



# *Government Gazette*

OF THE STATE OF

NEW SOUTH WALES

**Week No. 52/2013**

**Friday, 27 December 2013**

*Published under authority by  
Department of Premier and Cabinet  
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Pages 5979 – 6054*

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## DEADLINES

### Attention Advertisers . . .

*Government Gazette inquiry times are:*

*Monday to Friday: 8.30 am to 4.30 pm*

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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.

### New Year deadline

Due to the Public Holiday on New Years Day the deadline for inclusion in the *Government Gazette* to be published on 3 January 2014 will be close of business on 31 December 2013.

## Special Supplements

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

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

### Please Note:

- *Only electronic lodgement of Gazette contributions will be accepted. If you have not received a reply confirming acceptance of your email by the close of business on that day please phone 9321 3356.*

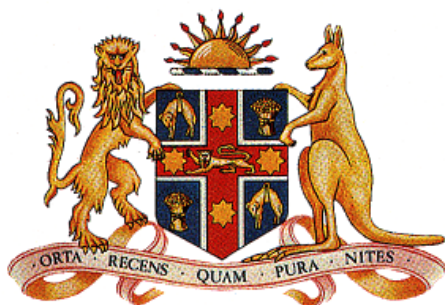
## Department of Finance and Services Tenders

### SUPPLIES AND SERVICES FOR THE PUBLIC SERVICE

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

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

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



# Government Gazette

OF THE STATE OF  
NEW SOUTH WALES

**Number 178**

**Friday, 20 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 Friday, 20 December 2013.

Dated 19 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
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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.

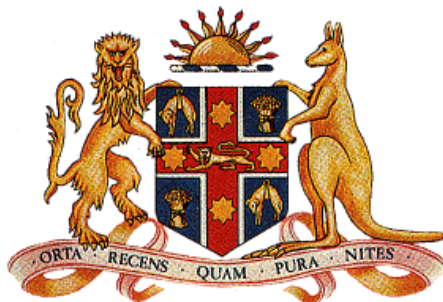
## SCHEDULE A

Illawarra/Shoalhaven  
 Eastern Riverina  
 Southern Riverina  
 Northern Riverina

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# Government Gazette

OF THE STATE OF  
NEW SOUTH WALES

**Number 179**  
**Monday, 23 December 2013**

Published under authority by the Department of Premier and Cabinet

## SPECIAL SUPPLEMENT

### ELECTRICITY SUPPLY ACT 1995

Section 119(1)(a)

#### ORDER

I, ANTHONY JOHN ROBERTS, M.P., Minister for Resources and Energy, pursuant to section 119(1)(a) of the Electricity Supply Act 1995 (the Act), declare as follows:

1. Each electricity load used by the persons specified in the Schedule, including any related bodies corporate, ('specified person'), at the locations set out in the Schedule, is either fully or partially exempt from the Energy Savings Scheme in Part 9 of the Act, as specified in the fourth column of the Schedule. For partial exemptions, the exempt portion of each electricity load is specified in the Schedule as a percentage ('exempt proportion').
2. In applying the exemption granted by paragraph 1 of this Order a scheme participant may deduct from the total value of its liable acquisitions an allowance of 5% of the exempt proportion for losses occurring between the purchase of electricity by the scheme participant and its use by the specified person.
3. The exemption granted by paragraph 1 of this Order is effective from 1 January 2014 until revoked. All previous orders are revoked on and from 1 January 2014.
4. The Scheme Regulator, pursuant to Section 120(5) of the Act, is authorised to make rules with respect to the exemption granted by paragraphs 1 and 2 of this Order (including rules relating to assessment of deductions under Division 5 of the Act).

I am satisfied that each electricity load to which this Order applies is used in connection with an industry or activity that is both emissions intensive and trade exposed and that the exemption is generally consistent with the objects of Part 9 of the Act.

Dated: 20 December 2013.

ANTHONY ROBERTS, M.P.,  
Minister for Resources and Energy

#### SCHEDULE

<i>Specified Person (name and Australian Business Number)</i>	<i>Specified Location (address)</i>	<i>Activity or Industry</i>	<i>Type of Exemption and Exempt Proportion (per cent) for Partial Exemptions</i>
A.B.C. PAPER & PAPER MILLS PTY LIMITED, 41 003 879 098.	63-65 Redfern Street, Wetherill Park NSW 2164.	Tissue paper manufacturing.	Partial exemption: 60%.
ACI OPERATIONS PTY LTD, 94 004 230 326.	5 Andrews Road, Penrith NSW 2750.	Glass Containers Production.	Partial exemption: 60%.

<i>Specified Person (name and Australian Business Number)</i>	<i>Specified Location (address)</i>	<i>Activity or Industry</i>	<i>Type of Exemption and Exempt Proportion (per cent) for Partial Exemptions</i>
ALCOA AUSTRALIA ROLLED PRODUCTS PTY LTD, 50 069 853 229.	Kiora Crescent, Yennora NSW 2161.	Rolled Aluminium Production.	Partial exemption: 90%.
BLUESCOPE STEEL LTD, 16 000 011 058.	Five Islands Road, Port Kembla NSW 2505.	Integrated iron and steel manufacturing.	Partial exemption: 90%.
BORAL LIMITED, 13 008 421 761.	Taylor Avenue, New Berrima NSW 2577.	Clinker production.	Partial exemption: 90%.
BORAL LIMITED, 13 008 421 761.	Maldon Bridge Road, Picton NSW 2571.	Lime production and Clinker production.	Partial exemption: 90%.
BORAL LIMITED, 13 008 421 761.	Hume Street, Marulan South NSW 2579.	Lime production.	Partial exemption: 90%.
BORG PANELS PTY LTD, 54 139 584 900.	Lowes Mount Road, Oberon NSW 2787.	Reconstituted wood-based panels (particleboard) manufacturer.	Partial exemption: 60%.
CALTEX AUSTRALIA LIMITED, 40 004 201 307.	2 Solander Street, Kurnell NSW 2231.	Petroleum refining.	Partial exemption: 90%.
CARTER HOLT HARVEY PINEPANELS PTY LTD, 51 107 211 567.	Lowes Mount Road, Oberon NSW 2787.	Reconstituted wood-based panels (particleboard) manufacturer.	Partial exemption: 60%.
CARTER HOLT HARVEY PINEPANELS PTY LTD, 51 107 211 567.	Jepsen Avenue, Tumut NSW 2720.	Reconstituted wood-based panels (particleboard) manufacturer.	Partial exemption: 60%.
CAUSMAG ORE COMPANY PTY LTD, 73 004 301 517.	2 Park Avenue, Young NSW 2594.	Magnesia production.	Partial exemption: 90%.
COMMONWEALTH STEEL COMPANY PTY LTD, 58 000 007 698.	2 Maud Street, Waratah NSW 2298.	Carbon steel from cold ferrous feed manufacture and Integrated iron and steel manufacturing.	Partial exemption: 90%.
CSR LIMITED, 90 000 001 276.	8 Williamson Road, Ingleburn NSW 2565.	Bulk flat glass production.	Partial exemption: 90%.
HONAN HOLDINGS PTY LTD, 31 000 392 727.	36 Bolong Road, Bomaderry NSW 2541.	High purity ethanol production.	Partial exemption: 60%.
HONAN HOLDINGS PTY LTD, 31 000 392 727.	36 Bolong Road, Bomaderry NSW 2541.	Dried distillers grains with solubles production.	Partial exemption: 90%.
ILLAWARRA COKE COMPANY PTY LTD, 85 000 009 807.	27 Railway Street, Corrimal NSW 2518.	Coke oven coke production.	Partial exemption: 90%.
LYONDELLBASELL AUSTRALIA (HOLDINGS) PTY LTD, 74 066 270 237.	Durham Street, Rosehill NSW 2142.	Polymer grade propene production.	Partial exemption: 90%.
NATIONAL CERAMIC INDUSTRIES AUSTRALIA PTY LIMITED, 83 100 467 267.	175 Racecourse Road, Rutherford NSW 2320.	Ceramic floor and wall tile production.	Partial exemption: 60%.
NORSKE SKOG PAPER MILLS (AUSTRALIA) LIMITED, 84 009 477 132.	117 R.W. Henry Drive, Ettamogah NSW 2642.	Newsprint manufacture.	Partial exemption: 90%.



<i>Specified Person (name and Australian Business Number)</i>	<i>Specified Location (address)</i>	<i>Activity or Industry</i>	<i>Type of Exemption and Exempt Proportion (per cent) for Partial Exemptions</i>
ONESTEEL MANUFACTURING PTY LTD, 42 004 651 325.	Ingall Street, Mayfield NSW 2304.	Carbon steel from cold ferrous feed manufacture and Integrated iron and steel manufacturing.	Partial exemption: 90%.
ONESTEEL NSW PTY LIMITED, 59 003 312 892.	22 Kellogg Road, Rooty Hill NSW 2766.	Carbon steel from cold ferrous feed manufacture and Integrated iron and steel manufacturing.	Partial exemption: 90%.
ORICA AUSTRALIA PTY LTD, 99 004 117 828.	Botany Industrial Park, 16-20 Beauchamp Road, Matraville NSW 2036.	Chlorine gas and sodium hydroxide (caustic soda) production.	Partial exemption: 90%.
ORICA AUSTRALIA PTY LTD, 99 004 117 828.	15 Greenleaf Road, Kooragang Island NSW 2304.	Ammonia production and Ammonium nitrate production.	Partial exemption: 90%.
ORORA LIMITED, 55 004 275 165.	1891 Botany Road, Matraville NSW 2036.	Packaging and industrial paper manufacturing.	Partial exemption: 90%.
PAPER AUSTRALIA PTY LTD, 63 061 583 533.	340 Bolong Road, Bomaderry NSW 2541.	Printing and writing paper manufacturing.	Partial exemption: 90%.
QENOS PTY LTD, 62 054 196 771.	Botany Industrial Park, 16-20 Beauchamp Road, Matraville NSW 2036.	Ethene (ethylene) production and Polymer grade propene production.	Partial exemption: 90%.
QENOS PTY LTD, 62 054 196 771.	Botany Industrial Park, 16-20 Beauchamp Road, Matraville NSW 2036.	Polyethylene production.	Partial exemption: 60%.
SIBELCO ASIA PACIFIC PTY LTD, 70 092 916 811.	Garthowen Road, Attunga NSW 2345.	Lime production.	Partial exemption: 90%.
SIBELCO ASIA PACIFIC PTY LTD, 70 092 916 811.	Charbon Road, Charbon NSW 2848.	Lime production.	Partial exemption: 90%.
SIBELCO ASIA PACIFIC PTY LTD, 70 092 916 811.	Dunedoo Road, Gulgong NSW 2852.	Magnetite concentrate production.	Partial exemption: 60%.
SIBELCO ASIA PACIFIC PTY LTD, 70 092 916 811.	Eubindal Road, Galong NSW 2585.	Lime production.	Partial exemption: 90%.
SOLVAY INTEROX PTY. LTD., 70 000 882 137.	20-22 McPherson Street, Banksmeadow NSW 2019.	Hydrogen peroxide production.	Partial exemption: 60%.
TARAC TECHNOLOGIES PTY LTD, 28 007 513 813.	Beelbanger Road, Beelbanger NSW 2680.	High purity ethanol production.	Partial exemption: 60%.
THE TRUSTEE FOR SOUTHERN PAPER CONVERTERS TRUST (Main Trading Name – Visy Paper), 49 984 541 896.	158 McCredie Road, Smithfield NSW 2164.	Packaging and industrial paper manufacturing.	Partial exemption: 90%.

<i>Specified Person (name and Australian Business Number)</i>	<i>Specified Location (address)</i>	<i>Activity or Industry</i>	<i>Type of Exemption and Exempt Proportion (per cent) for Partial Exemptions</i>
TOMAGO ALUMINIUM COMPANY PTY LTD, 68 001 862 228.	638 Tomago Road, Tomago NSW 2322.	Aluminium smelting.	The following exemptions apply in respect of Tomago Aluminium Company Pty Ltd (Tomago) as a scheme participant: <ul style="list-style-type: none"> <li>• Full exemption in respect of the electricity load used by Tomago, which Tomago purchased from a direct supplier of electricity: 100%.</li> <li>• Partial exemption in respect of any other electricity load used by Tomago, which Tomago purchased from a supplier who is not a direct supplier of electricity: 90%.</li> <li>• In respect of all other scheme participants: Partial exemption: 90%.</li> </ul>
VISY PULP AND PAPER PTY LTD, 30 086 513 144.	436 Gadara Road, Tumut NSW 2720.	Packaging and industrial paper manufacturing.	Partial exemption: 90%.
WEATHERTEX PTY LTD, 67 084 713 986.	Masonite Road, Raymond Terrace NSW 2324.	Manufacture of reconstituted wood-based panels.	Partial exemption: 60%.

**LOCAL GOVERNMENT ACT 1993**

## Order under Section 438I

I, the Minister for Local Government issue this suspension order to suspend the council specified in Schedule 1 for the reasons and period specified in Schedule 2.

I hereby appoint the person specified in Schedule 2 as interim administrator of the council for the term specified in Schedule 2.

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

Dated: 20th day of December 2013.

The Hon. DON PAGE, M.P.,  
Minister for Local Government

**SCHEDULE 1**

CENTRAL DARLING SHIRE COUNCIL.

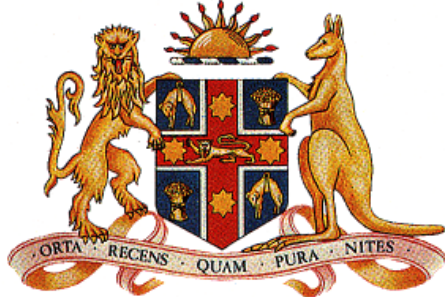
**SCHEDULE 2**

Factual circumstances that give rise to the suspension	Without further action, Council's financial position has deteriorated significantly with a current forecast deficit in operating funds of \$3.1M in May 2014. Council's financial position is expected to worsen further over the medium to long term. Councillors do not appear to have the capacity or willingness to sustain strict financial controls.
Reasons for order – suspension criteria – Clause 413E Local Government (General) Regulation 2005	<ul style="list-style-type: none"> <li>• Council has failed to comply with its legislative responsibilities in relation to financial management</li> <li>• There are significant financial risks facing the Council that are not being addressed</li> <li>• Previous intervention attempts have failed to rectify the financial circumstances</li> <li>• The appointment of an interim administrator is necessary to secure Council's finances and restore the proper or effective functioning of the Council</li> </ul>
Period of suspension	3 months from the publication of this order in the Gazette or such earlier time if the suspension is terminated by order.
Terms of appointment of interim administrator	<p>Pursuant to section 438M of the Local Government Act, Greg Wright, is appointed as interim administrator of Central Darling Shire Council for the period of the suspension, commencing on the date of the publication of this order in the Gazette and shall have the following functions:</p> <ul style="list-style-type: none"> <li>• To perform the role and function of the governing body of the Council under the Local Government Act and any other Act.</li> <li>• To exercise the role of the governing body and councillors identified in sections 223, 232(1) and 226 of the Local Government Act.</li> </ul> <p>Pursuant to section 438M(7) of the Local Government Act, the interim administrator shall be paid a salary of \$23,600.00 from the Council's funds for the period of the suspension.</p>
Reporting timeframes for interim administrator	<p>Provide brief weekly written reports (by email) on Council's position and any findings to the Chief Executive, Local Government.</p> <p>Provide a final report and any recommendations, pursuant to section 438N of the Local Government Act.</p>

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# Government Gazette

OF THE STATE OF  
NEW SOUTH WALES

**Number 180**

**Monday, 23 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 Saturday, 21 December 2013.

Dated 20 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
Schedule 9	Disposal of Diseased Animal Carcasses
Schedule 10	Bee Hive “Smokers”
Schedule 11	Electric or Gas Barbeques
Schedule 12	Charcoal Production
Schedule 13	Mining Operations
Schedule 14	Building Construction/Demolition – Urgent and Essential
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

##### Lower Central West Plains

##### Eastern Riverina

##### Southern Riverina

##### Northern Riverina

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# Government Gazette

OF THE STATE OF  
NEW SOUTH WALES

**Number 181**

**Monday, 23 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 Sunday, 22 December 2013.

Dated 21 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.

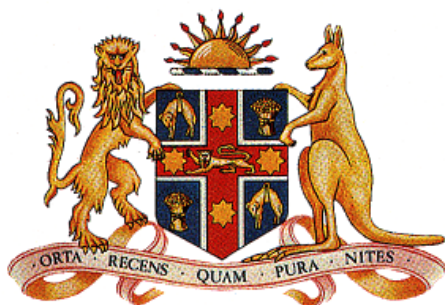
## SCHEDULE A

Southern Ranges  
Central Ranges  
Upper Central West Plains  
Lower Central West Plains  
Southern Slopes  
Eastern Riverina

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# Government Gazette

OF THE STATE OF  
NEW SOUTH WALES

**Number 182**

**Monday, 23 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 Monday, 23 December 2013.

Dated 22 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
Schedule 9	Disposal of Diseased Animal Carcasses
Schedule 10	Bee Hive “Smokers”
Schedule 11	Electric or Gas Barbeques
Schedule 12	Charcoal Production
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Schedule 14	Building Construction/Demolition – Urgent and Essential
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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

Greater Hunter  
Greater Sydney Region  
Central Ranges  
Northern Slopes  
North Western  
Upper Central West Plains  
Lower Central West Plains

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# *Government Gazette*

OF THE STATE OF  
NEW SOUTH WALES

**Number 183**

**Friday, 27 December 2013**

Published under authority by the Department of Premier and Cabinet

## LEGISLATION

### Online notification of the making of statutory instruments

Week beginning 16 December 2013

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

#### Proclamations commencing Acts

[Board of Studies, Teaching and Educational Standards Act 2013 No 89 \(2013-733\)](#) — published LW 20 December 2013

[Courts and Other Legislation Amendment Act 2012 No 60 \(2013-717\)](#) — published LW 20 December 2013

#### Regulations and other statutory instruments

[Allocation of the Administration of Acts 2013 \(No 5—Amendment\) \(2013-734\)](#) — published LW 20 December 2013

[Allocation of the Administration of Acts 2013 \(No 6—Amendment\) \(2013-735\)](#) — published LW 20 December 2013

[Board of Studies, Teaching and Educational Standards Regulation 2013 \(2013-736\)](#) — published LW 20 December 2013

[Civil and Administrative Tribunal Regulation 2013 \(2013-718\)](#) — published LW 20 December 2013

[Criminal Procedure Amendment \(Court Fees Payable by Government Agencies\) Regulation 2013 \(2013-719\)](#) — published LW 20 December 2013

[Environmental Planning and Assessment Amendment \(Complying Development and Fire Safety\) Regulation 2013 \(2013-705\)](#) — published LW 20 December 2013

[Fisheries Management Amendment \(Indictable Species and Quantities\) Regulation 2013 \(2013-720\)](#) — published LW 20 December 2013

[Health Services Amendment \(Lottie Stewart Hospital\) Order 2013 \(2013-737\)](#) — published LW 20 December 2013

[Institute of Teachers Amendment Regulation 2013 \(2013-738\)](#) — published LW 20 December 2013

[Intoxicated Persons \(Sobering Up Centres Trial\) Amendment \(Eastern Beaches\) Regulation 2013 \(2013-721\)](#) — published LW 20 December 2013

[Liquor Amendment \(Extension of Freeze Period\) Regulation 2013 \(2013-722\)](#) — published LW 20 December 2013

Liquor Amendment (Special Events—Extended Trading Periods) Regulation (No 3) 2013 (2013-723) — published LW 20 December 2013

Marine Safety (General) Amendment (Exemptions Relating to Safety Equipment and Facilities) Regulation 2013 (2013-739) — published LW 20 December 2013

Mine Subsidence Compensation Amendment (Contributions) Regulation 2013 (2013-724) — published LW 20 December 2013

National Parks and Wildlife Amendment (Public Health) Regulation 2013 (2013-732) — published LW 20 December 2013

Protection of the Environment Operations (General) Amendment (Glebe Island) Regulation 2013 (2013-749) — published LW 20 December 2013

Public Finance and Audit Amendment (State Water Corporation) Regulation 2013 (2013-747) — published LW 20 December 2013

Public Finance and Audit Amendment (Uniprojects Pty Limited) Regulation 2013 (2013-748) — published LW 20 December 2013

Public Health Amendment (Vaccination of Children Attending Child Care Facilities) Regulation 2013 (2013-726) — published LW 20 December 2013

Public Interest Disclosures Amendment (Reporting) Regulation 2013 (2013-725) — published LW 20 December 2013

Public Sector Employment and Management (Community Relations Commission and Other Matters) Order 2013 (2013-740) — published LW 20 December 2013

Public Sector Employment and Management (NCAT and Local Land Services) Order 2013 (2013-741) — published LW 20 December 2013

Road Amendment (Booster Seats and Child Restraints) Rules 2013 (2013-742) — published LW 20 December 2013

State Authorities Non-contributory Superannuation Amendment (Lifehouse Australia) Order 2013 (2013-727) — published LW 20 December 2013

State Authorities Superannuation Amendment (Lifehouse Australia) Order 2013 (2013-728) — published LW 20 December 2013

Supreme Court Rules (Amendment No 424) 2013 (2013-743) — published LW 20 December 2013

Veterinary Practice Amendment (Local Land Services) Regulation 2013 (2013-729) — published LW 20 December 2013

Water Sharing Plan for the Greater Metropolitan Region Groundwater Sources Amendment Order 2013 (2013-744) — published LW 20 December 2013

Water Sharing Plan for the Lower Gwydir Groundwater Source Amendment Order (No 2) 2013 (2013-745) — published LW 20 December 2013

Water Sharing Plan for the Upper and Lower Namoi Groundwater Sources Amendment Order (No 2) 2013 (2013-746) — published LW 20 December 2013

Work Health and Safety Amendment (Transitional Provisions) Regulation 2013 (2013-730) — published LW 20 December 2013

Workers Compensation Amendment (Medical Expenses) Regulation 2013 (2013-731) — published LW 20 December 2013

## Environmental Planning Instruments

Blacktown Local Environmental Plan 1988 (Amendment No 229) (2013-708) — published LW 20 December 2013

Blue Mountains Local Environmental Plan 2005 (Amendment No 27) (2013-709) — published LW 20 December 2013

Clarence Valley Local Environmental Plan 2011 (Amendment No 6) (2013-710) — published LW 20 December 2013

Greater Hume Local Environmental Plan 2012 (Amendment No 1) (2013-711) — published  
LW 20 December 2013

Kempsey Local Environmental Plan 2013 (2013-712) — published LW 20 December 2013

Oberon Local Environmental Plan 2013 (2013-713) — published LW 20 December 2013

Port Macquarie-Hastings Local Environmental Plan 2011 (Amendment No 19) (2013-714) — published  
LW 20 December 2013

State Environmental Planning Policy (Exempt and Complying Development Codes) Amendment  
(Commercial and Industrial Development and Other Matters) 2013 (2013-706) — published  
LW 20 December 2013

State Environmental Planning Policy (Sydney Region Growth Centres) Amendment (Catherine Fields  
Precinct) 2013 (2013-707) — published LW 20 December 2013

Sydney Local Environmental Plan 2012 (Amendment No 3) (2013-704) — published LW 17 December 2013

Tenterfield Local Environmental Plan 2013 (Amendment No 1) (2013-715) — published  
LW 20 December 2013

Wollondilly Local Environmental Plan 2011 (Amendment No 6) (2013-716) — published  
LW 20 December 2013

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## Orders

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New South Wales

# Transport Administration (State Transit Authority—Fares) Further Amendment Order 2013

under the

Transport Administration Act 1988

I, Peter Rowley, the Chief Executive of the State Transit Authority, in pursuance of section 85 (2) of the *Transport Administration Act 1988*, make the following Order on behalf of the State Transit Authority.

Dated, this 18th day of December 2013.

Chief Executive of the State Transit Authority

### Explanatory note

The object of this Order is to amend the *Transport Administration (State Transit Authority—Fares) Order 2010* to increase, on and from 5 January 2014, fares payable for the following tickets:

- (a) certain single and multi-trip MyBus tickets,
- (b) multi-trip and periodical MyMulti tickets,
- (c) bus term tickets for school travel,
- (d) Newcastle Multi-Ride and Newcastle–Stockton ferry tickets,
- (e) periodic Newcastle Orange and Green TravelPass tickets.

This Order is made under the *Transport Administration Act 1988*, including sections 85 (2) and 87.

Transport Administration (State Transit Authority—Fares) Further Amendment Order 2013 [NSW]

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## **Transport Administration (State Transit Authority—Fares) Further Amendment Order 2013**

under the

Transport Administration Act 1988

### **1 Name of Order**

This Order is the *Transport Administration (State Transit Authority—Fares) Further Amendment Order 2013*.

### **2 Commencement**

This Order commences on 5 January 2014 and is required to be published in the Gazette.



Transport Administration (State Transit Authority—Fares) Further Amendment Order 2013 [NSW]  
Schedule 1 Amendment of Transport Administration (State Transit Authority—Fares) Order 2010

## Schedule 1 Amendment of Transport Administration (State Transit Authority—Fares) Order 2010

### Schedule 1

Omit the Schedule. Insert instead:

### Schedule 1 MyZone and other fares

(Clause 3)

#### Single Trip Fares

	Full fare \$	Concession \$
MyBus 1	2.30	1.10
MyBus 2	3.70	1.80
MyBus 3	4.60	2.30

#### Multi-trip Fares

	Full fare \$	Concession \$
MyBus TravelTen 1	18.40	8.80
MyBus TravelTen 2	29.60	14.40
MyBus TravelTen 3	36.80	18.40

	Full fare \$	Concession \$
MyMulti Day Pass	23.00	11.50

	Full fare \$	Concession \$
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#### Weekly Periodical Fares

MyMulti 1	46.00	23.00
MyMulti 2	54.00	27.00
MyMulti 3	63.00	31.50

#### Monthly Periodical Fares

MyMulti 1	175.00	Not applicable
MyMulti 2	206.00	Not applicable
MyMulti 3	246.00	Not applicable

#### Quarterly Periodical Fares

MyMulti 1	484.00	Not applicable
MyMulti 2	567.00	Not applicable
MyMulti 3	676.00	Not applicable

Transport Administration (State Transit Authority—Fares) Further Amendment Order 2013 [NSW]  
Schedule 1 Amendment of Transport Administration (State Transit Authority—Fares) Order 2010

	<b>Full fare \$</b>	<b>Concession \$</b>
<b>Yearly Periodical Fares</b>		
MyMulti 1	1,748.00	Not applicable
MyMulti 2	2,052.00	Not applicable
MyMulti 3	2,444.00	Not applicable

	<b>Full fare \$</b>	<b>Concession \$</b>
<b>Special (Sporting) Services</b>		
Old RAS Showground (Moore Park), Sydney Cricket Ground or Sydney Football Stadium (single)	3.50	1.70
Old RAS Showground (Moore Park), Sydney Cricket Ground or Sydney Football Stadium (return)	6.00	3.00
<b>Special (Racecourse) Service</b>		
Royal Randwick Racecourse (single)	3.50	1.70
Royal Randwick Racecourse (return)	6.00	3.00
<b>Special (New Year's Eve) Service</b>		
Unlimited travel on regular bus services between 3pm on 31 December and midday on 1 January (the following day)	6.00	3.00

<b>Special (Kings Cross to Railway Square) Service</b>	<b>\$</b>
Kings Cross to Railway Square via Town Hall	2.00

	<b>\$</b>
<b>Family Funday Sunday</b>	
Family Funday Sunday ticket	2.50
<b>Pensioner Excursion</b>	
Pensioner Excursion ticket	2.50
<b>School Travel</b>	
Bus term ticket for school travel (per term)	51.00

	<b>Full fare \$</b>	<b>Concession \$</b>
Newcastle Multi-Ride 1-Hour bus ticket	3.70	1.80
Newcastle Multi-Ride 4-Hour bus ticket	7.10	3.50
Newcastle Time-Ten Multi-Ride bus ticket	30.00	15.00
Newcastle–Stockton ferry ticket	2.60	1.30

Transport Administration (State Transit Authority—Fares) Further Amendment Order 2013 [NSW]  
Schedule 1 Amendment of Transport Administration (State Transit Authority—Fares) Order 2010

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	<b>Full fare \$</b>	<b>Concession \$</b>
Newcastle Multi-Ride Day bus-ferry ticket	10.90	5.40
Newcastle Orange TravelPass (weekly)	39.00	19.50
Newcastle Orange TravelPass (quarterly)	426.00	Not applicable
Newcastle Orange TravelPass (yearly)	1,563.00	Not applicable
Newcastle Green TravelPass (weekly)	54.00	27.00
Newcastle Green TravelPass (quarterly)	565.00	Not applicable
Newcastle Green TravelPass (yearly)	2,043.00	Not applicable



New South Wales

## Transport Administration (Sydney Trains—Fares) Amendment Order 2013

under the

Transport Administration Act 1988

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

Dated, this 23rd day of December 2013.

Chief Executive of Sydney Trains

### Explanatory note

The object of this Order is to amend the *Transport Administration (Sydney Trains—Fares) Order 2013* to increase, on and from 5 January 2014, fares payable for single, return and periodical MyTrain tickets and periodical MyMulti tickets.

This Order is made under the *Transport Administration Act 1988*, including sections 85 (1) (as applied to Sydney Trains by clause 18 of the *Transport Administration (General) Regulation 2013*) and 87.

Transport Administration (Sydney Trains—Fares) Amendment Order 2013 [NSW]

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## **Transport Administration (Sydney Trains—Fares) Amendment Order 2013**

under the

Transport Administration Act 1988

### **1 Name of Order**

This Order is the *Transport Administration (Sydney Trains—Fares) Amendment Order 2013*.

### **2 Commencement**

This Order commences on 5 January 2014 and is required to be published in the Gazette.



Transport Administration (Sydney Trains—Fares) Amendment Order 2013 [NSW]  
 Schedule 1 Amendment of Transport Administration (Sydney Trains—Fares) Order 2013

## Schedule 1 Amendment of Transport Administration (Sydney Trains—Fares) Order 2013

### Schedule 1

Omit the Schedule. Insert instead:

### Schedule 1 MyZone and other fares

(Clause 4 (1))

Single trip fares	Full fare	Concession
MyTrain 1	\$3.80	\$1.90
MyTrain 2	\$4.60	\$2.30
MyTrain 3	\$5.20	\$2.60
MyTrain 4	\$6.80	\$3.40
MyTrain 5	\$8.60	\$4.30

#### Return trip fares

Return peak trip fares	Full fare	Concession
MyTrain 1	\$7.60	\$3.80
MyTrain 2	\$9.20	\$4.60
MyTrain 3	\$10.40	\$5.20
MyTrain 4	\$13.60	\$6.80
MyTrain 5	\$17.20	\$8.60
Return off-peak trip fares	Adult fare	Child fare
MyTrain 1	\$5.00	\$2.50
MyTrain 2	\$6.20	\$3.10
MyTrain 3	\$7.00	\$3.50
MyTrain 4	\$9.20	\$4.60
MyTrain 5	\$11.80	\$5.90

Periodical MyTrain fares	Full fare	Concession
Weekly MyTrain fares		
MyTrain 1	\$28.00	\$14.00
MyTrain 2	\$35.00	\$17.50
MyTrain 3	\$41.00	\$20.50
MyTrain 4	\$52.00	\$26.00
MyTrain 5	\$61.00	\$30.50

Transport Administration (Sydney Trains—Fares) Amendment Order 2013 [NSW]  
 Schedule 1 Amendment of Transport Administration (Sydney Trains—Fares) Order 2013

<b>Periodical MyTrain fares</b>	<b>Full fare</b>	<b>Concession</b>
<b>Fortnightly MyTrain fares</b>		
MyTrain 1	\$56.00	\$28.00
MyTrain 2	\$70.00	\$35.00
MyTrain 3	\$82.00	\$41.00
MyTrain 4	\$104.00	\$52.00
MyTrain 5	\$122.00	\$61.00
<b>Monthly MyTrain fares</b>		
MyTrain 1	\$102.00	\$51.00
MyTrain 2	\$127.00	\$63.50
MyTrain 3	\$149.00	\$74.50
MyTrain 4	\$189.00	\$94.50
MyTrain 5	\$222.00	\$111.00
<b>Quarterly MyTrain fares</b>		
MyTrain 1	\$280.00	\$140.00
MyTrain 2	\$350.00	\$175.00
MyTrain 3	\$410.00	\$205.00
MyTrain 4	\$520.00	\$260.00
MyTrain 5	\$610.00	\$305.00
<b>Yearly MyTrain fares</b>		
MyTrain 1	\$1,120.00	\$560.00
MyTrain 2	\$1,400.00	\$700.00
MyTrain 3	\$1,640.00	\$820.00
MyTrain 4	\$2,080.00	\$1,040.00
MyTrain 5	\$2,440.00	\$1,220.00

**Periodical MyMulti and other multi-trip fares**

<b>Weekly MyMulti fares</b>	<b>Full fare</b>	<b>Concession</b>
MyMulti 1	\$46.00	\$23.00
MyMulti 2	\$54.00	\$27.00
MyMulti 3	\$63.00	\$31.50
<b>Monthly MyMulti fares</b>		
MyMulti 1	\$175.00	Not applicable
MyMulti 2	\$206.00	Not applicable
MyMulti 3	\$246.00	Not applicable

Transport Administration (Sydney Trains—Fares) Amendment Order 2013 [NSW]  
 Schedule 1 Amendment of Transport Administration (Sydney Trains—Fares) Order 2013

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**Periodical MyMulti and other multi-trip fares**

<b>Quarterly MyMulti fares</b>	<b>Full fare</b>	<b>Concession</b>
MyMulti 1	\$484.00	Not applicable
MyMulti 2	\$567.00	Not applicable
MyMulti 3	\$676.00	Not applicable
<b>Yearly MyMulti fares</b>	<b>Full fare</b>	<b>Concession</b>
MyMulti 1	\$1,748.00	Not applicable
MyMulti 2	\$2,052.00	Not applicable
MyMulti 3	\$2,444.00	Not applicable
<b>MyMulti Day Pass</b>	<b>Full fare</b>	<b>Concession</b>
MyMulti Day Pass ticket	\$23.00	\$11.50
<b>Family Funday Sunday</b>	<b>Fare</b>	
Family Funday Sunday ticket	\$2.50	
<b>Pensioner Excursion</b>	<b>Fare</b>	
Pensioner Excursion ticket	\$2.50	

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New South Wales

## Transport Administration (NSW Trains— Fares and Other Charges) Amendment Order 2013

under the

Transport Administration Act 1988

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

Dated, this 23rd day of December 2013.

Chief Executive of NSW Trains

### Explanatory note

The object of this Order is to amend the *Transport Administration (NSW Trains—Fares and Other Charges) Order 2013* to increase, on and from 5 January 2014, fares payable for single, return and periodical MyTrain tickets, periodical MyMulti tickets and periodical Newcastle Green TravelPass tickets.

This Order is made under the *Transport Administration Act 1988*, including sections 85 (1) (as applied to NSW Trains by clause 40 of the *Transport Administration (General) Regulation 2013*) and 87.

Transport Administration (NSW Trains—Fares and Other Charges) Amendment Order 2013 [NSW]

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## **Transport Administration (NSW Trains—Fares and Other Charges) Amendment Order 2013**

under the

Transport Administration Act 1988

### **1 Name of Order**

This Order is the *Transport Administration (NSW Trains—Fares and Other Charges) Amendment Order 2013*.

### **2 Commencement**

This Order commences on 5 January 2014 and is required to be published in the Gazette.



Transport Administration (NSW Trains—Fares and Other Charges) Amendment Order 2013 [NSW]  
 Schedule 1 Amendment of Transport Administration (NSW Trains—Fares and Other Charges) Order 2013

## Schedule 1 Amendment of Transport Administration (NSW Trains—Fares and Other Charges) Order 2013

### Schedule 1

Omit the Schedule. Insert instead:

### Schedule 1 MyZone and other fares

(Clause 4 (1))

Single trip fares	Full fare	Concession
MyTrain 1	\$3.80	\$1.90
MyTrain 2	\$4.60	\$2.30
MyTrain 3	\$5.20	\$2.60
MyTrain 4	\$6.80	\$3.40
MyTrain 5	\$8.60	\$4.30

#### Return trip fares

Return peak trip fares	Full fare	Concession
MyTrain 1	\$7.60	\$3.80
MyTrain 2	\$9.20	\$4.60
MyTrain 3	\$10.40	\$5.20
MyTrain 4	\$13.60	\$6.80
MyTrain 5	\$17.20	\$8.60
Return off-peak trip fares	Adult fare	Child fare
MyTrain 1	\$5.00	\$2.50
MyTrain 2	\$6.20	\$3.10
MyTrain 3	\$7.00	\$3.50
MyTrain 4	\$9.20	\$4.60
MyTrain 5	\$11.80	\$5.90

Periodical MyTrain fares	Full fare	Concession
Weekly MyTrain fares		
MyTrain 1	\$28.00	\$14.00
MyTrain 2	\$35.00	\$17.50
MyTrain 3	\$41.00	\$20.50
MyTrain 4	\$52.00	\$26.00
MyTrain 5	\$61.00	\$30.50

Transport Administration (NSW Trains—Fares and Other Charges) Amendment Order 2013 [NSW]  
 Schedule 1 Amendment of Transport Administration (NSW Trains—Fares and Other Charges) Order 2013

<b>Periodical MyTrain fares</b>	<b>Full fare</b>	<b>Concession</b>
<b>Fortnightly MyTrain fares</b>		
MyTrain 1	\$56.00	\$28.00
MyTrain 2	\$70.00	\$35.00
MyTrain 3	\$82.00	\$41.00
MyTrain 4	\$104.00	\$52.00
MyTrain 5	\$122.00	\$61.00
<b>Monthly MyTrain fares</b>		
MyTrain 1	\$102.00	\$51.00
MyTrain 2	\$127.00	\$63.50
MyTrain 3	\$149.00	\$74.50
MyTrain 4	\$189.00	\$94.50
MyTrain 5	\$222.00	\$111.00
<b>Quarterly MyTrain fares</b>		
MyTrain 1	\$280.00	\$140.00
MyTrain 2	\$350.00	\$175.00
MyTrain 3	\$410.00	\$205.00
MyTrain 4	\$520.00	\$260.00
MyTrain 5	\$610.00	\$305.00
<b>Yearly MyTrain fares</b>		
MyTrain 1	\$1,120.00	\$560.00
MyTrain 2	\$1,400.00	\$700.00
MyTrain 3	\$1,640.00	\$820.00
MyTrain 4	\$2,080.00	\$1,040.00
MyTrain 5	\$2,440.00	\$1,220.00

**Periodical MyMulti and other multi-trip fares**

<b>Weekly MyMulti fares</b>	<b>Full fare</b>	<b>Concession</b>
MyMulti 1	\$46.00	\$23.00
MyMulti 2	\$54.00	\$27.00
MyMulti 3	\$63.00	\$31.50
<b>Monthly MyMulti fares</b>		
MyMulti 1	\$175.00	Not applicable
MyMulti 2	\$206.00	Not applicable
MyMulti 3	\$246.00	Not applicable

Transport Administration (NSW Trains—Fares and Other Charges) Amendment Order 2013 [NSW]  
 Schedule 1 Amendment of Transport Administration (NSW Trains—Fares and Other Charges) Order 2013

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**Periodical MyMulti and other multi-trip fares**

<b>Quarterly MyMulti fares</b>	<b>Full fare</b>	<b>Concession</b>
MyMulti 1	\$484.00	Not applicable
MyMulti 2	\$567.00	Not applicable
MyMulti 3	\$676.00	Not applicable
<b>Yearly MyMulti fares</b>	<b>Full fare</b>	<b>Concession</b>
MyMulti 1	\$1,748.00	Not applicable
MyMulti 2	\$2,052.00	Not applicable
MyMulti 3	\$2,444.00	Not applicable
<b>MyMulti Day Pass</b>	<b>Full fare</b>	<b>Concession</b>
MyMulti Day Pass ticket	\$23.00	\$11.50
<b>Family Funday Sunday</b>	<b>Fare</b>	
Family Funday Sunday ticket	\$2.50	
<b>Pensioner Excursion</b>	<b>Fare</b>	
Pensioner Excursion ticket	\$2.50	

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<b>Newcastle Green TravelPass</b>	<b>Full fare</b>	<b>Concession</b>
Newcastle Green TravelPass ticket (weekly)	\$54.00	\$27.00
Newcastle Green TravelPass ticket (quarterly)	\$565.00	Not applicable
Newcastle Green TravelPass ticket (yearly)	\$2,043.00	Not applicable

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## Other Notices

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New South Wales

### Notice of Determination

under the

Threatened Species Conservation Act 1995

The Scientific Committee established under the *Threatened Species Conservation Act 1995* (***the Act***) has made a determination to amend the descriptions of certain species referred to in paragraphs (a)–(e) below pursuant to section 36A (1) (a) of the Act (being amendments that are necessary or desirable to reflect changes in the name of species, or a reclassification of any such species into further species, as a result of taxonomic revision).

(a) Part 1 of Schedule 1 to the Act is amended as follows:

(i) by omitting the following from the matter relating to Dilleniaceae (under the heading **Plants**):

*Hibbertia* sp. nov. ‘Menai’ A.T. Fairley 15 Dec 2004

and by inserting instead:

*Hibbertia stricta* subsp. *furcatula* Toelken

(ii) by omitting the following from the matter relating to Elaeocarpaceae (under the heading **Plants**):

\* *Elaeocarpus* sp. Rocky Creek (G. Read AQ 562114)

and by inserting instead:

\* *Elaeocarpus sedentarius* Maynard & Minyon Quandong  
Crayn

(iii) by omitting the following from the matter relating to Euphorbiaceae (under the heading **Plants**):

*Phyllanthus maderaspatanus* L.

*Phyllanthus microcladus* Muell. Arg.

*Pseudanthus ovalifolius* F. Muell.

## Notice of Determination [NSW]

- 
- (iv) by omitting the following from the matter relating to Monimiaceae (under the heading **Plants**):

\* *Daphnandra* sp. C Illawarra (R. Schodde 3475)

and by inserting instead:

\* *Daphnandra johnsonii* Schodde

- (v) by inserting the following in appropriate order under the heading **Plants**:

Phyllanthaceae

*Phyllanthus maderaspatensis* L.

*Phyllanthus microcladus* Muell. Arg.

Picrodendraceae

*Pseudanthus ovalifolius* F. Muell.

- (b) Part 2 of Schedule 1 to the Act is amended by omitting the following from the matter relating to Scincidae (under the headings **Animals** and **Reptiles**):

*Egernia whitii* (Lacepede, 1804)

and by inserting instead:

*Liopholis whitii* (Lacépède, 1804)

- (c) Part 4 of Schedule 1 to the Act is amended as follows:

- (i) by omitting the following from the matter relating to Asteraceae (under the heading **Plants**):

\* *Stemmacantha australis* (Gaudich.) Dittr.

and by inserting in appropriate order in the matter relating to Asteraceae:

\* *Rhaponticum australe* (Gaudich.) Sojak Austral  
Cornflower

- (ii) by omitting the following from the matter relating to Rhamnaceae (under the heading **Plants**):

*Pomaderris oraria* F. Muell. ex Reisseck

and by inserting instead:

*Pomaderris paniculosa* F. Muell. ex Reisseck subsp. paniculosa



## Notice of Determination [NSW]

- 
- (d) Part 1 of Schedule 1A to the Act is amended by omitting the following from the matter relating to Orchidaceae (under the heading **Plants**):

*Thelymitra* sp. Kangaloon (D.L. Jones 18108)

and by inserting in appropriate order in the matter relating to Orchidaceae:

*Thelymitra kangaloonica* Jeanes

- (e) Part 1 of Schedule 2 to the Act is amended by omitting the following from the matter relating to Myrtaceae (under the heading **Plants**):

\* *Eucalyptus alligatrix* subsp. *miscella* Brooker, Slee & J.D. Briggs ms

and by inserting instead:

\* *Eucalyptus alligatrix* L.A.S. Johnson & K.D. Hill subsp. *alligatrix*

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

Dated, this 10th day of December 2013.

Associate Professor Michelle Leishman  
Chairperson of the Scientific Committee

**Copies of determination and reasons**

Copies of the determination and the reasons for it are available to members of the public (free of charge) as follows:

- (a) on the Internet at [www.environment.nsw.gov.au](http://www.environment.nsw.gov.au),
- (b) by contacting the Scientific Committee Unit, by post C/- Office of Environment and Heritage, PO Box 1967, Hurstville BC NSW 1481, by telephone (02) 9585 6940 or by facsimile (02) 9585 6606,
- (c) in person at the Office of Environment and Heritage Information Centre, Level 14, 59–61 Goulburn Street, Sydney.

**NOTICE OF DETERMINATION**

under the

Threatened Species Conservation Act 1995

**ERRATUM**

THE Notice of Determination published in *NSW Government Gazette* No. 177 of 20 December 2013 at pages 5795-5797 was published without the date of signature. The date this was signed was 10 December 2013. The gazettal date remains 20 December 2013.

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# OFFICIAL NOTICES

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## Appointments

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### FILM AND TELEVISION OFFICE ACT 1988

NSW Trade and Investment

Appointment of Members to the  
NSW Film and Television Office Board

HER Excellency the Governor, with the advice of the Executive Council, has approved, pursuant to section 6A of the NSW Film and Television Office Act 1988, the appointment of the following persons as members of the NSW Film and Television Office Board from 1 January 2014 to 31 December 2016 (inclusive):

- (i) Mr Darren DALE (reappointment).
- (ii) Ms Susan MURRAY (reappointment).

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

## Department of Trade and Investment, Regional Infrastructure and Services

### MINERALS

NOTICE is given that the following applications have been received:

#### ASSESSMENT LEASE APPLICATION

(T13-1605)

No. 53, MT PENNY COAL PTY LTD (ACN 139 010 209), area of about 1770 hectares, for coal, dated 17 December 2013. (Singleton Mining Division).

#### EXPLORATION LICENCE APPLICATION

(T13-1213)

No. 4951, THARSIS MINING PTY LTD (ACN 135 552 742), area of 23 units, for Group 1, dated 20 December 2013. (Broken Hill Mining Division).

The Hon. ANTHONY ROBERTS, M.P.,  
Minister for Resources and Energy

NOTICE is given that the following applications have been granted:

#### EXPLORATION LICENCE APPLICATIONS

(T13-1090)

No. 4830, now Exploration Licence No. 8212, ENDEAVOUR MINERALS PTY LTD (ACN 063 725 708), Counties of Bligh, Gordon, Lincoln and Wellington, Map Sheet (8632, 8732), area of 82 units, for Group 1, dated 12 December 2013, for a term until 12 December 2016.

(T13-1133)

No. 4871, now Exploration Licence No. 8214, ST BARBARA LIMITED (ACN 009 165 066), County of Bland, Map Sheet (8329, 8330, 8429, 8430), area of 83 units, for Group 1, dated 12 December 2013, for a term until 12 December 2015.

The Hon. ANTHONY ROBERTS, M.P.,  
Minister for Resources and Energy

NOTICE is given that the following application has been withdrawn:

#### MINING LEASE APPLICATION

(T12-1617)

Singleton No. 10, AGL UPSTREAM INVESTMENTS PTY LIMITED (ACN 115 063 744), Parish of Avon, County of Gloucester; and Parish of Gloucester, County of Gloucester, (9233-1-N, 9233-1-S). Withdrawal took effect on 20 December 2013.

#### PETROLEUM APPLICATION

(T12-1617)

No. 10 lodged by AGL UPSTREAM INVESTMENTS PTY LIMITED (ACN 115 063 744) over 5031 hectares in the (Singleton Mining Division).

The Hon. ANTHONY ROBERTS, M.P.,  
Minister for Resources and Energy

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

(12-0023)

Exploration Licence No. 5664, PEREGRINE MINERAL SANDS PTY LTD (ACN 009 307 591), area of 11 units. Application for renewal received 19 December 2013.

(12-0022)

Exploration Licence No. 5665, PEREGRINE MINERAL SANDS PTY LTD (ACN 009 307 591), area of 40 units. Application for renewal received 19 December 2013.

(T99-0144)

Exploration Licence No. 5675, ALKANE RESOURCES LTD (ACN 000 689 216), area of 87 units. Application for renewal received 19 December 2013.

(T11-0179)

Exploration Licence No. 7874, TELLUS RESOURCES LTD (ACN 144 733 595), area of 43 units. Application for renewal received 19 December 2013.

The Hon. ANTHONY ROBERTS, M.P.,  
Minister for Resources and Energy

### RENEWAL OF CERTAIN AUTHORITIES

NOTICE is given that the following authorities have been renewed:

(13-1749)

Exploration Licence No. 5728, CHALLENGER MINES PTY LTD (ACN 090 166 528), County of Wynyard, Map Sheet (8527), area of 29 units, for a further term until 16 May 2016. Renewal effective on and from 19 December 2013.

(T08-0236)

Exploration Licence No. 7296, ILUKA RESOURCES LIMITED (ACN 008 675 018), Counties of Taila and Wentworth, Map Sheet (7329, 7428, 7429), area of 126 units, for a further term until 16 February 2015. Renewal effective on and from 18 December 2013.

(T09-0071)

Exploration Licence No. 7375, CARPENTARIA EXPLORATION LIMITED (ACN 095 117 981), Counties of Bland and Clarendon, Map Sheet (8428, 8429), area of 41 units, for a further term until 30 July 2015. Renewal effective on and from 18 December 2013.

(T09-0103)

Exploration Licence No. 7400, COOLAN YARD PTY LIMITED, County of Gipps, Map Sheet (8330), area of 18 units, for a further term until 28 September 2015. Renewal effective on and from 19 December 2013.

The Hon. ANTHONY ROBERTS, M.P.,  
Minister for Resources and Energy

**CANCELLATION OF AUTHORITY AT REQUEST  
OF HOLDER**

NOTICE is given that the following authority has been cancelled:

(T12-1124)

Exploration Licence No. 8012, SOC1 PTY LTD (ACN 158 330 646), County of Hawes and County of Parry, Map Sheet (9134, 9135), area of 100 units. Cancellation took effect on 19 December 2013.

The Hon. ANTHONY ROBERTS, M.P.,  
Minister for Resources and Energy

**TRANSFER APPLICATION**

NOTICE is given that the following application for transfer has been received:

(13/3438)

Exploration Licence No. 7428, ALPHADALE PTY LTD (ACN 050 409 008), to BELAMANDA RESOURCES PTY LIMITED (ACN 011 062 285), Counties of Parry and Buckland, Map Sheet (9035), area of 24 units. Application for Transfer received on 16 May 2011.

The Hon. ANTHONY ROBERTS, M.P.,  
Minister for Resources and Energy

**PART CANCELLATION**

NOTICE is given that the following authority has been cancelled in part:

(12-5786)

Exploration Licence No. 6363, PLATSEARCH NL (ACN 003 254 395) AND EAGLEHAWK GEOLOGICAL CONSULTING PTY LTD (ACN 061 324 454).

Description of area cancelled:

An area of 10 units has been cancelled. For further information contact Titles Branch.

Part cancellation took effect on 17 December 2013.

The authority now embraces an area of 41 units.

The Hon. ANTHONY ROBERTS, M.P.,  
Minister for Resources and Energy

**REQUEST FOR CANCELLATION OF AUTHORITY**

(T12-1128)

Exploration Licence No. 8016, PMR3 PTY LTD, (ACN 157 845 620), County of Dudley & Raleigh, area of 100 units. Application for Cancellation was received on 19 December 2013.

(T12-1165)

Exploration Licence No. 8018, PMR3 PTY LTD, (ACN 157 845 620), County of Yancowinna, area of 39 units. Application for Cancellation was received on 19 December 2013.

(T08/0205)

Exploration Licence No. 7268, Abx1 Pty Ltd, (ACN 139 790 364), County of Arrawatta, area of 23 Units. Application for Cancellation was received on 19 December 2013.

The Hon. ANTHONY ROBERTS, M.P.,  
Minister for Resources and Energy



**PRIMARY INDUSTRIES****FISHERIES MANAGEMENT ACT 1994****FISHERIES MANAGEMENT (AQUACULTURE)  
REGULATION 2012****Section 177 (1) – Notice of Aquaculture Lease  
Cancellation**

OL83/151 within the estuary of Port Stephens, having an area of 0.1594 hectares, formerly leased by Kevin JOHNSON and Irene JOHNSON.

OL85/156 within the estuary of Brisbane Water, having an area of 2.0078 hectares, formerly leased by Kevin JOHNSON, Irene JOHNSON and Gary O'BRYAN.

BILL TALBOT,  
Director,  
Aquaculture, Conservation and Marine Parks,  
Fisheries Division,  
Department of Primary Industries

**FISHERIES MANAGEMENT ACT 1994****FISHERIES MANAGEMENT (AQUACULTURE)  
REGULATION 2012****Clause 33 (4) – Notice of Aquaculture Lease Renewal**

THE Minister has renewed the following Class 2 Aquaculture Leases:

AL07/098 within the estuary of Twofold Bay, having an area of 7.5000 hectares to EDEN SEA FARMS PTY LTD of Eden NSW, for a term of 15 years expiring on 31 October 2028.

AL08/098 within the estuary of Twofold Bay, having an area of 10.0000 hectares to EDEN SEA FARMS PTY LTD of Eden NSW, for a term of 15 years expiring on 31 October 2028.

BILL TALBOT,  
Director,  
Aquaculture, Conservation and Marine Parks,  
Fisheries Division,  
NSW Department of Primary Industries

**FISHERIES MANAGEMENT ACT 1994****FISHERIES MANAGEMENT (AQUACULTURE)  
REGULATION 2012****Clause 33 (4) – Notice of Aquaculture Lease Renewal**

THE Minister has renewed the following Class 1 Aquaculture Leases:

OL85/078 within the estuary of Camden Haven, having an area of 1.4552 hectares to Clive BOWMAKER of Laurieton NSW, for a term of 15 years expiring on 24 September 2028.

OL82/113 within the estuary of the Moruya River, having an area of 1.4775 hectares to REYMORE PTY LTD of Dalmeny NSW, for a term of 15 years expiring on 15 September 2028.

OL82/142 within the estuary of the Pambula River, having an area of 0.0825 hectares to Phillip David WHATMAN of Pambula NSW, for a term of 15 years expiring on 9 August 2028.

OL84/076 within the estuary of Wallis Lake, having an area of 0.2293 hectares to Graham James Moore BARCLAY of Forster NSW, for a term of 15 years expiring on 22 September 2028.

OL83/030 within the estuary of Port Stephens, having an area of 2.4432 hectares to Colin LILLEY and Kristine LILLEY of Swan Bay NSW, for a term of 15 years expiring on 4 September 2028.

OL70/016 within the estuary of the Pambula River, having an area of 0.5501 hectares to Gregory John DAWSON of Millingandi NSW, for a term of 15 years expiring on 18 October 2028.

OL67/142 within the estuary of Port Stephens, having an area of 2.0712 hectares to John COLLIE and Clive HARWOOD of Lemon Tree Passage NSW, for a term of 15 years expiring on 10 April 2028.

OL83/337 within the estuary of the Clyde River, having an area of 3.6566 hectares to DANITA'S PET RESORT PTY LTD, Max LADMORE and Barbara LADMORE of Benandarah NSW, for a term of 15 year expiring on 25 November 2029.

BILL TALBOT,  
Director,  
Aquaculture, Conservation and Marine Parks,  
Fisheries Division,  
NSW Department of Primary Industries

**FISHERIES MANAGEMENT ACT 1994****FISHERIES MANAGEMENT (AQUACULTURE)  
REGULATION 2012****Clause 43 (9) – Notice of Aquaculture Lease Subdivision**

THE Minister has subdivided the following Aquaculture Leases:

OL87/140 within the estuary of Merimbula Lake is subdivided into two leases referred to as AL13/006 having an area of 3 hectares and AL13/007 having an area of 0.8884 hectares to PITT WARN PTY LTD of Pambula NSW, expiring on 15 May 2019.

BILL TALBOT,  
Director,  
Aquaculture, Conservation and Marine Parks,  
Fisheries Division,  
NSW Department of Primary Industries

**RURAL ASSISTANCE ACT 1989****Appointment of Acting Chief Executive  
NSW Rural Assistance**

I, KATRINA HODGKINSON, M.P., Minister for Primary Industries, pursuant to Clause 3 of Schedule 2 to the Rural Assistance Act 1989, appoint Mr John NEWCOMBE as Acting Chief Executive of the New South Wales Rural Assistance Authority from 6 January 2014 to 17 January 2014 inclusive.

Dated this 18th day of December 2013.

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

## LANDS

## ARMIDALE CROWN LANDS OFFICE

108 Faulkner Street (PO Box 199A), Armidale NSW 2350

Phone: (02) 6770 3100 Fax (02) 6771 5348

## 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>
The person for the time being holding the office of Assistant Chief Instructor, Walcha Pony Club (ex-officio member). Maxwell Leslie IRELAND (re-appointment). Warwick John FLETCHER (re-appointment). Allan Heyward GREEN (re-appointment). Donald David MURCHIE (re-appointment). The person for the time being holding the office of Vice President, Walcha Bushman's Campdraft and Rodeo Association Inc (ex-officio member). Peter William SENDALL (re-appointment). Timothy David NORTON (re-appointment).	Walcha Showground and Public Recreation Reserve Trust.	Reserve No.: 85058. Public Purpose: Public recreation and showground. Notified: 23 October 1964.  Reserve No.: 85057. Public Purpose: Public hall. Notified: 23 October 1964. File No.: AE81 R 26-002.

## Term of Office

For a term commencing 1 January 2014 and expiring 31 December 2018.

APPOINTMENT OF ADMINISTRATOR TO  
MANAGE A RESERVE TRUST

PURSUANT to section 117, Crown Lands Act 1989, the person specified in Column 1 of the Schedule hereunder, is appointed as administrator for the term also specified, 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>
Rodney O'BRIEN.	Uralla Showground Trust.	Dedication No.: 510041. Public Purpose: Showground and addition. Notified: 21 December 1910. Dedication No.: 510040. Public Purpose: Showground. Notified: 26 August 1884. File No.: AE81 R 23-002.

For a term commencing 1 January 2014 and expiring 30 June 2014.

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

**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 – Killawarra; County – Macquarie*  
*Land District – Taree; LGA – Greater Taree*

Road Closed: Lot 1, DP 1189089.

File No.: TE05 H 101.

Schedule

On closing, the land within Lot 1, DP 1189089 remains vested in the State of New South Wales as Crown land.

Description

*Parish – Bungowannah; County – Hume;*  
*Land District – Albury; L.G.A. – Greater Hume*

Road Closed: Lot 1, DP 1189088.

File No.: WA07 H 333.

Schedule

On closing, the land within Lot 1, DP 1189088 remains vested in the State of New South Wales as Crown land.

**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 20 December 2013, Folio 5825, part of the description is hereby amended. Under the headings of “Description” and “Schedule” the words “Lot 1, DP 1188761”; are deleted and replaced with “Lot 2, DP 1188761”.

File No.: 09/01041.

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

**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 term 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>
Russell John OFFORD (re-appointment). John Douglas MULHAM (re-appointment). James Scott McCULLOCH (re-appointment). Peter Julian JOSS (re-appointment). Robert William FARRELL (re-appointment). Paul William Andrew MARSHALL (re-appointment). Allan John WALLGATE (re-appointment). The person for the time being holding the office of President, Deniliquin Racing Club (ex-officio member). The person for the time being holding the office of Secretary, Deniliquin Clay Target Club (ex-officio member).	Deniliquin Racecourse Trust.	Dedication No.: 1000508. Public Purpose: Racecourse and extension. Notified: 10 September 1886.  Dedication No.: 550026. Public Purpose: Racecourse and public recreation. Notified: 13 March 1877. File No.: HY85 R 6-02.

Term of Office

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

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

**ROADS ACT 1993**

**ORDER**

Transfer of a Crown Road to a Council

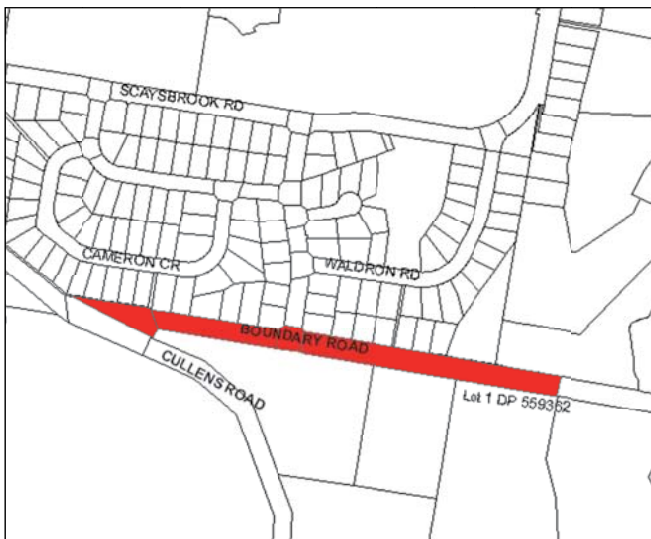
IN pursuance of the provisions of section 151, Roads Act 1993, the Crown road specified in Schedule 1 is transferred to the Roads Authority specified in Schedule 2 hereunder, as from the date of publication of this notice and as from that date, the road specified in Schedule 1 ceases to be a Crown road.

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

**SCHEDULE 1**

*Parish – Kincumber; County – Northumberland;*  
*Land District – Gosford;*  
*Local Government Area – Gosford*

The Crown section of public road being Boundary Road, Kincumber, approximately 20.115m wide and 510m in length, from Cullen Road intersection to the eastern boundary of Lot 1, DP 559362 (as highlighted in the diagram below).



0    62.5    125  
Meters



**SCHEDULE 2**

Roads Authority: Gosford Council.

Council's Reference: 10591788.

Lands File Reference: 13/16096.

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

**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>
Nicholas Isaac KELLY (re-appointment).	Horton Sports Ground Trust.	Reserve No.: 25011. Public Purpose: Public recreation.
Stewart John STEIGER (re-appointment).		Notified: 7 November 1896. File No.: ME83 R 16-002.
Philip James STEIGER (re-appointment).		
Penelope Ann ARMSTRONG (new member).		
Barry Eugene MADDEN (re-appointment).		
Wilfred Joseph KELLY (re-appointment).		

Term of Office

For a term commencing 1 January 2014 and expiring 31 December 2018.



**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

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

Road Closed: Lot 1, DP 1191434.

File No.: WA05 H 245.

Schedule

On closing, the land within Lot 1, DP 1191434 remains vested in the State of New South Wales as Crown land.

Description

*Parish – Wongajong; County – Forbes;  
Land District – Forbes; L.G.A. – Forbes*

Road Closed: Lot 2, DP 1191761 (subject to easements created by Deposited Plan DP1191761).

File No.: CL/00538.

Schedule

On closing, the land within Lot 2, DP 1191761 remains vested in the State of New South Wales as Crown land.

Description

*Parishes – Gungahman, Pier Pier and Munna Munna;  
County – Leichhardt;  
Land Districts – Coonamble and Walgett;  
L.G.A. – Coonamble*

Road Closed: Lot 1, DP 1191060 and Lot 2, DP 1191061.

File No.: 12/05129.

Schedule

On closing, the land within Lot 1, DP 1191060 and Lot 2, DP 1191061 remains vested in the State of New South Wales as Crown land.

Description

*Parish – Huntley; County – Bathurst;  
Land District – Orange; L.G.A. – Orange*

Road Closed: Lot 2, DP 1169704.

File No.: 09/00860 : NB.

Schedule

On closing, the land within Lot 2, DP 1169704 remains vested in the State of New South Wales as Crown land.

Description

*Parish – Huntley; County – Bathurst;  
Land District – Orange; L.G.A. – Orange*

Road Closed: Lot 2, DP 1191346.

File No.: 12/06853 : NB.

Schedule

On closing, the land within Lot 2, DP 1191346 remains vested in the State of New South Wales as Crown land.

Description

*Parish – Huntley; County – Bathurst;  
Land District – Orange; L.G.A. – Orange*

Road Closed: Lot 1, DP 1191346.

File No.: 12/06853 : NB.

Schedule

On closing, the land within Lot 1, DP 1191346 becomes vested in the State of New South Wales as Crown Land.

Council's Reference: DO9/4100.

Description

*Parish – Corrowong; County – Wellesley;  
Land District – Bombala; L.G.A. – Bombala*

Road Closed: Lots 3-4, DP 1190297.

File No.: 07/6189.

Schedule

On closing, the land within Lots 3-4, DP 1190297 remains vested in the State of New South Wales as Crown land.

Description

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

Road Closed: Lot 1, DP 1191574.

File No.: 13/14556.

Schedule

On closing, the land within Lot 1, DP 1191574 remains vested in the State of New South Wales as Crown land.

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

**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>
Helena Libershal CASBOLT (new member). Edward OSBORNE (new member). Val Lee FENN (re-appointment). Vickie OSBORNE (new member).	Mount Rankin (R 1001055) Reserve Trust.	Reserve No.: 1001055. Public Purpose: Environmental protection. Notified: 20 February 1998. File No.: OE98 R 5.

Term of Office

For a term commencing the date of this notice and expiring  
26 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**

**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.	Reserve No.: 1038028.
Local Government Area: Sutherland Shire Council.	Public Purpose: Access and community purposes.
Locality: Gunnamatta Bay.	
Lot 7359, DP No. 1192395#, Parish Sutherland, County Cumberland.	
Area: About 3545 square metres.	
File No.: 13/16219.	

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

**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>
Lugano Avenue (R1038028) Reserve Trust.	Reserve No.: 1038028.
	Public Purpose: Access and community purposes.
	Notified: This day.
	File No.: 13/16220.

**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.	Lugano Avenue (R1038028) Reserve Trust.	Reserve No.: 1038028.
		Public Purpose: Access and community purposes.
		Notified: This day.
		File No.: 13/16220.

For a term commencing the date of this notice.

**TAMWORTH OFFICE****25-27 Fitzroy Street (PO Box 535), Tamworth NSW 2340****Phone: (02) 6764 5100      Fax: (02) 6766 3805****ORDER – AUTHORISATION OF ADDITIONAL  
PURPOSE UNDER S121A**

PURSUANT to section 121A of the Crown Lands Act 1989,  
I authorise by this Order, the purpose specified in Column 1  
to be an additional purpose to the declared purpose of the  
reserves specified opposite thereto in Column 2 of the  
Schedule.

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

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**SCHEDULE**

<i>Column 1</i>	<i>Column 2</i>
Community purposes.	Dedication No.: 600019. Public Purpose: Police boys' club. Notified: 30 August 1974. File No.: 13/12763.

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

**ROADS ACT 1993**

**ORDER**

Transfer of Crown Road to a Council

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

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

**SCHEDULE 1**

*Parish – Wang Wauk; County – Gloucester;  
Land District – Taree; Locality – Minimbah;  
Local Government Area – Great Lakes Council*

Crown public road west and south of Lot 139, DP 753212, extending to a point 50 metres east of the common boundary of Lot 140, DP 753212 and Lot 2, DP 584712.

**SCHEDULE 2**

Roads Authority: Great Lakes Council.

File No.: TE03 H 191.

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

**ALTERATION OF PURPOSE/CONDITIONS OF A  
WESTERN LANDS LEASE**

IT is hereby notified that in pursuance of the provisions of section 18J, Western Lands Act 1901, the purpose and conditions of the undermentioned Western Lands Lease have been altered as shown.

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

*Administrative District – Broken Hill;  
Shire – Central Darling;  
Parish – Wambah; County – Livingston*

The purpose/conditions of Western Lands Lease 3795, being the land contained within Folio Identifier 59/754390 have been altered from "Residence and Vegetable Garden" to "Vineyard" effective from 2 December 2013.

As a consequence of the alteration of purpose and conditions rent will be assessed annually in line with the Western Lands Act 1901 and Regulations.

The conditions previously annexed to Western Lands Lease 3795 have been revoked and the following conditions have been annexed thereto.

- (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 the Western Lands Act 1901 ("the Act") in accordance with section 4 (2) of the Act.
- (3) (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.
- (4) The rent of the lease shall be assessed in accordance with Part 6 of the Western Lands Act 1901.
- (5) The rent shall be due and payable annually in advance on 1 July in each year.
- (6) (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.
- (7) The lessee must pay all rates and taxes assessed on or in respect of the land leased during the currency of the lease.
- (8) 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.
- (9) 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.
- (10) 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.
- (11) The land leased must be used only for the purpose of **Vineyard**.
- (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 1 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 ensure that cultivation and associated activities do not interfere with any road formation within the allowable areas.
- (19) 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.
- (20) 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.
- (21) The Crown shall not be responsible to the lessee or the lessee's successors in title for provision of access to the land leased.
- (22) The lessee shall comply with requirements of section 18DA of the Western Lands Act 1901 which provides that except in circumstances referred to in subsection (3) of that section, cultivation of the land leased or occupied may not be carried out unless the written consent of the Authority has first been obtained and any condition to which the consent is subject under sub section (6) is complied with.
- (23) The lessee must, as the Commissioner may from time to time direct, foster and cultivate on the land leased such edible shrubs and plants as the Commissioner may consider can be advantageously and successfully cultivated.
- (24) 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.
- (25) The lessee must not overstock, or permit or allow to be overstocked, the land leased and the decision of the Commissioner as to what constitutes overstocking shall be final and the lessee must comply with any directions of the Commissioner to prevent or discontinue overstocking.
- (26) The lessee must, if the Commissioner so directs, prevent the use by stock of any part of the land leased for such periods as the Commissioner considers necessary to permit of the natural reseedling and regeneration of vegetation and, for that purpose, the lessee must erect within the time appointed by the Commissioner such fencing as the Commissioner may consider necessary.
- (27) 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.
- (28) 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.
- (29) 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.
- (30) The lessee must ensure that sandhills and other soils with a surface texture of loamy sand or coarser are left uncultivated unless specifically approved by the commissioner.
- (31) The lessee must ensure land within 60 metres of any texture contrast or duplex soil area remains uncultivated except in accordance with a plan approved by the Commissioner. Texture contrast (or duplex) soils are



soil types which have a sandy to loamy topsoil abruptly overlaying a clay subsoil and are prone to scolding (producing claypans and hummocks).

- (32) The lessee must ensure areas with a slope greater than 2% remain uncultivated until any soil conservation measures documented in a plan approved by the Commissioner have been implemented at the lessee's expense.
- (33) The lessee must ensure incised drainage lines, other than man made structures, which carry water after storms are left uncultivated in the channels and for a distance of at least 20 metres on either side of the banks of the channels except when Commissioner specifies otherwise.
- (34) The lessee must undertake any appropriate measures, at his/her own expense, ordered by the Commissioner to rehabilitate any degraded cultivated areas.
- (35) The lessee must establish windbreaks at his/her own expense, as may be ordered by the Western Lands Commissioner to provide adequate protection of the soil.
- (36) The lessee must undertake any fuel management and/or provision of fire trail access in accordance with fire mitigation measures to the satisfaction of the NSW Rural Fire Service.
- (37) The lessee must ensure that cultivation and cropping do not alter the natural flood regime. Crops are not to be protected by levees.
- (38) The lessee must ensure that no tail water or drainage water run-off will escape onto adjoining lands.
- (39) The lessee must ensure stubble is retained on the soil surface and shall not be burnt, except with the approval of the Commissioner or his delegate. Where such approval is granted, stubble burning is to be carried out as per requirements of the NSW Rural Fire Service.
- (40) 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 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.
- (41) The lessee is authorised to Cultivate an area of 12.14 hectares shown hatched on the diagram below.



### ALTERATION OF PURPOSE/CONDITIONS OF A WESTERN LANDS LEASE

IT is hereby notified that in pursuance of the provisions of section 18J, Western Lands Act 1901, the purpose and conditions of the undermentioned Western Lands Lease have been altered as shown.

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

*Administrative District – Broken Hill;  
Shire – Central Darling;  
Parish – Wambah; County – Livingston*

The purpose/conditions of Western Lands Lease 15205, being the land contained within Folio Identifier 1738/763565 have been altered from "Residence and Vegetable Garden" to "Cultivation" effective from 2 December 2013.

As a consequence of the alteration of purpose and conditions rent will be assessed annually in line with the Western Lands Act 1901 and Regulations.

The conditions previously annexed to Western Lands Lease 15205 have been revoked and the following conditions have been annexed thereto.

- (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 the Western Lands Act 1901 ("the Act") in accordance with section 4 (2) of the Act.
- (3) (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.
- (4) The rent of the lease shall be assessed in accordance with Part 6 of the Western Lands Act 1901.
- (5) The rent shall be due and payable annually in advance on 1 July in each year.
- (6) (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.
- (7) The lessee must pay all rates and taxes assessed on or in respect of the land leased during the currency of the lease.
- (8) 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.
- (9) 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.
- (10) 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.
- (11) The land leased must be used only for the purpose of **Cultivation**.
- (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) Except with the specific approval of the Commissioner, no cultivation or ancillary works associated with any cultivation shall be undertaken within 100 metres, on the landward side, of the bank of the Darling River, and is to be fenced with stock proof fencing. This area (totalling 2.09 hectares and shown hatched on the diagram below) is not to be disturbed by the use of any implements or used for the purposes of any silo, temporary grain storage, machinery shed or other installations or works of any kind.
- (14) The right is reserved to the public of access from a river or creek to the bank of that river or creek adjoining the land leased and the lessee shall not obstruct access along the bank, river or creek to any member of the public.
- (15) 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.
- (16) 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.
- (17) 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.
- (18) The lessee must, within 1 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.
- (19) The lessee must not obstruct or interfere with any reserves, roads, or tracks, or the use thereof by any person.
- (20) The lessee must ensure that cultivation and associated activities do not interfere with any road formation within the allowable areas.
- (21) 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.
- (22) 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.

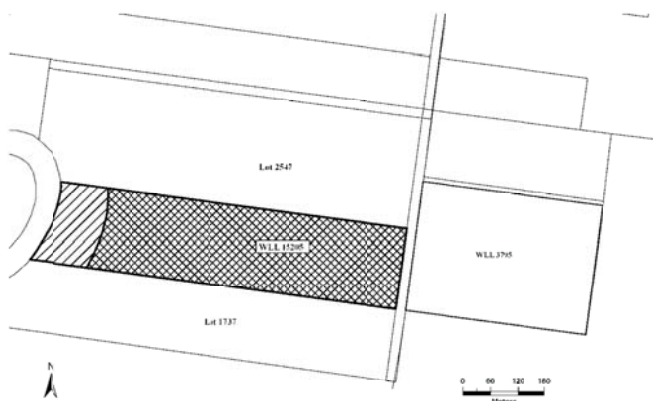
- (23) The Crown shall not be responsible to the lessee or the lessee's successors in title for provision of access to the land leased.
- (24) The lessee shall comply with requirements of section 18DA of the Western Lands Act 1901 which provides that except in circumstances referred to in subsection (3) of that section, cultivation of the land leased or occupied may not be carried out unless the written consent of the Authority has first been obtained and any condition to which the consent is subject under sub section (6) is complied with.
- (25) The lessee must, as the Commissioner may from time to time direct, foster and cultivate on the land leased such edible shrubs and plants as the Commissioner may consider can be advantageously and successfully cultivated.
- (26) 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.
- (27) The lessee must not overstock, or permit or allow to be overstocked, the land leased and the decision of the Commissioner as to what constitutes overstocking shall be final and the lessee must comply with any directions of the Commissioner to prevent or discontinue overstocking.
- (28) The lessee must, if the Commissioner so directs, prevent the use by stock of any part of the land leased for such periods as the Commissioner considers necessary to permit of the natural reseedling and regeneration of vegetation and, for that purpose, the lessee must erect within the time appointed by the Commissioner such fencing as the Commissioner may consider necessary.
- (29) 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.
- (30) 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.
- (31) 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.

- (32) The lessee must ensure that sandhills and other soils with a surface texture of loamy sand or coarser are left uncultivated unless specifically approved by the commissioner.
- (33) The lessee must ensure land within 60 metres of any texture contrast or duplex soil area remains uncultivated except in accordance with a plan approved by the Commissioner. Texture contrast (or duplex) soils are soil types which have a sandy to loamy topsoil abruptly overlaying a clay subsoil and are prone to scolding (producing claypans and hummocks).
- (34) The lessee must ensure areas with a slope greater than 2% remain uncultivated until any soil conservation measures documented in a plan approved by the Commissioner have been implemented at the lessee's expense.
- (35) The lessee must ensure incised drainage lines, other than man made structures, which carry water after storms are left uncultivated in the channels and for a distance of at least 20 metres on either side of the banks of the channels except when Commissioner specifies otherwise.
- (36) The lessee must undertake any appropriate measures, at his/her own expense, ordered by the Commissioner to rehabilitate any degraded cultivated areas.
- (37) The lessee must establish windbreaks at his/her own expense, as may be ordered by the Western Lands Commissioner to provide adequate protection of the soil.
- (38) The lessee must ensure that cultivation and cropping do not alter the natural flood regime. Crops are not to be protected by levees.
- (39) The lessee must ensure that no tail water or drainage water run-off will escape onto adjoining lands.
- (40) The lessee must ensure stubble is retained on the soil surface and shall not be burnt, except with the approval of the Commissioner or his delegate. Where such approval is granted, stubble burning is to be carried out as per requirements of the NSW Rural Fire Service.
- (41) 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 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.

(42) The lessee is authorised to Cultivate an area of 10.89 hectares shown cross-hatched on the diagram below.





## Other Notices

### ANTI-DISCRIMINATION ACT 1977 (NSW)

#### Exemption Order

UNDER the provisions of section 126 of the Anti-Discrimination Act 1977, an exemption is given from sections 8 and 51, of the Anti-Discrimination Act 1977, to NAISDA DANCE COLLEGE, to advertise, recruit and employ Aboriginal and Torres Strait Islander people in the following positions:

- Administration Trainee (up to four positions dependent on new dedicated funding)
- Creative Producer
- Cultural and Dance Coordinator
- Executive Assistant
- Facilities Officer
- Facilities Officer/Driver
- Human Resource Coordinator
- Receptionist

This exemption will remain in force for a period of ten years from the date given.

Dated this 17th day of December 2013.

STEPAN KERKYASHARIAN, A.O.,  
President,  
Anti-Discrimination Board of NSW

### DISTRICT COURT ACT 1973

#### District Court of New South Wales

#### Direction

PURSUANT to section 32 of the District Court Act 1973, I direct that the District Court shall sit in its civil jurisdiction at the place and time shown as follows:

Tamworth 10.00am 1 September 2014 (1 week)  
Sittings Cancelled

Dated this 19th day of December 2013.

R. O. BLANCH,  
Chief Judge

### DISTRICT COURT ACT 1973

#### District Court of New South Wales

#### Direction

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

Tamworth 10.00am 18 August 2014 (3 weeks)  
In lieu of 18 August 2014  
(2 weeks)

Dated this 19th day of December 2013.

R. O. BLANCH,  
Chief Judge

### LORD HOWE ISLAND ACT 1953

#### Declaration of Acquisition of Islander Status by Order

I, ROBYN PARKER, M.P., Minister for the Environment, pursuant to section 3 (1) (d) of the Lord Howe Island Act 1953, on the recommendation of the Lord Howe Island Board, declare that Mrs Elsa Robyn CURTIN has acquired the status of an Islander under the Lord Howe Island Act 1953.

Dated this 19th day of December 2013.

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

### 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 Nima AZIZI (MED0001212709), of Unit 803/52-54, Walker Street, Rhodes NSW 2138, prohibiting him until further notice, as a Medical 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 24 December 2013.

Dated at Sydney, 20 December 2013.

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

### TRANSPORT ADMINISTRATION ACT 1988

#### Sections 85 and 87

#### Transport Administration (General) Regulation 2005 Clause 9J

#### ORDER

#### Sydney Trains and NSW Trains Fares and Ticketing Customer Handbook

I, Howard Collins, the Chief Executive, on behalf of Sydney Trains, under section 85 of the Transport Administration Act 1988 ("the Act") order as follows:

1. to the extent that it relates to Sydney Trains, the handbook entitled "Sydney Trains and NSW Trains Fares and Ticketing Customer Handbook", as published online at [www.transportnsw.info](http://www.transportnsw.info) on 5 January 2014, is adopted and incorporated by reference as an order under section 85 of the Act; and
2. to the extent that it relates to Sydney Trains, the handbook entitled "Sydney Trains and NSW Trains Fares and Ticketing Customer Handbook", which was adopted and incorporated by reference by order

published in the *New South Wales Government Gazette* No. 79 on 28 June 2013, is withdrawn.

Date of effect: This order takes effect on 5 January 2014.

Date: 23 December 2013.

HOWARD COLLINS,  
Chief Executive,  
Sydney Trains

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## TRANSPORT ADMINISTRATION ACT 1988

Sections 85 and 87

Transport Administration (General) Regulation 2005

Clause 9ZG

### ORDER

Sydney Trains and NSW Trains Fares and  
Ticketing Customer Handbook

I, Rob Mason, the Chief Executive, on behalf of NSW Trains, under section 85 of the Transport Administration Act 1988 (“the Act”) order as follows:

1. to the extent that it relates to NSW Trains, the handbook entitled “Sydney Trains and NSW Trains Fares and Ticketing Customer Handbook”, as published online at [www.transportnsw.info](http://www.transportnsw.info) on 5 January 2014, is adopted and incorporated by reference as an order under section 85 of the Act; and
2. to the extent that it relates to NSW Trains, the handbook entitled “Sydney Trains and NSW Trains Fares and Ticketing Customer Handbook”, which was adopted and incorporated by reference by order published in the *New South Wales Government Gazette* No. 79 on 28 June 2013, is withdrawn.

Date of effect: This order takes effect on 5 January 2014.

Date: 23 December 2013.

ROB MASON,  
Chief Executive,  
NSW Trains

# PRIVATE ADVERTISEMENTS

## COUNCIL NOTICES

### COFFS HARBOUR CITY COUNCIL

#### ERRATUM

Local Government Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

THE notice appearing in the *New South Wales Government Gazette* No. 172 of 13 December 2013, Folio 5773, by Coffs Harbour City Council purporting to compulsorily acquire easements over Crown land was published in error. This erratum notice revokes that notice. Dated 19th day of December 2013. STEVE McGRATH, General Manager, Coffs Harbour City Council, Locked Bag 155, Coffs Harbour NSW 2450. [7328]

### LEETON SHIRE COUNCIL

Local Government Act 1993, Section 553

Water Mains Gazettal

NOTICE is hereby given pursuant to section 553 of the Local Government Act 1993, that Leeton Shire Council's water supply reticulation mains have been constructed as indicated on Leeton Shire Council Plan No. WWW-13-006 (Master). The lands serviced by the water mains are as described hereunder:

Leeton and environs: All those lands adjacent to or in proximity of the water mains as shown on Leeton Shire Council Plan No. WWW-13-006(a)

Leeton North: All those lands adjacent to or in proximity of the water mains as shown on Leeton Shire Council Plan No. WWW-13-006(b)

Yanco: All those lands adjacent to or in proximity of the water mains as shown on Leeton Shire Council Plan No. WWW-13-006(c)

Wamoon: All those lands adjacent to or in proximity of the water mains as shown on Leeton Shire Council Plan No. WWW-13-006(d)

Whitton: All those lands adjacent to or in proximity of the water mains as shown on the Leeton Shire Council Plan No. WWW-13-006(e)

Murrumbidgee: All those lands adjacent to or in proximity of the water mains as shown on Leeton Shire Council Plan No. WWW-13-006(f)

The plans are available for viewing on Council's webpage, or may be viewed at the Council's administrative building, 23-25 Chelmsford Place, Leeton, during normal office hours, from 8.30am to 5.00pm.

Properties situated within a distance of 225m of the water mains, as prescribed under the Local Government Act, will be liable for water supply charges in accordance with Council's Policy and Management Plan. These charges will apply as from the expiration of twenty-one days after the publication of this notice, or the date of connection of the properties to the water main, whichever is the earlier date.

J. BATCHELOR, General Manager, Leeton Shire Council, 23-25 Chelmsford Place, Leeton NSW 2705. [7329]

### TWEED SHIRE COUNCIL

Roads Act 1993, Section 162

Naming of Public Road

NOTICE is hereby given that the Tweed Shire Council, in pursuance of section 162 of the Roads Act 1993, has approved the names of the roads to be dedicated in a plan of subdivision of Lots 9 and 10 in DP 1184276 at Casuarina, in the Shire of Tweed as shown below:

Lambent Avenue, Daybreak Boulevard

Authorised by the delegated officer. General Manager, Tweed Shire Council, Civic Centre, Tumbulgum Road, Murwillumbah NSW 2484. [7330]

## ESTATE NOTICES

NOTICE of intended distribution of estate. – Any person having any claim upon the estate of ROBERT LANCE HART, late of Holmesville, in the State of New South Wales, refrigeration mechanic, who died on 30-31 March 2013, must send particulars of his/her claim to the administratrix Hannah Lee Ali, c.o. Lockhart Quinn & Co. of 5 Library Lane, Charlestown NSW 2290, within thirty one [31] days from publication of this notice. After that time and after six [6] months from the date of death of the deceased the assets of the estate may be conveyed and distributed having regard only to the claims, including any application or notice of intended application for a Family Provision Order, of which at the time of conveyance or distribution the executor has notice. Letters of Administration were granted in New South Wales on 5 September 2103. LOCKHART QUINN & CO., Solicitors and Attorneys, 5 Library Lane (PO Box 373), Charlestown NSW 2290 (DX 12611, Charlestown), tel.: (02) 4942 3222. [7331]

NOTICE of intended distribution. – Estate of OLIVE MARGARET LETITIA HOPLEY. – Any person having any claim upon the estate of Olive Margaret Letitia Hopley, late of Beverly Hills, home duties, who died on 20 November 2012 must send particulars of the claim to the executor, David Michael Hopley, at Newnams Solicitors, PO Box 21087, World Square NSW 2002, within one calendar month from publication of this notice. After that time the executor intends to distribute the property in the estate having regard only to the claims of which he has notice at the time of distribution. Probate was granted in New South Wales on 16 December 2013. NEWNHAMS Solicitors, PO Box 21087, World Square NSW 2002, tel.: (02) 9264 7788. [7332]

## COMPANY NOTICES

NOTICE of final meeting of members. – YEA PRESCHOOL INC. (In Liquidation). – Notice is given pursuant to the Corporations Act 2001, that a Final Meeting of the Members of Yea Preschool Inc. (in liquidation), will be held at the offices of Chamberlain's SBR, Chartered Accountants, Suite 103, 1st Floor, Wollundry Chambers, Johnston Street, Wagga Wagga NSW 2650, on 27 January 2014, at 10:00 a.m. The purpose of the meeting is to lay accounts before it, showing



the manner in which the winding up has been conducted and the property of the company disposed of and for hearing any explanation that may be given by the Liquidator. Dated this 19th day of December 2013. STEVEN PRIEST, Liquidator, c.o. Chamberlain's SBR, Chartered Accountants, PO Box 852, Wagga Wagga NSW 2650, tel.: (02) 6938 3800. [7333]

NOTICE of Dissolution of Partnership. – Notice is hereby given pursuant to section 32 of the Partnership Act 1892 (NSW) that the partnership previously subsisting between Bauer Optimierungstechnik Verwaltungs-und Beteiligungs GmbH, as the limited partner and Bauer Optimising Technologies Pty Ltd, as the general partner, carrying on Bauer Optimising Technologies Limited Partnership, has been dissolved by mutual consent as from the close of business on 18 December 2013. HWL EBSWORTH LAWYERS, Level 26, 530 Collins Street, Melbourne Vic 3000, tel.: (03) 8644 3568. [7334]

## OTHER NOTICES

### AUSCOAL SUPERANNUATION

#### TRUST DEED

##### Determination under Rule 3.9.13

WHEREAS this Rule provides that where there is a variation in the amount of the Reference Rate the Trustees shall by a determination published by the *New South Wales Government Gazette* as soon as practical after the variation to amend Appendix 3A of the Trust Deed in the manner provided by this Rule and whereas there has been a variation in the Reference Rate the Trustee has amended Appendix 3A of the Trust Deed as follows:

- (a) by omitting the amount of “\$36.15 and \$32.25” in Column 5 of Item 1 and by inserting the amount of “\$36.15 and \$33.73”;
- (b) by omitting the amount of “\$49.70 and \$38.78” in Column 5 of Item 2 and by inserting the amount of “\$49.70 and \$40.69”;
- (c) by omitting the amount of “\$21.10 and \$47.30” in Column 5 of Item 3 and by inserting the amount of “\$21.10 and \$48.78”;

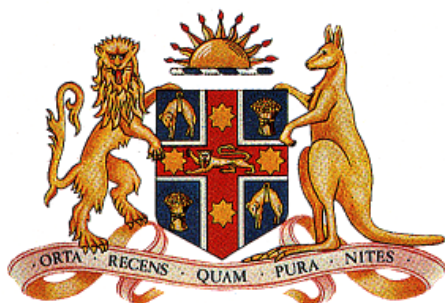
The amendments made of Appendix 3A by this Determination take effect on and from 1 January 2014.

Dated: 13 December 2013. STEVE GRANT, General Manager, AUSCOAL Services, Locked Bag 1, Warners Bay NSW 2282, tel.: (02) 4948 3333. [7335]

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# Government Gazette

OF THE STATE OF  
NEW SOUTH WALES

**Number 184**  
**Monday, 30 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 Saturday, 28 December 2013.

Dated 27 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
Schedule 9	Disposal of Diseased Animal Carcasses
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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 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

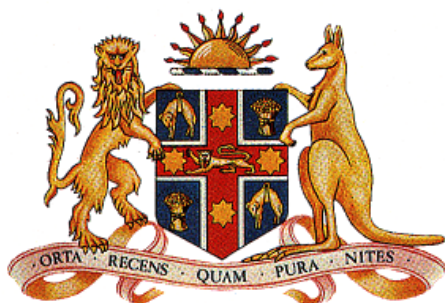
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## RURAL FIRES ACT 1997

### 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 Sunday, 29 December 2013.

Dated 28 December 2013.

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

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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

Northern Slopes  
North Western  
Upper Central West Plains  
Lower Central West Plains

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