. [7298]

NOTICE of dissolution of partnership. – Notice is hereby given that the partnership previously subsisting between Simone-Lee Kennedy and Meredith Anne Hatton carrying on business as solicitors at 8B, 11-13 Bundaroo Street, Bowral NSW, under the name of KENNEDY HATTON SOLICITORS has been dissolved as from the 30th day of November 2013. Dated 2 December 2013. Kennedy Legal & Mediation Services (02) 4862 2727 and Meredith Hatton & Associates (02) 4862 5511. [7299]

COUNCIL NOTICES

BOURKE SHIRE COUNCIL

Local Government Act 1993, Section 713

Sale of Land for Unpaid Rates and Charges

NOTICE is hereby given to the persons named hereunder that Bourke Shire Council has resolved, in pursuance of section 713 of the Local Government Act 1993, as amended to sell the lands described hereunder of which the persons named appear to be the owners or in which they appear to have an interest in the land, and on which the amount of Rates and Charges stated in each case, as at 30 June 2013 remain unpaid.

<i>Owner/persons of interest</i> (a)	<i>Property description</i> (b)	<i>Amount of rates 5 years (dwelling) or 12 months (vacant land)</i> (c)	<i>Amount of rates overdue for more than 5 years (dwelling) or 12 months (vacant land), including all other outstanding charges</i> (d)	<i>Total outstanding as at 30 June 2013</i> (e)
John Brooke Machattie Street, Barrington NSW 2840	Lot 8, Section 3, DP 1696 Machattie Street, Barrington	\$91.36	\$439.08	\$530.44
Leslie James Bunyan (Jnr) PO Box 213, Bourke NSW 2840	Lot 25, DP 829041 9 Adams Street, Bourke	\$2,323.51	\$8,736.61	\$11,060.12
House & Land Sales Pty Ltd Unit 215/430, Marine Parade, Biggera Waters Qld 4216	Lot 27, DP 907214 25 Adelaide Street, Bourke	\$1,994.65	\$2,907.44	\$4,902.09
House & Land Sales Pty Ltd Unit 215/430, Marine Parade, Biggera Waters Qld 4216	Lot 1, DP 1088424 17A Adelaide Street, Bourke	\$1,986.38	\$2,888.89	\$4,875.27
House & Land Sales Pty Ltd Unit 215/430, Marine Parade, Biggera Waters Qld 4216	Lot 7, Section 95, DP 758144 3 Adelaide Street, Bourke	\$1,989.88	\$2,897.20	\$4,887.08
Mamadomia Pty Ltd, Eco-Health Enterprises Pty Ltd, Andy Freedman & Anna Elisabeth Malter 10A Amber Place, Carine WA 6020	Lot 8, Section 95, DP 758144 1 Adelaide Street, Bourke	\$1,989.88	\$2,897.20	\$4,887.08
House & Land Sales Pty Ltd Unit 215/430, Marine Parade, Biggera Waters Qld 4216	Lots 2-4, Section 88, DP 758144 Western Lands Lease 9532 2-6 Adelaide Street, Bourke	\$2,035.45	\$3,004.79	\$5,040.24
House & Land Sales Pty Ltd Unit 215/430, Marine Parade, Biggera Waters Qld 4216	Lot 11, DP 906943 24 Adelaide Street, Bourke	\$1,989.88	\$2,897.20	\$4,887.08
House & Land Sales Pty Ltd Unit 215/430, Marine Parade, Biggera Waters Qld 4216	Lots 7 and 8, DP 8402 30-32 Adelaide Street, Bourke	\$2,037.44	\$2,908.18	\$4,945.62
House & Land Sales Pty Ltd Unit 215/430, Marine Parade, Biggera Waters Qld 4216	Lot 10, DP 629712 25 Anson Street, Bourke	\$2,052.89	\$2,977.07	\$5,029.96
House & Land Sales Pty Ltd Unit 215/430, Marine Parade, Biggera Waters Qld 4216	Lot E, DP 36416 15 Mertin Street, Bourke	\$2,020.35	\$2,962.90	\$4,983.25

<i>Owner/persons of interest</i> (a)	<i>Property description</i> (b)	<i>Amount of rates 5 years (dwelling) or 12 months (vacant land)</i> (c)	<i>Amount of rates overdue for more than 5 years (dwelling) or 12 months (vacant land), including all other outstanding charges</i> (d)	<i>Total outstanding as at 30 June 2013</i> (e)
House & Land Sales Pty Ltd Unit 215/430, Marine Parade, Biggera Waters Qld 4216	Lot Y, DP 449584 2 Church Street, Bourke	\$1,978.83	\$2,871.70	\$4,850.53
House & Land Sales Pty Ltd Unit 215/430, Marine Parade, Biggera Waters Qld 4216	Lot A, DP 394921 13 Hope Street, Bourke	\$2,025.44	\$2,981.83	\$5,007.27
House & Land Sales Pty Ltd Unit 215/430, Marine Parade, Biggera Waters Qld 4216	Lot 5, DP 668029 9 Hope Street, Bourke	\$2,042.50	\$2,888.09	\$4,930.59
House & Land Sales Pty Ltd Unit 215/430, Marine Parade, Biggera Waters Qld 4216	Lot 2, DP 501878 3 Hope Street, Bourke	\$1,938.58	\$2,981.83	\$4,920.41
House & Land Sales Pty Ltd Unit 215/430, Marine Parade, Biggera Waters Qld 4216	Lot 1, DP 501878 1 Hope Street, Bourke	\$1,988.22	\$2,894.83	\$4,883.05
NAR Australia Pty Ltd 112/322 Military Road, Cremorne NSW 2090	Lot 2, Section 47, DP 758144 2-4 Hope Street, Bourke	\$1,826.81	\$433.75	\$2,260.56
Lily May Good, Ester Louisa Good & Florence Ethel Harrington 12A Meek Street, Bourke NSW 2840	Lot 1, DP 1160158 12A Meek Street, Bourke	\$1,947.11	\$2,396.35	\$4,343.46
House & Land Sales Pty Ltd Unit 215/430, Marine Parade, Biggera Waters Qld 4216	Lot 1, DP 304265 20 Meek Street, Bourke	\$1,997.99	\$2,918.64	\$4,916.63
House & Land Sales Pty Ltd Unit 215/430, Marine Parade, Biggera Waters Qld 4216	Lot 1 DP 982276 3 Mertin Street, Bourke	\$1,988.51	\$2,895.25	\$4,883.76
House & Land Sales Pty Ltd Unit 215/430, Marine Parade, Biggera Waters Qld 4216	Lot 11, DP 135060 1 Mertin Street, Bourke	\$1,988.51	\$2,895.25	\$4,883.76
House & Land Sales Pty Ltd Unit 215/430, Marine Parade, Biggera Waters Qld 4216	Lots A and B, DP 421041 66-68 Short Street, Bourke	\$2,286.65	\$12,173.90	\$14,460.55
Estate of the Late Mona Mary Ann O'Sullivan C/ Kerrie Brown, PO Box 336, Bourke NSW 2840	Lot 1, DP 912834 46 Tudor Street, Bourke	\$11,123.54	\$6,787.17	\$17,910.71
William Edward Kendall 375 Elliotts Road, Myrtle Creek NSW 2469	Lot C, DP 409400 62 Tudor Street, Bourke	\$12,743.57	\$32,015.06	\$44,758.63
House & Land Sales Pty Ltd Unit 215/430, Marine Parade, Biggera Waters Qld 4216	Lot 1, DP 973661 10 Yanda Street, Bourke	\$2,003.67	\$2,930.14	\$4,933.81

<i>Owner/persons of interest</i> (a)	<i>Property description</i> (b)	<i>Amount of rates 5 years (dwelling) or 12 months (vacant land)</i> (c)	<i>Amount of rates overdue for more than 5 years (dwelling) or 12 months (vacant land), including all other outstanding charges</i> (d)	<i>Total outstanding as at 30 June 2013</i> (e)
House & Land Sales Pty Ltd Unit 215/430, Marine Parade, Biggera Waters Qld 4216	Lot B, DP 936563 8 Yanda Street, Bourke	\$1,996.69	\$2,913.45	\$4,910.14
House & Land Sales Pty Ltd Unit 215/430, Marine Parade, Biggera Waters Qld 4216	Lots 11, 12 and 23, Section 97, DP 758144 Western Lands Lease 12651 15 Yanda Street, Bourke	\$2,021.80	\$2,858.97	\$4,880.77
Murrawarri Aboriginal Corporation Irrara Street, Enngonia NSW 2840	Lot 13, DP 711411 Belalie Street, Enngonia	\$153.23	\$289.13	\$442.36
John Edwin Donohoe Aubrey Street, Fords Bridge NSW 2840	Lot 14, Section 44, DP 758419 Aubrey Street, Fords Bridge	\$224.80	\$1,020.50	\$1,245.30
House & Land Sales Pty Ltd Unit 215/430, Marine Parade, Biggera Waters Qld 4216	Lot 1, DP 1148806 4 High Street, Bourke	\$1,099.07	\$1,588.53	\$2,687.60

In default of payment to the Council of the amount in column (e) above and any other rates (including charges) becoming due and payable after publication of this Notice. The only acceptable payment arrangement for withdrawal from sale is payment of all Rates and Charges and that if all outstanding monies are paid in full and to Council's satisfaction, this will be the only reason for withdrawing a property from the sale. That personal cheque payments for any of the listed properties will not be accepted five (5) working days prior to the sale. If full payment has not been received before the time fixed for the sale, the said land will be offered for sale by public auction at the Council Chambers at 29 Mitchell Street, Bourke NSW 2840 on Saturday, 1 March 2014 at 10:00 am. ROSS EARL, General Manager, Bourke Shire Council, PO Box 21, Bourke NSW 2840.

[7300]

MURRAY SHIRE COUNCIL

Local Government Act 1993, Sec 713

Sale of Land for Overdue Rates

NOTICE is hereby given to the persons named hereunder that the Council of the Shire of Murray has resolved, in pursuance of section 713 of the Local Government Act 1993, to sell land described hereunder of which the persons named appear to be the owners or which they appear to have an interest and on which the amount of rates and charges stated in each case as of 6 December 2013 is due:

<i>Owners or persons having an interest in land</i>	<i>Description of land</i>	<i>Amount of rates (including extra charges) overdue for more than five years</i>	<i>Interest accrued on amount in columns (c) and (e)</i>	<i>Amount of other rates (including extra charges) due and in arrears</i>	<i>Total</i>
(a)	(b)	(c)	(d)	(e)	(f)
\$		\$	\$	\$	\$
Owner: Gregory John McDonnell	Lot 6, DP 270259 5 Hollara Drive, Moama Area: 3,156 sq m	1,786.26	1,874.33	8,006.32	11,666.91
Owner: John William Bayley Mortgage: Westpac Banking Corporation	Lots 6, 7 and 8, Section 4, DP 759106 Parish: Mars-Womboota, County: Cadell Area: 6,704 sq m	1,703.87	823.84	1,581.97	4,109.68
Owner: Late David Donald Henry Allen	Lot 3, DP 113063 Parish: Wongal, County: Cadell Area: 4047 sq m	145.36	445.56	1,971.04	2,561.96
Owner: Mr Richard Holmes	Lot 108, DP 756259; Lots 1 and 7, Sec 21, DP 758155 Parish: Brassi, County: Townsend Area: 6,778 sq m	2,109.44	2,213.80	1,971.04	6,294.23
Owner: Mr Henry Walburn Wheeler	Lot 143, DP 756259 Parish: Brassi, County: Townsend Area: 1.619 ha	2,109.44	2,213.80	1,971.04	6,294.23
Owner: Mr Henry Holmes MacCullagh	Lot 145, DP 756259 Parish: Brassi, County: Townsend Area: 1.148 ha	2,109.44	2,213.80	1,971.04	6,294.23
Owner: Denkavit (Aust) Pty Ltd	Lot 11, DP 111275; Lot 1, DP 111274 Parish: Gulpa, County: Cadell Area: 6.829 ha	145.36	445.56	2,021.04	2,611.96

In default of payment to the Council of the amount stated in Column (f) above and any other rates (including extra charges) becoming due and payable after publication of this notice, or an arrangement satisfactory to Council for the payment of all such rates being entered into by the rateable person, before the fixed time for the sale, the said Land will be offered separately for sale by Public Auction at the Shire Hall, Conargo Street, Mathoura, on Friday, 21 February 2014 at 12.pm. G. J. MURDOCH, General Manager, Murray Shire Council, PO Box 21, Mathoura NSW 2710. [7301]

OTHER NOTICES

ESSENTIAL ENERGY

Electricity Supply Act 1995

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Easements
for Electricity Purposes between Yarrandale and Gilgandra

ESSENTIAL ENERGY declares, with the approval of Her Excellency the Governor, with the advice of the Executive Council, that the Interests in Land described in Schedule 1 to this notice the terms of which are described in Schedule 2 to this notice are acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purposes of the Electricity Supply Act 1995.

Dated this 6th day of December 2013. VINCE GRAHAM, Chief Executive Officer, Essential Energy, PO Box 5730, Port Macquarie NSW 2444.

SCHEDULE 1

<i>No</i>	<i>Interest In Land</i>	<i>Locality</i>	<i>LGA</i>	<i>Parish</i>	<i>County</i>
1.	Easement for overhead powerlines 45 wide and variable width affecting the Crown road separating Lot 59 in DP 754328 and Lot 53 in DP 754328 shown as “(H) Proposed Easement for Overhead Powerlines 45 wide and variable width” in DP 1185478	Dubbo	Dubbo	Terramungamine	Lincoln
2.	Easement for overhead powerlines 45 wide and variable width affecting the Crown road separating Lot 53 in DP 754328 and Lot 92 in DP 610283 shown as “(H) Proposed Easement for Overhead Powerlines 45 wide and variable width” in DP 1185478	Dubbo	Dubbo	Terramungamine	Lincoln
3.	Easement for overhead powerlines 45 wide and variable width affecting the Crown road separating Lot 9 in DP 224931 and Lot 121 in DP 754328 shown as “(H) Proposed Easement for Overhead Powerlines 45 wide and variable width” in DP 1185478	Dubbo	Dubbo	Terramungamine	Lincoln
4.	Easement for overhead powerlines 45 wide and variable width affecting the Crown road separating Lot 25 in DP 754314 and Lot 2 in DP 233319 shown as “(H) Proposed Easement for Overhead Powerlines 45 wide and variable width” in DP 1185478	Dubbo	Dubbo	Goonoo	Lincoln
5.	Easement for overhead powerlines 45 wide and variable width affecting the Crown road south of Lot 16 in DP 754314 shown as “(H) Proposed Easement for Overhead Powerlines 45 wide and variable width” in DP 1185478	Mogriguy	Dubbo	Goonoo	Lincoln
6.	Easement for overhead powerlines 45 wide and variable width affecting the Crown road east of Lot 50 in DP 754314 and Lot 41 in DP 754314 and part south of Lot 50 in DP 754314 shown as “(H) Proposed Easement for Overhead Powerlines 45 wide and variable width” in DP 1185478	Mogriguy	Dubbo	Goonoo	Lincoln
7.	Easement for overhead powerlines 45 wide and variable width affecting the Crown road separating Lot 22 in DP 754300, Lot 77 in DP 754314, Lot 24 in DP 754300 and Lot 49 in DP 754314 shown as “(H) Proposed Easement for Overhead Powerlines 45 wide and variable width” in DP 1185478	Mogriguy	Dubbo	Goonoo	Lincoln
8.	Easement for overhead powerlines 45 wide and variable width affecting the Crown road north of Lot 22 in DP 754300 shown as “(H) Proposed Easement for Overhead Powerlines 45 wide and variable width” in DP 1185478	Mogriguy	Dubbo	Goonoo	Lincoln

<i>No</i>	<i>Interest In Land</i>	<i>Locality</i>	<i>LGA</i>	<i>Parish</i>	<i>County</i>
9.	Easement for overhead powerlines 45 wide and variable width affecting the Crown road separating Lot 14 in DP 754300, Lot 17 in DP 754300, Lot 1 in DP 1061377, Lot 15 in DP 754300 and Lot 11 in DP 754300 shown as “(H) Proposed Easement for Overhead Powerlines 45 wide and variable width” in DP 1185478	Eumungerie	Dubbo	Caledonia	Lincoln

SCHEDULE 2

The easements for overhead powerlines described in Schedule 1 are on the terms set out in Part A of Memorandum No. AG189384 registered on the Register held under the Real Property Act 1900. [7302]

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PETER MUSGRAVE, Government Printer.