



Government Gazette

OF THE STATE OF

NEW SOUTH WALES

Week No. 5/2009

Friday, 30 January 2009

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CONTENTS

Number 21

SPECIAL SUPPLEMENT

Ministerial Appointment	461
Plant Diseases Act 1924	463

Number 22

RURAL FIRES ACT 1997

Total Fire Ban 29 January 2009	467
--------------------------------------	-----

Number 23

LEGISLATION

<i>Announcement</i>	471
<i>Proclamations</i> –	
Drug and Alcohol Treatment Act 2007	472
Gaming Machines Amendment Act 2008 No 99 ..	473
<i>Regulations</i> –	
Drug and Alcohol Treatment Regulation 2009	474
Gaming Machines Amendment Regulation 2009 ..	476
Road Transport (Driver Licensing) Amendment (Document Verification Service) Regulation 2009	495
Road Transport (Safety and Traffic Management) Amendment (Mobility Parking Scheme) Regulation 2009	498
<i>Orders</i> –	
Public Sector Employment and Management (Planning) Order 2009	502
OFFICIAL NOTICES	
Department of Lands	504
Department of Primary Industries	513
Roads and Traffic Authority	516
Department of Water and Energy	519
Other Notices	520
PRIVATE ADVERTISEMENTS	
(Council, Probate, Company Notices, etc)	536

DEADLINES

Attention Advertisers . . .

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Close of business every Wednesday

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Other formats, such as Braille and audio (cassette tape), will be considered on a case-by-case basis.

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Government Gazette

OF THE STATE OF
NEW SOUTH WALES

Number 21

Friday, 23 January 2009

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SPECIAL SUPPLEMENT

Department of Premier and Cabinet, Sydney

23 January 2009

The Honourable Justice Margaret Beazley AO, Administration of the State of New South Wales, has been pleased to appoint:

The Honourable Graham James West MP as Minister Assisting the Premier on Veterans' Affairs.

By the Administrator's Command,

NATHAN REES,
Premier

NEW SOUTH WALES CABINET

LIST OF MINISTERS

23 January 2009

The Honourable Nathan Rees MP
Premier, and Minister for the Arts

The Honourable Carmel Mary Tebbutt MP
Deputy Premier, Minister for Climate Change and the Environment, and Minister for Commerce

The Honourable John Joseph Della Bosca MLC
Minister for Health, Minister for the Central Coast, and Vice President of the Executive Council

The Honourable John Hatzistergos MLC
Attorney General, Minister for Justice, and Minister for Industrial Relations

The Honourable Eric Michael Roozendaal MLC
Treasurer

The Honourable David Andrew Campbell MP
Minister for Transport, and Minister for the Illawarra

The Honourable Verity Helen Firth MP
Minister for Education and Training, and Minister for Women

The Honourable Kristina Kerscher Keneally MP
Minister for Planning, and Minister for Redfern Waterloo

The Honourable Joseph Guerino Tripodi MP
Minister for Finance, Minister for Infrastructure, Minister for Regulatory Reform, and Minister for Ports and Waterways

The Honourable Ian Michael Macdonald MLC
Minister for Primary Industries, Minister for Energy, Minister for Mineral Resources, and Minister for State Development

The Honourable Anthony Bernard Kelly MLC
Minister for Police, Minister for Lands, and Minister for Emergency Services

The Honourable Linda Jean Burney MP
Minister for Community Services

The Honourable Kevin Patrick Greene MP
Minister for Gaming and Racing, and Minister for Sport and Recreation

The Honourable Paul Gerard Lynch MP
Minister for Ageing, Minister for Disability Services, and Minister for Aboriginal Affairs

The Honourable Barbara Mazzel Perry MP
Minister for Local Government, and Minister Assisting the Minister for Health (Mental Health)

The Honourable Graham James West MP
Minister for Juvenile Justice, Minister for Volunteering, Minister for Youth, and Minister Assisting the Premier on Veterans' Affairs

The Honourable Michael John Daley MP
Minister for Roads

The Honourable Phillip John Costa MP
Minister for Water, Minister for Rural Affairs, and Minister for Regional Development

The Honourable Dianne Virginia Judge MP
Minister for Fair Trading, Minister for Citizenship, and Minister Assisting the Premier on the Arts

The Honourable David Lawrence Borger MP
Minister for Housing, and Minister for Western Sydney

The Honourable Jodi Leyanne McKay MP
Minister for Tourism, Minister for the Hunter, Minister for Small Business, Minister for Science and Medical Research, and Minister Assisting the Minister for Health (Cancer)

PLANT DISEASES ACT 1924
Order OR102

Treatment and eradication of banana diseases and pests within the NSW Banana Protected Area

I, IAN MACDONALD, MLC, NSW Minister for Primary Industries:

- A. pursuant to section 5A(1) of the Act, for the purposes of treating the diseases Bunchy top and Panama and the pest Banana aphid, and preventing their spread, and for the purpose of eradicating or lessening the risk of the diseases Bunchy top and Panama and of the pest Banana aphid attacking or being harboured in the part of the State known as the "NSW Banana Protected Area" ("the Area") as specified in Schedule 1, specify the following requirements:

Planting and management of Musaceae plants within the NSW Banana Protected Area

1. An appropriate person within the Area must:

- Permit to plant any Musaceae plants
- (a) obtain a permit to plant before planting any Musaceae plant; and
- (b) destroy immediately any Musaceae plant that has been planted for which a permit to plant has not been obtained; and
- Keeping ground free of vegetation
- (c) (i) keep the ground within 1 metre of each Musaceae plant free from other vegetation in excess of 0.3 metres in height; and
- (ii) if directed in writing to do so by an inspector, destroy immediately any Musaceae plant which is not free from other vegetation in excess of 0.3 metres in height; and
- Destruction of plants infected with Bunchy top and infested with Banana aphid
- (d) (i) destroy immediately any Musaceae plant which is infected with Bunchy top and destroy immediately any Banana aphid infesting such a Musaceae plant; and
- (ii) if directed in writing to do so by an inspector, destroy immediately any Musaceae plant which is growing within a specified radius from a Bunchy top infected Musaceae plant and destroy immediately any Banana aphid infesting a Musaceae plant which is within that specified radius; and
- Notification of change of ownership
- (e) give to an inspector written notice of a proposed change of ownership or occupancy of land on which a Musaceae plant is growing,
- (i) at least 14 days before the change of ownership or occupancy; and
- (ii) within 14 days after the change of ownership or occupancy.

Possession of Musaceae plants within the NSW Banana Protected Area

2. An appropriate person in possession of any Musaceae plant within the Area must:

- Permit to plant any Musaceae plants
- (a) obtain a permit before planting any Musaceae plant within the Area; and

Destruction of plants infected with Bunchy top and infested with Banana aphid

- (b) destroy immediately any Musaceae plant which is in the possession of the person and is infected with Bunchy top and to also destroy immediately any Banana aphid infesting such a Musaceae plant.

Removal and movement of Musaceae plant material within the NSW Banana Protected Area

3. Prohibit the removal from any place within the Area of any Musaceae plant material unless the plant material is:
- (a) fruit; or
 - (b) plant material for which a Plant Health Assurance Certificate has been issued; or
 - (c) plant material moved with a permit issued by an inspector in accordance with conditions specified by the Director, Animal & Plant Biosecurity.

SCHEDULE 1

NSW Banana Protected Area

The Local Government Areas of:

Ballina	Greater Taree	Bellingen
Hastings	Byron	Coffs Harbour
Kempsey	Richmond Valley	Lismore
Kyogle	Tweed	
Clarence Valley	Nambucca	

The part of the State known as the NSW Banana Protected Area is represented in the map titled "NSW Banana Protected Area".

Definitions

In this Order the following words and phrases have the meaning indicated.

Plant Health Assurance Certificate means a certificate issued by a person accredited under the Quality Banana Approved Nursery (QBAN) scheme as evidence that the plant material complies with conditions specified by the Director, Animal & Plant Biosecurity. The QBAN scheme is a scheme that sets standards for tissue culture laboratories and nurseries and is administered by the Queensland Department of Primary Industries.

Banana aphid means the pest *Pentalonia nigronervosa*.

Bunchy top means Banana bunchy top virus.

Director, Animal & Plant Biosecurity means the Director, Animal & Plant Biosecurity, Division of Agriculture, Biosecurity & Mine Safety of the NSW Department of Primary Industries.

destroy immediately means destroy immediately in a manner approved from time to time by the Director, Animal & Plant Biosecurity.

inspector means an inspector appointed under the Act or a person authorised to perform any or all of the functions of an inspector.

Muscaceae plant means any plant of the family Musaceae.

Panama means endemic strains of the disease *Fusarium oxysporum f.sp. cubense* in the NSW Banana Protected Area.

permit means a permit issued by an inspector or other authorised person.

plant means plant as defined in section 3(1) of the Act, including the seed or any part of a plant whether living or dead and whether attached to a plant or separate from a plant.

specified radius means a radius specified in writing in a direction given to the appropriate person by an inspector.

Notes:

1. OR102 is the NSW Department of Primary Industries reference.
2. “Appropriate person” is defined in section 5A of the Plant Diseases Act 1924 and means:
 - i. an owner or occupier of land or premises, or
 - ii. a person in possession of plants, fruit coverings or other things, whether of the same or a different kind or nature.
3. For further information contact the NSW Department of Primary Industries on (02) 63913 3593.

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

NSW Banana Protected Area




New South Wales


NSW DEPARTMENT OF
PRIMARY INDUSTRIES

Prepared By Resource Information Unit
November 2004



100 0 100 200 Kilometres





Government Gazette

OF THE STATE OF
NEW SOUTH WALES

Number 22
Thursday, 29 January 2009

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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 1 October 2007 from the Hon. Anthony Kelly, M.L.C., Minister for Emergency Services, do, by this notification direct that the lighting, maintenance or use of all fires in the open air, with the exception of the classes of fire as specified in Schedules 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17 and 18 hereto, is prohibited in the parts of the State set out in Schedule A hereto, from 00.01 hours to 23.59 hours on Thursday, 29 January 2009.

Dated: 29 January 2009.

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 as part of an organised public display, provided that:

- the person in charge of the display (“the responsible person”) holds a current “Display Fireworks Permit – General Permit” or a “Pyrotechnicians Licence” issued by WorkCover NSW;
- the responsible person complies with the requirements of the WorkCover NSW publication “Fireworks Displays (DG 108)”;

- (c) approval to use of the land on which the fireworks display is to be held has been obtained in writing:
- (i) from 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, from the owner or occupier of the land on which site the display will be held;
- (d) 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;
- (e) 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;
- (f) precautions are taken to prevent the escape of fire, sparks or incandescent or burning material from the surrounding area;
- (g) 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 NSW Fire Brigades 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 an 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;
2. Fire lit, maintained or used for the purpose of food preparation on a gas fired 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 to the appliance and its surrounds 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, State Forests of 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

Eastern Riverina
Southern Riverina
Northern Riverina
South Western



Government Gazette

OF THE STATE OF
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Number 23
Friday, 30 January 2009

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LEGISLATION

Announcement

Online notification of the making of statutory instruments

Following the commencement of the remaining provisions of the Interpretation Amendment Act 2006, the following statutory instruments are to be notified on the official NSW legislation website (www.legislation.nsw.gov.au) instead of being published in the Gazette:

- (a) all environmental planning instruments, on and from 26 January 2009,
- (b) all statutory instruments drafted by the Parliamentary Counsel's Office and made by the Governor (mainly regulations and commencement proclamations) and court rules, on and from 2 March 2009.

Instruments for notification on the website are to be sent via email to notification@pco.nsw.gov.au or fax (02) 9232 4796 to the Parliamentary Counsel's Office.

These instruments will be listed on the "Notification" page of the NSW legislation website and will be published as part of the permanent "As Made" collection on the website and also delivered to subscribers to the weekly email service. Principal statutory instruments also appear in the "In Force" collection where they are maintained in an up-to-date consolidated form.

Notified instruments will also be listed in the Gazette for the week following notification.

For further information about the new notification process contact the Parliamentary Counsel's Office on (02) 9321 3333.

Proclamations



New South Wales

Commencement Proclamation

under the

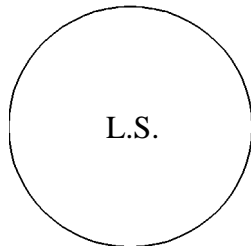
Drug and Alcohol Treatment Act 2007 No 7

MARIE BASHIR, Governor

I, Professor Marie Bashir AC, CVO, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 2 of the *Drug and Alcohol Treatment Act 2007*, do, by this my Proclamation, appoint 9 February 2009 as the day on which that Act commences.

Signed and sealed at Sydney, this 28th day of January 2009.

By Her Excellency's Command,



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

GOD SAVE THE QUEEN!



New South Wales

Commencement Proclamation

under the

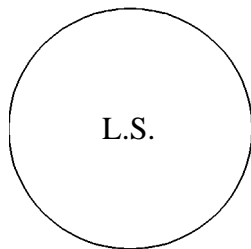
Gaming Machines Amendment Act 2008 No 99

MARIE BASHIR, Governor

I, Professor Marie Bashir AC, CVO, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 2 of the *Gaming Machines Amendment Act 2008*, do, by this my Proclamation, appoint 31 January 2009 as the day on which that Act (other than Schedule 1 [18], and Schedule 1 [116] to the extent that it inserts clause 44 into Schedule 1 to the *Gaming Machines Act 2001*) commences.

Signed and sealed at Sydney, this 28th day of January 2009.

By Her Excellency's Command,



KEVIN GREENE, M.P.,
Minister for Gaming and Racing

GOD SAVE THE QUEEN!

Explanatory note

This Proclamation commences all of the *Gaming Machines Amendment Act 2008* with the exception of certain amendments relating to poker machine entitlements retained by certain clubs in accordance with the former section 15B of the *Gaming Machines Act 2001* (these amendments commenced on 1 December 2008).

Regulations



New South Wales

Drug and Alcohol Treatment Regulation 2009

under the

Drug and Alcohol Treatment Act 2007

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Drug and Alcohol Treatment Act 2007*.

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

Explanatory note

The object of this Regulation is to prescribe the local government areas where the *Drug and Alcohol Treatment Act 2007* applies and to provide for official visitors to visit each treatment centre at least once each calendar month.

This Regulation is made under the *Drug and Alcohol Treatment Act 2007*, including sections 4 (1), 29 (7) and 55 (the general regulation-making power).

This Regulation comprises or relates to matters set out in Schedule 3 to the *Subordinate Legislation Act 1989*, namely matters of a machinery nature.

Clause 1 Drug and Alcohol Treatment Regulation 2009

Drug and Alcohol Treatment Regulation 2009

under the

Drug and Alcohol Treatment Act 2007

1 Name of Regulation

This Regulation is the *Drug and Alcohol Treatment Regulation 2009*.

2 Commencement

This Regulation commences on 9 February 2009.

3 Definitions

In this Regulation:

the Act means the *Drug and Alcohol Treatment Act 2007*.

4 Areas where Act applies

For the purposes of section 4 (1) of the Act, the following local government areas are prescribed:

Auburn, Blacktown City, Blue Mountains City, Hawkesbury City, Holroyd City, Lithgow City, Parramatta City (other than the site of the Cumberland Hospital), Penrith City and The Hills Shire.

5 Regular inspections of treatment centres

For the purposes of section 29 (7) of the Act, an official visitor must visit each treatment centre at least once each calendar month.



New South Wales

Gaming Machines Amendment Regulation 2009

under the

Gaming Machines Act 2001

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Gaming Machines Act 2001*.

KEVIN GREENE, M.P.,
Minister for Gaming and Racing

Explanatory note

The object of this Regulation is to amend the *Gaming Machines Regulation 2002* as a consequence of the enactment of the *Gaming Machines Amendment Act 2008*. In particular, this Regulation makes provision for or with respect to the following:

- (a) the information to be included in local impact assessments that are required to be provided with gaming machine threshold increase applications under Division 1 of Part 4 of the *Gaming Machines Act 2001*,
- (b) other requirements in relation to threshold increase applications and local impact assessments,
- (c) the removal of provisions relating to gaming machine adviser's licences.

This Regulation also makes a number of amendments in relation to progressive jackpot systems, unclaimed jackpot prizes and the expiration of unclaimed gaming machine tickets.

This Regulation is made under the *Gaming Machines Act 2001*, including sections 35 (as inserted by the *Gaming Machines Amendment Act 2008*) and 210 (the general regulation-making power).

Clause 1 Gaming Machines Amendment Regulation 2009

Gaming Machines Amendment Regulation 2009

under the

Gaming Machines Act 2001

1 Name of Regulation

This Regulation is the *Gaming Machines Amendment Regulation 2009*.

2 Commencement

This Regulation commences on 31 January 2009.

Gaming Machines Amendment Regulation 2009

Amendment of Gaming Machines Regulation 2002

Schedule 1

Schedule 1 Amendment of Gaming Machines Regulation 2002

[1] Clause 3A

Insert after clause 3:

3A Definition of “subsidiary equipment”

For the purposes of the definition of *subsidiary equipment* in section 4 (1) of the Act, the following equipment, devices and systems are prescribed:

- (a) a player reward scheme within the meaning of section 45 of the Act,
- (b) a cash-back terminal,
- (c) any device used to display the rules relating to approved gaming machines (including multi-terminal gaming machines).

[2] Clauses 8 and 8A

Omit the clauses.

[3] Clause 13 General requirement to award or pay prizes

Omit “prize-winner” from clause 13 (1). Insert instead “prizewinner”.

[4] Clause 18

Omit the clause. Insert instead:

18 Clubs required to record certain information in relation to gaming machines

- (1) A registered club must ensure that the requirements of this clause are complied with to the extent that they apply to the club.
Maximum penalty: 50 penalty units.
- (2) A registered club must, at monthly intervals, record the following information in respect of each approved gaming machine kept on the premises of the club:
 - (a) a cash flow analysis,
 - (b) a comparison of cancelled credit and jackpot wins meter readings with the corresponding entries in the club’s payout sheets,

Gaming Machines Amendment Regulation 2009

Schedule 1 Amendment of Gaming Machines Regulation 2002

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- (c) a comparison of the money out meter reading (in the case of an approved gaming machine that issues gaming machine tickets by means of equipment subsidiary to the gaming machine), or the cancelled credits payments meter reading (in the case of an approved gaming machine that issues gaming machine tickets otherwise than by means of subsidiary equipment), with the total of:
- (i) the value of the gaming machine tickets issued from the gaming machine, being gaming machine tickets that have been redeemed, and
 - (ii) the value of the unclaimed gaming machine tickets issued from the gaming machine.
- (3) The cash flow analysis must be in or to the effect of a form approved by the Director.
- (4) The information contained in a record referred to in subclause (2) must be reported to the club's board or committee at monthly intervals.
- (5) If a meter of an approved gaming machine kept on the premises of a registered club ceases to function or malfunctions, the club must cause it to be repaired as soon as practicable after it so ceases to function or malfunctions.

[5] Clause 19A

Insert after clause 19:

19A Record of work done by technicians

For the purposes of section 76B of the Act:

- (a) the following work is prescribed:
 - (i) the installation of an approved gaming machine,
 - (ii) the servicing or repair of an area or part of an approved gaming machine that is an area or part referred to in section 77 (1) of the Act,
 - (iii) the servicing or repair of an approved gaming machine that involves the resetting of an electronic meter, and
- (b) the details required to be recorded are as follows:
 - (i) the date the work was carried out,
 - (ii) the technician's name and licence number,
 - (iii) the name and serial number of the gaming machine on which the work was carried out.

Gaming Machines Amendment Regulation 2009

Amendment of Gaming Machines Regulation 2002

Schedule 1

[6] **Clause 30A**

Insert after clause 30:

30A Requirements relating to prize winning cheques

The following statement is prescribed for the purposes of section 47B (b) of the Act :

Prize winning cheque—cashing rules apply

[7] **Part 3, Division 3**

Omit the Division. Insert instead:

Division 3 Gaming machine threshold scheme

33 Interpretation

(1) In this Division:

LIA guidelines means the guidelines (as in force from time to time) that are issued by the Authority for the purposes of this Division.

threshold increase application means an application under section 34 of the Act.

venue (or *relevant venue*), in relation to a threshold increase application, means the hotel or club premises to which the application relates.

(2) For the purposes of this Division, the *internal floor space* of a venue includes any outdoor dining area or other unenclosed seating area.

(3) For the purposes of this Division, a reference to a new club includes a reference to a club whose premises are removed under the *Liquor Act 2007* to other premises (whether or not in the same neighbourhood as the previous premises).

Note. The definition of *new hotel* in the Act includes a hotel to which a licence is removed under the *Liquor Act 2007*

34 Threshold increase ranges

For the purposes of section 35 of the Act:

- (a) a low-range increase is any number from 1 to 20, and
- (b) a mid-range increase is any number from 21 to 40, and
- (c) a high-range increase is any number above 40.

Gaming Machines Amendment Regulation 2009

Schedule 1 Amendment of Gaming Machines Regulation 2002

35 Threshold increase applications—general requirements

- (1) A threshold increase application must:
 - (a) specify the internal floor space (in square metres) of the venue, and
 - (b) in the case of an application made by or in relation to a new hotel or new club—provide a map showing the location of the venue and the location of any school, place of public worship or hospital within 200 metres of the venue.
- (2) The gaming machine threshold for a new hotel or the premises of a new club cannot be increased if the hotel or club premises are situated in the immediate vicinity of a school, place of public worship or hospital.
- (3) In the case of a threshold increase application by a registered club, the application must, if the club is proposing to increase the gaming machine threshold for the venue to a number above 450 and the application is not required to be accompanied by a local impact assessment because of section 35 (2) of the Act, demonstrate the following to the satisfaction of the Authority:
 - (a) that consideration has been given to assessing the impact of the additional gaming machines on the amenity of the local area and the action that will be taken to manage any negative impact,
 - (b) that appropriate harm minimisation and responsible gambling measures (in addition to those already required by law) are in place at the venue,
 - (c) that the proposed increase will result in additional benefits to club members or the community.

36 Threshold increase applications—consultation requirements

- (1) This clause applies in relation to a threshold increase application that is required to be accompanied by a class 2 LIA.
- (2) Before any such threshold increase application is made, the proposed applicant must notify each of the following about the proposed application:
 - (a) the local council for the area in which the relevant venue is situated,
 - (b) the local police,
 - (c) the Council of Social Service of New South Wales,
 - (d) the area health service for the area in which the relevant venue is situated,

Gaming Machines Amendment Regulation 2009

Amendment of Gaming Machines Regulation 2002

Schedule 1

-
- (e) any organisation that is located in the local government area in which the relevant venue is situated and that receives funding from the Responsible Gambling Fund under the *Casino Control Act 1992* for the specific purpose of providing gambling-related counselling or treatment services.
- (3) The notice must specify the following:
 - (a) the name and address of the venue,
 - (b) an explanation of the nature of the proposed application,
 - (c) the contact details of the person to whom submissions or inquiries about the proposed application may be made,
 - (d) the date on which the proposed application is intended to be made to the Authority.
 - (4) If the threshold increase application is made to the Authority, the class 2 LIA that is provided with the application must include a report on the results of the consultation process under subclause (1). Such a report is to include details of any meetings or discussions held in relation to the proposed application and the outcomes of those meetings or discussions.

37 Class 1 LIA—information to be provided

A class 1 LIA must include the following:

- (a) if the threshold increase application to which the LIA relates is made in relation to a new hotel or a new club—a map showing the location of the venue and the location of any school, place of public worship or hospital within 200 metres of the venue,
- (b) details of the benefits that the venue will provide to the local community if the threshold increase application is approved,
- (c) details of the harm minimisation and responsible gambling measures that are in place at the venue.

38 Class 2 LIA—information to be provided**(1) General information**

A class 2 LIA must include the following information:

- (a) the gaming machine threshold for the venue and the number by which it is proposed to be increased,
- (b) the name, address and licence number of the venue,

Gaming Machines Amendment Regulation 2009

Schedule 1 Amendment of Gaming Machines Regulation 2002

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- (c) the name of the local government area in which the venue is situated and the name of any other local government area within 5 kilometres of the venue,
 - (d) a map of the area within a radius of 1 kilometre of the venue that shows the location of the venue and the location and name of any of the following that are situated in that area:
 - (i) any other licensed premises,
 - (ii) any school, hospital or place of public worship,
 - (iii) any sporting or community facility,
 - (e) the name and address of the owner of the business carried on under the licence for the venue (referred to as *the business owner*),
 - (f) the contact details of the business owner or person representing the business owner.

(2) **Specific information about the relevant venue**

A class 2 LIA must include the following information:

- (a) a description of the facilities provided by the venue and the activities conducted at the venue,
- (b) the trading hours of the venue,
- (c) details (including a floor plan) of the area or areas of the venue set aside or proposed to be set aside for playing gaming machines,
- (d) a current patron profile (based on a survey of patrons conducted in accordance with the LIA guidelines) that shows the distribution of places of residence, gender, occupation and age of patrons and other relevant information (such as cultural or ethnic background) relating to the venue's patrons,
- (e) an outline of any expected increase in patronage should the threshold increase application be approved,
- (f) details of appropriate harm minimisation and responsible gambling measures (in addition to those already required by law) that are in place at the venue.

(3) **Gaming machine data and social profile information**

A class 2 LIA must include the following information (as provided to the applicant by the NSW Office of Liquor, Gaming and Racing):

Gaming Machines Amendment Regulation 2009

Amendment of Gaming Machines Regulation 2002

Schedule 1

-
- (a) information relating to gaming machines and poker machine entitlements in the relevant area for the venue,
 - (b) demographic and other social and economic information relating to the relevant area for the venue.
- (4) For the purposes of subclause (3), the *relevant area* for a venue is:
- (a) the local government area in which the venue is situated, and
 - (b) any other local government area within 5 kilometres of the venue.
- (5) **Assessment**
- A class 2 LIA must:
- (a) specify the positive impact (both social and economic) that the proposed increase in the gaming machine threshold for the relevant venue will have on the local community (including details of the benefits that the venue will provide), and
 - (b) specify any negative social or economic impact that the proposed increase may have on the local community and the action that will be taken to address that impact.
- (6) For the purposes of subclause (5), the *local community* comprises the following:
- (a) the people in the area (or in the group) from which the persons using the services and facilities of the venue concerned are likely to be drawn,
 - (b) the people in the area (or in the group):
 - (i) that is to derive, or that the Authority considers is likely to derive, social or economic benefit if the threshold increase application is approved, or
 - (ii) that is to suffer, or that the Authority considers is likely to suffer, social or economic detriment if the threshold increase application is approved.

39 Consultation and advertising requirements

- (1) This clause applies in relation to a threshold increase application if a local impact assessment is required to be provided with the application.

Gaming Machines Amendment Regulation 2009

Schedule 1 Amendment of Gaming Machines Regulation 2002

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- (2) If such an application is made to the Authority, the applicant must, within 2 working days of making the application:
- (a) provide a copy of the application and the LIA to each of the following:
 - (i) the local council for the area in which the relevant venue is situated,
 - (ii) the local police, and
 - (b) notify each of the following that the application has been made, that the LIA has been provided with the application and that the application and the LIA may be inspected on the website of the NSW Office of Liquor, Gaming and Racing:
 - (i) the Council of Social Service of New South Wales,
 - (ii) the area health service for the area in which the relevant venue is situated,
 - (iii) any organisation that is located in the local government area in which the relevant venue is situated and that receives funding from the Responsible Gambling Fund under the *Casino Control Act 1992* for the specific purpose of providing gambling-related counselling or treatment services.
- (3) The applicant must advise any such person or body referred to in subclause (2) that the person or body may, within 30 days after receiving (or being notified of) the application and the LIA, make a written submission to the Authority in relation to the application and the LIA.
- (4) In addition to subclause (2), the applicant must, within 2 working days of making the application:
- (a) place an advertisement in a local newspaper circulating in the area in which the relevant venue is situated, and
 - (b) display a notice in a conspicuous area outside the relevant venue (or on the perimeter of the site if the venue has not been built).
- (5) The advertisement and notice must:
- (a) state that the application has been made and that the LIA has been provided with the application, and
 - (b) explain the nature of the application, and

Gaming Machines Amendment Regulation 2009

Amendment of Gaming Machines Regulation 2002

Schedule 1

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- (c) advise that the application and the LIA may be inspected on the website of the NSW Office of Liquor, Gaming and Racing, and
 - (d) advise that any person may make a submission to the Authority in relation to the application and the LIA within 30 days following the date on which the advertisement is published or the notice is displayed (as the case requires).

40 LIA not required with threshold increase applications relating to Liquor Act poker machine permits

- (1) A threshold increase application is not required to be accompanied by a LIA if the application is made together with an application under and in accordance with the arrangements referred to in clause 5 of Schedule 1 to the Act for the acquisition by the relevant venue of Liquor Act poker machine permits and either or both of the following apply:
 - (a) the relevant venue and the hotel from which the permits are proposed to be transferred are situated in the same local government area,
 - (b) the relevant venue is situated in a Band 1 LGA and the threshold increase application, if approved, would not result in the gaming machine threshold for the venue being increased, over any period of 12 months, by a number that is more than the number corresponding to a low-range increase for the venue.
- (2) A threshold increase application is not required to be accompanied by a LIA if:
 - (a) the Authority is satisfied that the proposed increase relates only to the use of Liquor Act poker machine permits that are, at the time of the application, held by the relevant venue in a dormant capacity, and
 - (b) the relevant venue is situated in a Band 1 LGA, and
 - (c) the threshold increase application, if approved, would not result in the gaming machine threshold for the venue being increased, over any period of 12 months, by a number that is more than the number corresponding to a low-range increase for the venue.
- (3) A threshold increase application is not required to be accompanied by a LIA if:
 - (a) the gaming machine threshold for the relevant venue has been decreased as a result of the transfer of poker machine entitlements from the venue, and

Gaming Machines Amendment Regulation 2009

Schedule 1 Amendment of Gaming Machines Regulation 2002

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- (b) the Authority is satisfied that the proposed increase in the venue's gaming machine threshold relates only to the use of Liquor Act poker machine permits that are, at the time of the application, held by the relevant venue in a dormant capacity, and
 - (c) the threshold increase application, if approved, would not result in the gaming machine threshold for the venue being increased by more than the number by which the threshold was decreased as a result of the transfer of poker machine entitlements from the venue.
- (4) For the purposes of subclauses (2) and (3), a Liquor Act poker machine permit is held in a dormant capacity if an approved gaming machine is not authorised to be kept under the Act in relation to the permit.

40A Restriction on approving threshold increase applications for small venues—floor space requirements

The Authority may not approve a threshold increase application:

- (a) in the case of a venue with an internal floor space of less than 250 square metres—if the approval would result in the gaming machine threshold for the venue being increased to more than 2, or
- (b) in the case of a venue with an internal floor space of more than 250 square metres but less than 300 square metres—if the approval would result in the gaming machine threshold for the venue being increased to more than 4, or
- (c) in the case of a venue with an internal floor space of more than 300 square metres but less than 350 square metres—if the approval would result in the gaming machine threshold for the venue being increased to more than 6, or
- (d) in the case of a venue with an internal floor space of more than 350 square metres but less than 400 square metres—if the approval would result in the gaming machine threshold for the venue being increased to more than 8.

40B Exemption from operation of section 37B (4) of the Act for club premises in retail shopping centres

For the purposes of section 37B (5) (a) of the Act, the prescribed number of shops is 40.

Gaming Machines Amendment Regulation 2009

Amendment of Gaming Machines Regulation 2002

Schedule 1

[8] Clause 41 Gaming machine advertising and signs—exclusions

Insert after clause 41 (1) (a):

- (a1) in any promotional material provided by a registered club to a member of the club in accordance with subclause (1C), or

[9] Clause 41 (1C) and (1D)

Insert after clause 41 (1B):

- (1C) A registered club may send (whether by post or electronic means) promotional material that contains gaming machine advertising (as referred to in section 43 (6) of the Act) to a member of the club but only if:
 - (a) the member has expressly consented to receiving the promotional material and that consent has not been withdrawn, and
 - (b) the promotional material contains a statement to the effect that player activity statements are available on request in accordance with clause 42, and
 - (c) the promotional material contains a statement to the effect that the member may at any time withdraw his or her consent to receiving any further promotional material, and
 - (d) the promotional material includes information or advertising apart from gaming machine advertising, and
 - (e) the club keeps a written record of the member's consent to receiving the promotional material.
- (1D) Unless withdrawn by the member concerned, any such consent by a member of a registered club continues until the end of the membership period but may be renewed at the time the membership is renewed.

[10] Clause 45 Transitional exemption—redeeming existing player reward scheme bonus points for cash

Omit the clause.

[11] Clause 49A

Insert after clause 49:

49A Location of jackpot prize monitors for linked gaming systems under Part 10 of Act

- (1) A hotelier or registered club must not permit any monitor that is used to display the jackpot prize from a linked gaming system

Gaming Machines Amendment Regulation 2009

Schedule 1 Amendment of Gaming Machines Regulation 2002

operating in the hotel or on the club premises to be located in any part of the hotel or club premises other than:

- (a) the bar area (within the meaning of the *Liquor Act 2007*) of the hotel or club premises, or
- (b) in the case of a hotel that is required to have a gaming room under section 68 of the Act—the gaming room.

Maximum penalty: 50 penalty units.

- (2) In this clause:

linked gaming system means an authorised inter-hotel linked gaming system, or an authorised inter-club linked gaming system, within the meaning of Part 10 of the Act, but does not include an authorised progressive system within the meaning of Part 5 of this Regulation.

- (3) This clause commences on 1 May 2009.

[12] Clause 55 Application for technician’s licence

Omit “or adviser’s licence”.

[13] Clauses 68A and 68B

Insert after clause 68:

68A Display of information in relation to progressive systems

A hotelier or registered club must ensure that each approved gaming machine that is part of an authorised progressive system operated in the hotel or on the premises of club clearly indicates:

- (a) the progressive system to which the gaming machine is linked, and
- (b) the identifying number of the gaming machine in relation to the progressive system.

Maximum penalty: 50 penalty units.

68B Location of jackpot prize monitors for progressive systems

- (1) A hotelier or registered club must not permit any monitor that is used to display the jackpot prize from an authorised progressive system kept in the hotel or on the club premises to be located in any part of the hotel or club premises other than:

- (a) the bar area (within the meaning of the *Liquor Act 2007*) of the hotel or club premises, or

Gaming Machines Amendment Regulation 2009

Amendment of Gaming Machines Regulation 2002

Schedule 1

- (b) in the case of a hotel that is required to have a gaming room under section 68 of the Act—the gaming room.

Maximum penalty: 50 penalty units.

- (2) This clause commences on 1 May 2009.

[14] Clause 72A

Insert after clause 72:

72A Unclaimed jackpot prizes

- (1) If a jackpot prize won on any authorised progressive gaming machine or authorised progressive system kept or operated by a hotelier or registered club is not claimed by the prizewinner within the period of 12 months after the prize was won, the hotelier or registered club must, within 3 months after the end of that 12-month period, pay the amount of the unclaimed jackpot prize to the Director-General.

Maximum penalty: 50 penalty units.

- (2) Any amount paid to the Director-General under this clause is to be paid into the Community Development Fund.

[15] Clauses 74 (2) (a), 75 (2) (a), 77 (2) (a) and 78 (2) (a)

Omit “the turnover meters (both electro-mechanical and electronic)” wherever occurring.

Insert instead “the electronic turnover meters”.

[16] Clause 100

Omit the clause. Insert instead:

100 Expiry of unclaimed gaming machine tickets

- (1) An unclaimed gaming machine ticket expires 12 months after the date on which it was issued and cannot be redeemed after it expires.
- (2) A hotelier or registered club must, for the period of at least 1 month immediately before the date on which an unclaimed gaming machine ticket is due to expire, post in a conspicuous place in the hotel or on the premises of the club a notice, in a form approved by the Authority, indicating:
- (a) that the unclaimed gaming machine ticket is due to expire on the date specified in the notice, and
- (b) that a claim in respect of the ticket cannot be made after it expires.

Gaming Machines Amendment Regulation 2009

Schedule 1 Amendment of Gaming Machines Regulation 2002

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- (3) If an unclaimed gaming machine ticket is not redeemed before it expires, the hotelier or registered club must, within 3 months of the expiration of the ticket, pay to the Director-General the amount that the hotelier or club would have paid had the ticket been redeemed.
 - (4) Any amount paid to the Director-General under this clause is to be paid into the Community Development Fund.
 - (5) This clause extends to gaming machine tickets issued before the commencement of this clause (as substituted by the *Gaming Machines Amendment Regulation 2009*).
 - (6) However, in the case of any such gaming machine ticket that would, because of subclause (1), expire at any time during the period of 3 months immediately following the commencement of this clause, the ticket does not expire until after the end of that 3-month period.

[17] Clause 101 Disposal of money payable in respect of unclaimed gaming machine tickets

Omit the clause.

[18] Clause 128 Fees for grant of gaming-related licence

Omit clause 128 (1) (d).

[19] Clause 130 Amount of periodic licence fees

Omit clause 130 (1) (d).

[20] Clause 132A Application fee for variation or revocation of condition of gaming-related licence

Omit clause 132A (d).

[21] Clause 135A Exclusion of certain persons from definition of "gaming machine adviser"

Omit the clause.

[22] Clause 137 General requirement for records to be kept for 3 years

Insert "the Act or" after "required by" in clause 137 (1).

[23] Clause 138 Exclusion of Sydney CBD from definition of "retail shopping centre"

Omit "section 60" from clause 138 (1). Insert instead "section 4 (1)".

Gaming Machines Amendment Regulation 2009

Amendment of Gaming Machines Regulation 2002

Schedule 1

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- [24] **Clause 138AA Exclusion from definition of “retail shopping centre”**
Omit the clause.
- [25] **Clause 138A Exclusion of retail shopping centres with less than 40 shops**
Omit “section 60” from clause 138A (1). Insert instead “section 4 (1)”.
- [26] **Clause 138A (2) and (3)**
Omit the subclauses. Insert instead:
- (2) Any threshold increase application under section 34 of the Act in respect of any such hotel or premises of a registered club must be accompanied by a class 2 LIA under section 35 of the Act.
 - (3) Subclause (2) has effect despite anything to the contrary in section 35 of the Act.
- [27] **Clause 138B**
Omit the clause. Insert instead:
- 138B Exclusion of unenclosed pedestrian malls from definition of “retail shopping centres**
- An outdoor or unenclosed pedestrian mall consisting of:
- (a) a road that is closed to vehicular traffic, and
 - (b) retail shops,
- is excluded from the definition of *retail shopping centre* in section 4 (1) of the Act.
- [28] **Clause 138C Exemption from operation of section 60 (5) of the Act**
Omit the clause.
- [29] **Clause 140 Disclosure of information**
Omit clause 140 (2). Insert instead:
- (2) For the purposes of section 206 (5) (e) of the Act, a person who makes a threshold increase application under section 35 of the Act is prescribed, but only in relation to the disclosure of such information as is necessary to enable the person to provide a local impact assessment with the threshold increase application.

Gaming Machines Amendment Regulation 2009

Schedule 1 Amendment of Gaming Machines Regulation 2002

[30] Clause 151

Insert after clause 150:

151 Savings provision—construction of certain references to Licensing Court and Liquor Administration Board

- (1) A reference to the Licensing Court or to the Liquor Administration Board in the arrangements referred to in clause 5 of Schedule 1 to the Act is to be construed as a reference to the Authority.
- (2) This clause is taken to have commenced on 1 January 2009.

[31] Schedule 3 Penalty notice offencesInsert in appropriate order under the heading “**Offences under the Act**” in Columns 1 and 2 respectively:

Section 44A (2)	\$550
Section 46 (3)	\$1,100
Section 47B	\$550
Section 47C (1)	\$1,100
Section 76A (1)	\$1,100
Section 76B (1)	\$550
Section 80A	\$1,100
Section 156A (1) and (3)	\$1,100
Section 158A	\$1,100

[32] Schedule 3Omit the matter relating to section 87 (1) and (2) under the heading “**Offences under the Act**”.**[33] Schedule 3**Omit “\$220” from the matter relating to section 122 under the heading “**Offences under the Act**”.

Insert instead “\$550”.

Gaming Machines Amendment Regulation 2009

Amendment of Gaming Machines Regulation 2002

Schedule 1

[34] Schedule 3

Insert in appropriate order under the heading “**Offences under this Regulation**” in Columns 1 and 2 respectively:

Clause 49A	\$550
Clause 68A	\$550
Clause 68B	\$550
Clause 72A (1)	\$500



New South Wales

Road Transport (Driver Licensing) Amendment (Document Verification Service) Regulation 2009

under the

Road Transport (Driver Licensing) Act 1998

His Excellency the Lieutenant-Governor, with the advice of the Executive Council, has made the following Regulation under the *Road Transport (Driver Licensing) Act 1998*.

MICHAEL DALEY, M.P.,
Minister for Roads

Explanatory note

The object of this Regulation is to authorise the Roads and Traffic Authority to participate in the Document Verification Service (*DVS*) and to specifically authorise the Authority to collect, use and disclose information in the course of its participation in the *DVS*.

The *DVS* has been established as an element of the National Identity Security Strategy of the Council of Australian Governments for intergovernmental cooperation to strengthen Australia's personal identification processes.

This Regulation is made under the *Road Transport (Driver Licensing) Act 1998*, including sections 12 and 19 (the general regulation-making power).

Clause 1 Road Transport (Driver Licensing) Amendment (Document Verification Service) Regulation 2009

Road Transport (Driver Licensing) Amendment (Document Verification Service) Regulation 2009

under the

Road Transport (Driver Licensing) Act 1998

1 Name of Regulation

This Regulation is the *Road Transport (Driver Licensing) Amendment (Document Verification Service) Regulation 2009*.

2 Amendment of Road Transport (Driver Licensing) Regulation 2008

The *Road Transport (Driver Licensing) Regulation 2008* is amended as set out in Schedule 1.

Road Transport (Driver Licensing) Amendment (Document Verification Service) Regulation 2009

Amendment

Schedule 1

Schedule 1 Amendment

(Clause 2)

Clause 109A

Insert after clause 109:

109A Participation by Authority in Document Verification Service

- (1) The Authority may enter into an arrangement (by agreement, understanding or otherwise) for facilitating participation by the Authority in the DVS.
- (2) The Authority is authorised to participate in the DVS and to exercise functions conferred on the Authority as a participant in the DVS.
- (3) In particular, the Authority is authorised to collect, use and disclose information in the course of the Authority's participation in the DVS for the purposes of or in connection with assisting the Authority or another participant in the DVS to verify the validity of proof of identity documents in the course of the exercise of the functions of the Authority or other participant.
- (4) An arrangement entered into by the Authority for facilitating its participation in the DVS may provide for the payment of fees by participants in the DVS, including fees for the disclosure of information in accordance with the arrangement.
- (5) In this clause:
DVS means the Document Verification Service established as an element of the National Identity Security Strategy endorsed by the Council of Australian Governments at its meeting in April 2007.



New South Wales

Road Transport (Safety and Traffic Management) Amendment (Mobility Parking Scheme) Regulation 2009

under the

Road Transport (Safety and Traffic Management) Act 1999

His Excellency the Lieutenant-Governor, with the advice of the Executive Council, has made the following Regulation under the *Road Transport (Safety and Traffic Management) Act 1999*.

MICHAEL DALEY, M.P.,
Minister for Roads

Explanatory note

Currently, an authorised officer may direct the person in charge of a vehicle to remove a scheme authority and give it to the officer:

- (a) if the vehicle is stopped in a parking area for people with disabilities (within the meaning of rule 203 of the *Road Rules 2008*), or
- (b) if the vehicle is parked contrary to a permissive parking sign.

The object of this Regulation is to amend the *Road Transport (Safety and Traffic Management) Regulation 1999* to empower an authorised officer to:

- (a) inspect the scheme authority, and
- (b) request and inspect the identification of the person in charge of the vehicle for the purpose of confirming that person's identity, and
- (c) if the authorised officer has reasonable grounds to suspect that the scheme authority:
 - (i) is not being used by the holder of the scheme authority, or
 - (ii) is being used contrary to the conditions of the scheme authority, or
 - (iii) has expired,confiscate the scheme authority.

If a scheme authority is confiscated, the Authority must determine whether to revoke the scheme authority in accordance with clause 126P of the *Road Transport (Safety and Traffic Management) Regulation 1999*. If the Authority decides not to revoke the scheme authority, the Authority must return the scheme authority to its holder as soon as is reasonably practicable.

Road Transport (Safety and Traffic Management) Amendment (Mobility Parking Scheme)
Regulation 2009

Explanatory note

This Regulation is made under the *Road Transport (Safety and Traffic Management) Act 1999*, including section 71 (the general regulation-making power), in particular section 71 (2) and clause 2 of Schedule 1.

Road Transport (Safety and Traffic Management) Amendment (Mobility Parking Scheme) Regulation 2009

Clause 1

Road Transport (Safety and Traffic Management) Amendment (Mobility Parking Scheme) Regulation 2009

under the

Road Transport (Safety and Traffic Management) Act 1999

1 Name of Regulation

This Regulation is the *Road Transport (Safety and Traffic Management) Amendment (Mobility Parking Scheme) Regulation 2009*.

2 Amendment of Road Transport (Safety and Traffic Management) Regulation 1999

The *Road Transport (Safety and Traffic Management) Regulation 1999* is amended as set out in Schedule 1.

Road Transport (Safety and Traffic Management) Amendment (Mobility
Parking Scheme) Regulation 2009

Schedule 1 Amendments

Schedule 1 Amendments

(Clause 2)

[1] Clause 126N Production to and confiscation of scheme authorities by authorised officers

Insert after clause 126N (1):

- (1A) An authorised officer to whom a scheme authority is given may do any one or more of the following:
- (a) inspect the scheme authority,
 - (b) request and inspect the identification of the person in charge of the vehicle for the purpose of confirming that person's identity,
 - (c) if the authorised officer has reasonable grounds to suspect that the scheme authority:
 - (i) is not being used by the holder of the scheme authority, or
 - (ii) is being used contrary to the conditions of the scheme authority, or
 - (iii) has expired,confiscate the scheme authority.
- (1B) If a scheme authority is confiscated under this clause, the Authority must determine whether to revoke the scheme authority in accordance with clause 126P.

[2] Clause 126P Revocation of scheme authorities

Insert at the end of the clause (after the penalty provision):

- (7) If a scheme authority has been confiscated under clause 126N and the Authority decides not to revoke the scheme authority under this clause, the Authority must return the scheme authority to its holder as soon as is reasonably practicable.

Orders



New South Wales

Public Sector Employment and Management (Planning) Order 2009

under the

Public Sector Employment and Management Act 2002

MARIE BASHIR, Governor

I, Professor Marie Bashir AC, CVO, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of Chapter 4 of the *Public Sector Employment and Management Act 2002*, make the following Order.

Dated, this 28th day of January 2009.

By Her Excellency's Command,

NATHAN REES, M.P.,
Premier

Clause 1 Public Sector Employment and Management (Planning) Order 2009

Public Sector Employment and Management (Planning) Order 2009

under the

Public Sector Employment and Management Act 2002

1 Name of Order

This Order is the *Public Sector Employment and Management (Planning) Order 2009*.

2 Commencement

This Order is taken to have commenced on 29 November 2008.

3 Transfer of SHFA planning staff to Department of Planning

- (1) The group of staff in the Office of the Sydney Harbour Foreshore Authority who, in the opinion of the Director-General of the Department of Premier and Cabinet, are principally involved in or in connection with planning matters under the *Environmental Planning and Assessment Act 1979* are removed from the Office of the Sydney Harbour Foreshore Authority and added to the Department of Planning.
- (2) A reference in any Act or statutory instrument, or any other instrument, or any contract or agreement, to the Office of the Sydney Harbour Foreshore Authority (in relation to the group of staff removed from that Office under subclause (1)) is to be construed as a reference to the Department of Planning.

OFFICIAL NOTICES

Department of Lands

DUBBO OFFICE

142 Brisbane Street (PO Box 865), Dubbo NSW 2830

Phone: (02) 6883 3300 Fax: (02) 6882 6920

APPOINTMENT OF TRUST BOARD MEMBERS

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

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

SCHEDULE 1

Column 1	Column 2	Column 3
Linda Jane GANT (re-appointment), Brenda Joy STOKES (re-appointment), William David MORROW (re-appointment).	Cassilis War Memorial Park Trust.	Public Park No.: 520069. Public Purpose: Public park. Notified: 5 October 1887. File No.: DB81 R 76/2.

Term of Office

For a term commencing 11 February 2009 and expiring 2 December 2013.

SCHEDULE 2

Column 1	Column 2	Column 3
Christopher Vaughan WHITTAKER (new member), Peter Clifton PERRY (new member), Cameron Rawson TOMKINS (re-appointment), David Bruce PAYNE (re-appointment), Larry Dalwin YEO (re-appointment), Stephen Patrick WHALE (new member).	Gollan Recreation Reserve Trust.	Reserve No.: 50376. Public Purpose: Public recreation. Notified: 2 December 1914. File No.: DB84 R 33.

Term of Office

For a term commencing this day and expiring 31 December 2013.

SCHEDULE 3

Column 1	Column 2	Column 3
Matthew Gerard THORNE (new member), Robert James MOON (new member), Leonie HORDER (new member), Thomas John HARVEY (new member), Catherine Mary CONNORS (new member), Charles Henry AMEY (new member), Jill Yvonne ANTONY (new member).	Rawsonville Recreation Reserve and Hall Trust.	Reserve No.: 83018. Public Purpose: Public hall and public recreation. Notified: 20 January 1961. File No.: DB81 R 98/4.

Term of Office

For a term commencing this day and expiring 4 September 2013.

SCHEDULE 4

Column 1	Column 2	Column 3
Mark DAWSON (new member), Graeme Evan GILES (new member), Rita ENGLAND (new member), Clifford John DAVIS (re-appointment), Elizabeth L. DAVIS (re-appointment), Brett Howard ENGLAND (re-appointment), Gregory James MARTIN (re-appointment).	Ulamambri Public Hall Trust.	Reserve No.: 55165. Public Purpose: Public hall. Notified: 10 February 1922. File No.: DB81 R 218/3.

Term of Office

For a term commencing this day and expiring 2 December 2013.

SCHEDULE 5

Column 1	Column 2	Column 3
Margaret REID (re-appointment), Anthony Bruce LEWIS (re-appointment), Brian Clement McDERMOTT (re-appointment).	Wollar Recreation Reserve Trust.	Reserve No.: 6704. Public Purpose: Public recreation. Notified: 30 June 1888. File No.: DB81 R 229/3.

Term of Office

For a term commencing 1 March 2009 and expiring 2 December 2013.

SCHEDULE 6

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Christopher Vaughan WHITTAKER (new member), Stephen Patrick WHALE (new member), Peter Clifton PERRY (new member), Larry Dalwin YEO (re-appointment), Cameron Rawson TOMKINS (re-appointment), David Bruce PAYNE (re-appointment).	Gollan Public Hall Trust.	Reserve No.: 50378. Public Purpose: Public hall. Notified: 2 December 1914. File No.: DB84 R 33.

Term of Office

For a term commencing this day and expiring 31 December 2013.

GOULBURN OFFICE

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

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

ORDER

Correction of Defective Instrument

IN pursuance of the provisions of the Roads Act 1993, the Instrument contained within *New South Wales Government Gazette* No. 43, on 24 October 2008, Folio 10347, under the heading "GOULBURN OFFICE, Notification of Closing of a Road" the description is hereby amended by deleting the words "Lot 1, DP 455179."

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.

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

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Tony Scott MEDWAY (re-appointment).	Bevendale Hall (R89153) and Recreation (R79892) Reserve Trust.	Reserve No.: 89153. Public Purpose: Public hall. Notified: 8 March 1974. Reserve No.: 79892. Public Purpose: Public recreation. Notified: 13 September 1957. File No.: GB80 R 273/2.

Term of Office

For a term commencing 18 March 2009 and expiring 17 March 2014.

GRAFTON OFFICE
76 Victoria Street (Locked Bag 10), Grafton NSW 2460
Phone: (02) 6640 3400 Fax: (02) 6642 5375

NOTIFICATION OF CLOSING OF ROAD

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

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

Description

Land District – Lismore; L.G.A. – Lismore City

Roads Closed: Lot 1, DP 1133690 at Goonellabah, Parish Lismore, County Rous.

File No.: GF06 H 66.

Schedule

On closing, the land within Lot 1, DP 1133690 becomes vested in Lismore City Council as operational land for the purposes of the Local Government Act 1993.

Councils Reference: RD:VR; R6575.

Description

Land District – Bellingen; L.G.A. – Nambucca

Roads Closed: Lot 1, DP 1130652 at Nambucca Heads, Parish Nambucca, County Ralieggh.

File No.: GF06 H 132.

Schedule

On closing, the land within Lot 1, DP 1130652 becomes vested in Nambucca Shire Council as operational land for the purposes of the Local Government Act 1993.

Councils reference: SF 632.

Description

Land District – Grafton; L.G.A. – Clarence Valley

Road Closed: Lot 1, DP 1132538 at Levenstrath, Parish Bardsley, County Fitzroy.

File No.: GF05 H 670.

Schedule

On closing, the land within Lot 1, DP 1132538 remains vested in the State of New South Wales as Crown Land.

Description

Land District – Casino; L.G.A. – Richmond Valley

Road Closed: Lot 2, DP 1132539 at Fairy Hill, Parish Kyogle, County Rous.

File No.: 08/6591.

Schedule

On closing, the land within Lot 2, DP 1132539 remains vested in the State of New South Wales as Crown Land.

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

ORDER

Correction of Defective Instrument

IN pursuance of the provisions of the Roads Act 1993, section 257, the Instrument contained within *New South Wales Government Gazette* No. 20, dated 23 January 2009, Folio 408, under the heading "GRIFFITH OFFICE, Notification of Closing of a Road", the description is hereby amended. The description, "Lot 1 DP 113536" is deleted and replaced with "Lot 2 DP 1132536".

File No.: 08/1016.MR.

NEWCASTLE OFFICE

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

Phone: (02) 4920 5000 Fax: (02) 4925 3489

NOTICE OF PUBLIC PURPOSE PURSUANT TO SECTION 34A(2)(B) OF THE CROWN LANDS ACT 1989

PURSUANT to section 34A(2)(b) of the Crown Lands Act 1989, the Crown reserve specified in Column 1 of the Schedule is to be occupied for the additional purpose specified in Column 2 of the Schedule.

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

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Reserve No.: 96887. Public Purpose: Bush fire brigade. Notified: 5 August 1983. Locality: Bawley Point.	Communication Facilities.
Reserve No.: 500116. Public Purpose: Public recreation. Notified: 22 May 1897. Locality: Dural.	Communication Facilities.
Reserve No.: 86061. Public Purpose: Travelling stock and camping. Notified: 11 November 1966. Locality: Barratta.	Communication Facilities.
Reserve No.: 52035. Public Purpose: Public recreation. Notified: 9 March 1917. Locality: Mt Victoria.	Communication Facilities.
Reserve No.: 52037. Public Purpose: Public recreation. Notified: 9 March 1917. Locality: Mount Victoria.	Communication Facilities.
Reserve No.: 18862. Public Purpose: Trigonometrical purposes. Notified: 21 October 1893. Locality: Cooma.	Communication Facilities.
Reserve No.: 95887. Public Purpose: Future public requirements. Notified: 8 April 1982. Locality: Nowra.	Communication Facilities.

<i>Column 1</i>	<i>Column 2</i>
Reserve No.: 21927. Public Purpose: Travelling stock. Notified: 5 January 1895. Locality: Wilcannia.	Communication Facilities.
Reserve No.: 4. Public Purpose: Travelling stock and camping. Notified: 30 September 1885. Locality: Morundah.	Communication Facilities.
Reserve No.: 88094. Public Purpose: Public buildings. Notified: 5 February 1971. Locality: Newcastle.	Communication Facilities.
Reserve No.: 1000225. Public Purpose: Site for fire brigade station. Notified: 3 May 1957. Locality: Gundagai.	Communication Facilities.
Reserve No.: 754412. Public Purpose: Future public requirements. Notified: 29 June 2007. Parish: Ellenborough. County: Macquarie.	Communication Facilities.
Reserve No.: 66142. Public Purpose: Commonage. Notified: 24 July 1936. Location: Cobar.	Communication Facilities.
Reserve No.: 755439. Public Purpose: Future public requirements. Notified: 29 June 2007. Parish: Lennox. County: Phillip.	Communication Facilities.
File No.: 08/6163.	

NOWRA OFFICE**5 O'Keefe Avenue (PO Box 309), Nowra NSW 2541****Phone: (02) 4428 9100 Fax: (02) 4421 2172****NOTIFICATION OF CLOSING OF ROAD**

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

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

Description

Land District – Kiama; L.G.A. – Shellharbour

Lots 1 and 2, DP 1129508 at Warilla, Parish Terragong,
County Camden.

File No.: NA04 H 195.

Note: On closing, the land remains vested in Shellharbour
City Council as operational land.

NOTIFICATION OF CLOSING OF ROAD

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

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

Description

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

Road Closed: Lot 2, DP 1132359 at Lochiel.

File No.: NA06 H 171.

Schedule

On closing, the land within Lot 1, DP 1132359 remains
vested in the State of New South Wales as Crown Land.

Description

*Parish – Sassafras; County – St Vincent;
Land District – Nowra;
Local Government Area – Shoalhaven*

Road Closed: Lot 1, DP 1129832 at Sassafras.

File No.: NA05 H 136.

Schedule

On closing, the land within Lot 1, DP 1129832 remains
vested in 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

NOTIFICATION OF CLOSING OF PUBLIC ROAD

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

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

SCHEDULE 1

Description

*Parish – Wattamondara; County – Forbes;
 Land District – Cowra; Shire – Cowra*

Road Closed: Lot 1 in Deposited Plan 1134183.

File No.: OE05 H 81.

Note: On closing, title to the land comprised in Lot 1 remains vest in the Crown as Crown Land.

SCHEDULE 2

Description

*Parish – Mount Lawson; County – Georgiana;
 Land District – Bathurst; Shire – Oberon*

Road Closed: Lot 1 in Deposited Plan 1133027.

File No.: OE05 H 203.

Note: On closing, title to the land comprised in Lot 1 remains vest in the Crown as Crown Land.

SCHEDULE 3

Description

*Parish – Shadforth; County – Bathurst;
 Land District – Orange; Shire – Orange*

Road Closed: Lot 1 in Deposited Plan 1130614.

File No.: OE05 H 297.

Note: On closing, title to the land comprised in Lot 1 remains vest in the Crown as Crown Land.

SCHEDULE 4

Description

*Parish – Forbes; County – Ashburnham;
 Land District – Forbes; Shire – Forbes*

Road Closed: Lot 1 in Deposited Plan 1132543.

File No.: OE05 H 292.

Note: On closing, title to the land comprised in Lot 1 remains vest in the Crown as Crown Land.

SCHEDULE 5

Description

*Parish – Goonumbla; County – Ashburnham;
 Land District – Parkes; Shire – Parkes*

Road Closed: Lot 1 in Deposited Plan 1132537.

File No.: OE05 H 80.

Note: On closing, title to the land comprised in Lot 1 remains vest in the Crown as Crown Land.

SCHEDULE 6

Description

*Parish – Lucan; County – Bathurst;
 Land District – Blayney; Shire – Blayney*

Road Closed: Lot 1 in Deposited Plan 1132544.

File No.: OE05 H 293.

Note: On closing, title to the land comprised in Lot 1 remains vest in the Crown as Crown Land.

SCHEDULE 7

Description

*Parishes – Goobang and Beargamil;
 County – Ashburnham;
 Land District – Parkes; Shire – Parkes*

Road Closed: Lots 1 and 2 in Deposited Plan 1130686.

File No.: OE05 H 119.

Note: On closing, title to the land comprised in Lots 1 and 2 remains vest in the Crown as Crown Land.

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

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

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

Description

*Locality – Rangari; Land District – Gunnedah;
L.G.A. – Gunnedah*

Road Closed: Lot 1 in Deposited Plan 1130616, Parish Rangira, County Nandewar.

File No.: TH06 H 110.

Note: On closing, title to the land comprised in Lot 1 will remain vested in the State of New South Wales as Crown Land.

APPOINTMENT OF A TRUST BOARD MEMBER

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

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

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Cathy SMITH (new member). The person for the time being holding the office of Councillor, Gunnedah Shire Council (ex-officio member).	Lake Keepit State Park Trust.	Dedication No.: 1001338. Public Purpose: Public recreation. Notified: 1 June 1997. Locality: Lake Keepit. File No.: TH08/2246.

Term of Office

For a term commencing the date of this notice and expiring 30 April 2012.

TAREE OFFICE**98 Victoria Street (PO Box 440), Taree NSW 2430****Phone: (02) 6591 3500 Fax: (02) 6552 2816****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 of the reserve trust specified opposite thereto in Column 2, which is trustee of the reserve referred to in Column 3 of the Schedule.

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

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Geoff FIRKIN.	Scotts Head Reserve Trust.	Reserve No.: 65963. Public Purpose: Public recreation. Notified: 8 May 1936. File No.: TE80 R 170.

Term commencing as at date of this notice.

WESTERN REGION OFFICE
45 Wingewarra Street (PO Box 1840), Dubbo NSW 2830
Phone: (02) 6883 3000 Fax: (02) 6883 3099

GRANTING OF A WESTERN LANDS LEASE

IT is hereby notified that under the provisions of section 28A of the Western Lands Act 1901, the Western Lands Leases of the lands specified in the following Schedule have been granted to the undermentioned persons.

The leases are subject to the provisions of the Western Lands Act 1901 and the Regulations thereunder.

The land is to be used only for the purpose of Residence.

Initial rent will be \$100.00 per annum and re-assessed thereafter annually on 1st April of each year.

The Conditions and Reservations annexed to such leases are those Conditions published in the New South Wales Government Gazette of 25 May 2007, Folios 2974 – 2975.

All amounts due and payable to the Crown MUST be paid to the Department of Lands by the due date.

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

SCHEDULE

Administrative District – Walgett North; Shire – Walgett; Parish – Wallangulla/Mebea; County – Finch

WLL No.	Name of Lessee	File No.	Folio Identifier	Area (m ²)	Term of Lease	
					From	To
WLL 16113	Ivan SIMIC	08/5433	381/1076808	2818	22-Jan-2009	21-Jan-2029
WLL 15047	Kim WILSON and Roxanne LAMBELL	08/0036	151/1076808	2350	22-Jan-2009	21-Jan-2029
WLL 16087	Marijan MISKIC and Jelena MISKIC	08/4858	21/1120765	2537	22-Jan-2009	21-Jan-2029
WLL 16155	Lence NIKOLOVCKI	08/6358	133/1120765	2331	22-Jan-2009	21-Jan-2029
WLL 16228	Kevin CUTTING	08/8941	34/1073508	2745	22-Jan-2009	21-Jan-2029
WLL 16034	Nenad STOJCINOVIC	08/3308	75/1120765	2544	23-Jan-2009	22-Jan-2029

ADDITION TO RESERVED CROWN LAND

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

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

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Land District: Willyama. Local Government Area: Central Darling Shire Council. Locality: Menindee. Lot 6507, DP No. 769325, Parish Perry, County Menindee. Area: 7700 square metres. File No.: WL86 R 123/10.	Reserve No.: 83184. Public Purpose: Public recreation. Notified: 19 May 1961. New Area: 49.11 hectares.

APPOINTMENT OF RESERVE TRUST AS TRUSTEE OF A RESERVE

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

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

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Silverton Village Community Reserve Trust.	Reserve No.: 1017109. Public Purpose: Heritage purposes. Notified: This day. File No.: WL86 H 386/1.

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.

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

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Land District: Willyama.	Reserve No.: 1017109.
Local Government Area: Unincorporated.	Public Purpose: Heritage purposes.
Locality: Silverton.	
Lot 1, section 19, DP No. 758905, Parish Bray, County Yancowinna.	
Area: About 4.836 hectares.	
File No.: WL86 H 386/1.	

ERRATUM

IN the notification appearing in the *New South Wales Government Gazette* of 23 January 2009, Folio 419, appearing under the heading "Granting of a Western Lands Lease", the Folio Identifier of Western Lands Lease 16187 should read "104/1120765".

Department of Primary Industries

COAL MINE HEALTH AND SAFETY ACT 2002

Instrument of Appointment

I, BRAD MULLARD, Acting Executive Director, Mineral Resources, NSW Department of Primary Industries, pursuant to section 145(1) of the Coal Mine Health and Safety Act 2002 ("the Act") and with the sub delegated authority of the Director-General, NSW Department of Primary Industries pursuant to section 214(2) of the Act hereby appoint Noel HARDEN as an inspector under the Act from the date of this appointment.

Dated this 16th day of January 2009.

BRAD MULLARD,
Acting Executive Director,
Mineral Resources Division,
NSW Department of Primary Industries

MINE HEALTH AND SAFETY ACT 2004

Instrument of Appointment

I, BRAD MULLARD, Acting Executive Director, Mineral Resources, NSW Department of Primary Industries, pursuant to section 127(1) of the Mine Health and Safety Act 2004 ("the Act") and with the sub delegated authority of the Director-General, NSW Department of Primary Industries pursuant to section 184(2) of the Act hereby appoint Noel HARDEN as an inspector under the Act from the date of this appointment.

Dated this 16th day of January 2009.

BRAD MULLARD,
Acting Executive Director,
Mineral Resources Division,
NSW Department of Primary Industries

MINERAL RESOURCES

NOTICE is given that the following application has been received:

EXPLORATION LICENCE APPLICATION

(T09-0029)

No. 3645, ORESUM LIMITED (ACN 129 712 465), area of 16 units, for Group 2, dated 22 January 2009. (Inverell Mining Division).

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

NOTICE is given that the following application has been granted:

EXPLORATION LICENCE APPLICATION

(T08-0215)

No. 3589, now Exploration Licence No. 7271, CLANCY EXPLORATION LIMITED (ACN 105 578 756), County of Ashburnham, Map Sheets (8431, 8531), area of 59 units, for Group 1, dated 13 January 2009, for a term until 13 January 2011. As a result of the grant of this title, Exploration Licence No. 6537 has ceased to have effect.

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

NOTICE is given that the following applications have been refused:

MINING LEASE APPLICATIONS

(04-610)

Broken Hill No. 253, PINNACLE MINES PTY LTD (ACN 000 289 627), Parish of Alma, County of Yancowinna, (7133-1-N). Refusal took effect on 11 December 2008.

(04-627)

Broken Hill No. 256, PINNACLE MINES PTY LTD (ACN 000 289 627), Parish of Alma, County of Yancowinna, (7133-1-N). Refusal took effect on 11 December 2008.

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

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

(T00-0169)

Exploration Licence No. 5818, BROKEN HILL OPERATIONS PTY LTD (ACN 054 920 893), area of 10 units. Application for renewal received 21 January 2009.

(T02-0080)

Exploration Licence No. 6059, BROKEN HILL OPERATIONS PTY LTD (ACN 054 920 893), area of 11 units. Application for renewal received 23 January 2009.

(04-637)

Exploration Licence No. 6383, ISOKIND PTY LIMITED (ACN 081 732 498), area of 20 units. Application for renewal received 22 January 2009.

(04-504)

Exploration Licence No. 6384, AUSTRALIA ORIENTAL MINERALS NL (ACN 010 126 708), area of 6 units. Application for renewal received 22 January 2009.

(06-7057)

Exploration Licence No. 6719, PEEL EXPLORATION LIMITED (ACN 119 343 734), area of 16 units. Application for renewal received 27 January 2009.

(06-7046)

Exploration Licence No. 6720, PLATSEARCH NL (ACN 003 254 395), area of 59 units. Application for renewal received 23 January 2009.

(06-7045)

Exploration Licence No. 6721, PLATSEARCH NL (ACN 003 254 395), area of 100 units. Application for renewal received 23 January 2009.

(06-7058)

Exploration Licence No. 6722, PEEL EXPLORATION LIMITED (ACN 119 343 734), area of 21 units. Application for renewal received 27 January 2009.

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

RENEWAL OF CERTAIN AUTHORITIES

NOTICE is given that the following authorities have been renewed:

(T97-1199)

Exploration Licence No. 5359, MURRAY BASIN TITANIUM PTY LTD (ACN 082 497 827), Counties of Kilfera, Manara and Taila, Map Sheets (7429, 7430, 7529, 7530, 7531, 7630, 7631), area of 589 units, for a further term until 8 October 2010. Renewal effective on and from 21 January 2009.

(Z08-8239)

Exploration Licence No. 5373, Peter James MORTON, County of Cairn, Map Sheet (7628), area of 1 units, for a further term until 3 November 2009. Renewal effective on and from 16 January 2009.

(T03-0969)

Exploration Licence No. 6281, JACARANDAMINERALS LTD, County of Hume, Map Sheet (8226), area of 16 units, for a further term until 10 August 2010. Renewal effective on and from 7 January 2009.

(06-214)

Exploration Licence No. 6653, SOUTHERN GOLD LIMITED (ACN 107 424 519), County of Ashburnham, Map Sheet (8531), area of 95 units, for a further term until 19 October 2010. Renewal effective on and from 20 January 2009.

(T03-1100)

Consolidated Mining Lease No. 8 (Act 1973), PERILYA BROKEN HILL LIMITED (ACN 099 761 289), Parish of Picton, County of Yancowinna and Parish of Soudan, County of Yancowinna, Map Sheets (7133-1-N, 7134-2-S), area of 485.4 hectares, for a further term until 29 June 2024. Renewal effective on and from 23 December 2008.

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

CANCELLATION OF AUTHORITIES AT REQUEST OF HOLDERS

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

(T00-0119)

Exploration Licence No. 5812 (Act 1992), held by UNIVERSAL RESOURCES LIMITED (ACN 090 468 018), County of Argyle area of 16 units. Request for cancellation was received on 23 January 2009.

(T02-0038)

Exploration Licence No. 5986 (Act 1992), Held by OMYA AUSTRALIA PTY LIMITED (ACN 001 682 533), County of Argyle, area of 5 units. Request for cancellation was received on 16 January 2009.

(T03-0065)

Exploration Licence No. 6172 (Act 1992), DART MINING NL (ACN 119 904 880), Counties of Wynyard and Selwyn, area of 37 units. Request for cancellation was received on 15 January 2009.

(05-197)

Exploration Licence No. 6458 (Act 1992), U308 LIMITED (ACN 113 446 352), County of Gough, area of 16 units. Request for cancellation was received on 20 January 2009.

(T08-0018)

Exploration Licence No. 7113 (Act 1992), GOLDEN CROSS OPERATIONS PTY LTD (ACN 050 212 827), County of Blaxland, area of 98 units. Request for cancellation was received on 14 January 2009.

(T08-0019)

Exploration Licence No. 7114 (Act 1992), GOLDEN CROSS OPERATIONS PTY LTD (ACN 050 212 827), County of Blaxland, area of 100 units. Request for cancellation was received on 14 January 2009.

(T08-0016)

Exploration Licence No. 7117 (Act 1992), GOLDEN CROSS OPERATIONS PTY LTD (ACN 050 212 827), Counties of Mouramba and Blaxland, area of 70 units. Request for cancellation was received on 14 January 2009.

NOTICE is given that the following authorities have been cancelled:

(06-4141)

Exploration Licence No. 6773, MATILDA MINERALS LIMITED (ACN 103 651 538), County of White, Map Sheets (8836, 8837), area of 80 units. Cancellation took effect on 22 January 2009.

(Z08-8819)

Private Lands Lease No. 633 (Act 1906), COAL AND ALLIED OPERATIONS PTY LIMITED (ACN 000 023 656), Parish of Ellalong, County of Northumberland, Map Sheet (9132-2-S), area of 1.702 hectares. Cancellation took effect on 19 January 2009.

(05-5028)

Petroleum Exploration Licence No. 453 (Act 1991), GREENBASE OIL AND GAS PTY LTD (ACN 115 070 847), area of 83 blocks. Cancellation took effect on 5 December 2008. (Wagga Wagga Mining Division).

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

PART CANCELLATION

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

(07-123)

Exploration Licence No. 6950, TASMAN GOLDFIELDS NSW PTY LTD (ACN 124 228 473).

Description of area cancelled:

An area of 43 units has been cancelled. For further information contact Titles Branch.

Part cancellation took effect on 18 December, 2008.

The authority now embraces an area of 32 units.

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

TRANSFERS

(T97-0297)

Exploration Licence No. 1999, formerly held by TRIAKO RESOURCES LIMITED (ACN 008 498 119), has been transferred to KIMBERLEY METALS LIMITED (ACN 129 954 365). The transfer was registered on 22 January 2009.

(T97-0297)

Exploration Licence No. 6064, formerly held by TRIAKO RESOURCES LIMITED (ACN 008 498 119), has been transferred to KIMBERLEY METALS LIMITED (ACN 129 954 365). The transfer was registered on 22 January 2009.

(T97-0297)

Mining Lease No. 332 (Act 1973), formerly held by TRIAKO RESOURCES LIMITED (ACN 008 498 119), has been transferred to KIMBERLEY METALS LIMITED (ACN 129 954 365). The transfer was registered on 21 January 2009.

(T97-0297)

Mining Lease No. 333 (Act 1973), formerly held by TRIAKO RESOURCES LIMITED (ACN 008 498 119), has been transferred to KIMBERLEY METALS LIMITED (ACN 129 954 365). The transfer was registered on 21 January 2009.

(T97-0297)

Mining Lease No. 334 (Act 1973), formerly held by TRIAKO RESOURCES LIMITED (ACN 008 498 119), has been transferred to KIMBERLEY METALS LIMITED (ACN 129 954 365). The transfer was registered on 21 January 2009.

(T97-0297)

Mining Lease No. 335 (Act 1973), formerly held by TRIAKO RESOURCES LIMITED (ACN 008 498 119), has been transferred to KIMBERLEY METALS LIMITED (ACN 129 954 365). The transfer was registered on 21 January, 2009.

(T97-0297)

Mining Lease No. 336 (Act 1973), formerly held by TRIAKO RESOURCES LIMITED (ACN 008 498 119), has been transferred to KIMBERLEY METALS LIMITED (ACN 129 954 365). The transfer was registered on 21 January, 2009.

(T97-0297)

Mining Lease No. 337 (Act 1973), formerly held by TRIAKO RESOURCES LIMITED (ACN 008 498 119), has been transferred to KIMBERLEY METALS LIMITED (ACN 129 954 365). The transfer was registered on 21 January 2009.

(T97-0297)

Mining Lease No. 338 (Act 1973), formerly held by TRIAKO RESOURCES LIMITED (ACN 008 498 119), has been transferred to KIMBERLEY METALS LIMITED (ACN 129 954 365). The transfer was registered on 21 January 2009.

(T97-0297)

Mining Lease No. 339 (Act 1973), formerly held by TRIAKO RESOURCES LIMITED (ACN 008 498 119), has been transferred to KIMBERLEY METALS LIMITED (ACN 129 954 365). The transfer was registered on 21 January 2009.

(T97-0297)

Mining Lease No. 340 (Act 1973), formerly held by TRIAKO RESOURCES LIMITED (ACN 008 498 119), has been transferred to KIMBERLEY METALS LIMITED (ACN 129 954 365). The transfer was registered on 21 January 2009.

(T97-0297)

Mineral Lease No. 5240 (Act 1906), formerly held by TRIAKO RESOURCES LIMITED (ACN 008 498 119), has been transferred to KIMBERLEY METALS LIMITED (ACN 129 954 365). The transfer was registered on 21 January 2009.

(T97-0297)

Mineral Lease No. 5267 (Act 1906), formerly held by TRIAKO RESOURCES LIMITED (ACN 008 498 119), has been transferred to KIMBERLEY METALS LIMITED (ACN 129 954 365). The transfer was registered on 21 January 2009.

(T97-0297)

Mineral Lease No. 5278 (Act 1906), formerly held by TRIAKO RESOURCES LIMITED (ACN 008 498 119), has been transferred to KIMBERLEY METALS LIMITED (ACN 129 954 365). The transfer was registered on 21 January 2009.

(T97-0297)

Mineral Lease No. 5499 (Act 1906), formerly held by TRIAKO RESOURCES LIMITED (ACN 008 498 119), has been transferred to KIMBERLEY METALS LIMITED (ACN 129 954 365). The transfer was registered on 21 January 2009.

(T97-0297)

Mineral Lease No. 5621 (Act 1906), formerly held by TRIAKO RESOURCES LIMITED (ACN 008 498 119), has been transferred to KIMBERLEY METALS LIMITED (ACN 129 954 365). The transfer was registered on 21 January 2009.

(T97-0297)

Mineral Lease No. 5632 (Act 1906), formerly held by TRIAKO RESOURCES LIMITED (ACN 008 498 119), has been transferred to KIMBERLEY METALS LIMITED (ACN 129 954 365). The transfer was registered on 21 January 2009.

(T97-0297)

Mineral Lease No. 6329 (Act 1906), formerly held by TRIAKO RESOURCES LIMITED (ACN 008 498 119), has been transferred to KIMBERLEY METALS LIMITED (ACN 129 954 365). The transfer was registered on 21 January 2009.

(T97-0297)

Mineral Lease No. 6365 (Act 1906), formerly held by TRIAKO RESOURCES LIMITED (ACN 008 498 119), has been transferred to KIMBERLEY METALS LIMITED (ACN 129 954 365). The transfer was registered on 21 January 2009.

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

Roads and Traffic Authority

ROAD TRANSPORT (GENERAL) ACT 2005

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

BEGA VALLEY COUNCIL, in pursuance of Division 4 of Part 2 of the Road Transport (Mass, Loading, Access) Regulation 2005, by this Notice, specify the routes and areas on or in which 25 metre B-Doubles may be used subject to any requirements or conditions set out in the Schedule.

GRAEME FAULKNER,
General Manager,
Bega Valley Council
(by delegation from the Minister for Roads)
Dated: 22 January 2009

SCHEDULE

1. Citation

This Notice may be cited as Bega Valley Council 25 Metre B-Double route Notice No. 1/2009.

2. Commencement

This Notice takes effect on the date of gazettal.

3. Effect

This Notice remains in force until 30th September 2010 unless it is amended or repealed earlier.

4. Application

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

5. Routes

<i>Type</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>
25.	Redfern Close.	MR91 Mt Darragh Road.	Entire Length.

ROAD TRANSPORT (GENERAL) ACT 2005

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

BEGA VALLEY COUNCIL, in pursuance of Division 4 of Part 2 of the Road Transport (Mass, Loading, Access) Regulation 2005, by this Notice, specify the routes and areas on or in which 25 metre B-Doubles may be used subject to any requirements or conditions set out in the Schedule.

GRAEME FAULKNER,
General Manager,
Bega Valley Council
(by delegation from the Minister for Roads)
Dated: 22 January 2009

SCHEDULE

1. Citation

This Notice may be cited as Bega Valley Council 25 Metre B-Double route Notice No. 2/2009.

2. Commencement

This Notice takes effect on the date of gazettal.

3. Effect

This Notice remains in force until 30th September 2010 unless it is amended or repealed earlier.

4. Application

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

5. Routes

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>
25.	91.	Mt Darragh Road.	HW1 Princes Highway.	Redfern Close.

ROAD TRANSPORT (GENERAL) ACT 2005

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

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

GRAEME FAULKNER,
General Manager,
Bega Valley Council
(by delegation from the Minister for Roads)
Dated: 22 January 2009

SCHEDULE**1. Citation**

This Notice may be cited as the Bega Valley Council 25m B-Doubles Repeal Notice No. 1/2009.

2. Commencement

This Notice takes effect on the date of gazettal.

3. Amendment

The General B Double Permit Notice 2005 is amended by omitting the following from that Notice:

<i>Type</i>	<i>Road</i>	<i>Starting Point</i>	<i>Finishing Point</i>
25.	Mt Darragh Road, South Pambula.	Princes Highway.	Bobbins Transport Depot, Lot 7 Mt Darragh Road.

ROAD TRANSPORT (GENERAL) ACT 2005

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

WAGGA WAGGA CITY COUNCIL, in pursuance of Division 4 of Part 2 of the Road Transport (Mass, Loading, Access) Regulation 2005, by this Notice, specify the routes and areas on or in which 25 metre B-Doubles may be used subject to any requirements or conditions set out in the Schedule.

LYN RUSSELL,
General Manager,
Wagga Wagga City Council
(by delegation from the Minister for Roads)

SCHEDULE**1. Citation**

This Notice may be cited as Wagga Wagga City Council B-Double Route Notice No. 02/2009.

2. Commencement

This Notice takes effect on the 8 February 2009.

3. Effect

This Notice remains in force until 13 February 2009.

4. Application

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

5. Routes

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>	<i>Conditions</i>
25		Docker Street Wagga Wagga	Edward Street (Sturt Hwy)	Bourke Street	Travel only permitted between the hours of 6pm and 8am when directed by Wagga Wagga City Council
25		Bourke Street Wagga Wagga	Docker Street	Holbrook Road	Travel only permitted between the hours of 6pm and 8am when directed by Wagga Wagga City Council

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

Notice of Compulsory Acquisition of Land at Port
Macquarie in the Port Macquarie - Hastings Council area

THE Roads and Traffic Authority of New South Wales by
its delegate declares, with the approval of Her Excellency
the Governor, that the land described in the Schedule
below is acquired by compulsory process under the
provisions of the Land Acquisition (Just Terms
Compensation) Act 1991 for the purposes of the Roads
Act 1993.

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

SCHEDULE

ALL that piece or parcel of land situated in the Port
Macquarie - Hastings Council area, Parish of Macquarie
and County of Macquarie, shown as Lot 41 Deposited
Plan 1094314 being part of the land in Certificate of Title
3/826241, excluding any existing easements from the
compulsory acquisition of Lot 41.

The land is said to be in the possession of Vilro Pty
Limited.

(RTA Papers: FPP 8M3144; RO 11/196.1388)

Department of Water and Energy

WATER MANAGEMENT ACT 2000

Order under Section 65

Controlled Allocation of Access Licences

NSW Great Artesian Groundwater Sources

PURSUANT to section 65 of the Water Management Act 2000, I, PHILLIP COSTA, the Minister for Water, do, by this Order declare that the right to apply for the access licences specified in Schedule 1 in the water sources specified in Schedule 2 is to be acquired by an auction conducted on the basis of terms determined by the Director-General of the Department of Water and Energy.

This Order takes effect on the date it is published in the *New South Wales Government Gazette*.

Dated at Sydney, this 26th day of November 2008.

The Hon. PHILLIP COSTA, M.P.,
Minister for Water,
Minister for Rural Affairs
and Minister for Regional Development

SCHEDULE 1

<i>Number of licences</i>	<i>Category or sub category of access licence</i>	<i>Share component of each licence</i>
24	Aquifer access	50ML

SCHEDULE 2

The Surat, Warrego and Central groundwater sources as defined in the Water Sharing Plan for the NSW Great Artesian Basin Groundwater Sources 2008.

Note: The right to apply for a licence does not mean that a licence will be granted when it is applied for. Any application for a licence which is made on the basis that the right to apply for the licence has been obtained consistent with this order will be assessed and determined on its merits consistent with the requirements of the Water Sharing Plan for the NSW Great Artesian Basin Groundwater Sources 2008 and the Water Management Act 2000.

WATER ACT 1912

APPLICATIONS for licences under section 10 of Part 2 of the Water Act 1912, has been received as follows:

North Coast

Estate of the late Bruce Scott ROSSITER for 1 pump on the Macleay River on Lot 34, DP 752423, Parish Oreen, County Dudley, for irrigation of 4 hectares (improved pasture), 19.5 ML (part replaces existing licence 30SL024858 – no increase in area or allocation) (Reference: 30SL067045).

Hunter

John Sydney RADFORD and Johanna Emma RADFORD for a pump on the Barrington River on an easement within Lot 2, DP 1076991, Parish Fitzroy, County Gloucester, for water supply for domestic purposes (exempt from current embargo) (Reference: 20SL061777).

Phillip John NANCARROW and Jennifer Lloyd NANCARROW for a pump on the Manning River on part Lot 130, DP 43897, Parish Woko, County Hawes, for water supply for stock and domestic purposes (exempt from current embargo) (Reference: 20SL061776).

Written objections to the applications specifying the grounds thereof must be lodged with the Department of Water and Energy, PO Box 796, Murwillumbah NSW 2484, within 28 days of the date of publication.

D. MILLING,
Manager,
Licensing

WATER ACT 1912

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

Macquarie River Valley

ORANGE CITY COUNCIL for a dam and 3 pumps on unnamed watercourse, Lot 81, DP 1077737; Lot 62, DP 790515 and Lot 61, DP 790515, Parish Orange, County Wellington, for town water supply (new licence) (Reference: 80SL96298).

ORANGE CITY COUNCIL for a weir and 3 pumps on Blackmans Swamp Creek, Lot 1, DP 738478, Parish Orange, County Wellington and Lot 2, DP 738478; Lot 2, DP 738366, Parish Clinton/Orange, County Bathurst/Wellington, for town water supply (new licence) (Reference: 80SL96299).

Written objections to the applications specifying the grounds thereof may be made by any statutory authority or local occupier within the proclaimed area whose interests may be affected and must be lodged with the Department of Water and Energy, PO Box 796, Murwillumbah NSW 2484, within 28 days of the date of publication.

D. MILLING,
Manager,
Licensing

Other Notices

ANTI-DISCRIMINATION ACT 1977

Exemption Order

UNDER the provisions of section 126 of the Anti-Discrimination Act 1977, and on the recommendation of the Anti-Discrimination Board, an exemption is given from the provisions of sections 8 and 51 of the Act to Richmond Fellowship of NSW to allow it to designate, advertise and recruit for up to twelve Aboriginal and Torres Strait Islander Mental Health Support Workers, including a number of traineeships, in regional and remote areas of NSW.

This exemption will remain in force for a period of five (5) years from the date given.

Dated this 30th day of December 2008.

JOHN HATZISTERGOS,
Attorney General

ANZAC MEMORIAL (BUILDING) ACT 1923

Transfer of the Administration of the Anzac Memorial (Building) Act 1923

HER Excellency the Governor, with the advice of the Executive Council, has approved of the administration of the Anzac Memorial (Building) Act 1923, being vested jointly in the Premier and the Minister Assisting the Premier on Veterans' Affairs, subject to the administration of any Act, to the extent that it directly amends another Act, being vested in the Minister administering the other Act or the relevant portion of it.

The arrangements are in substitution for those in operation before the date of this notice.

NATHAN REES, M.P.,
Premier

The Department of Premier and Cabinet, Sydney
28 January 2009

ASSOCIATIONS INCORPORATION ACT 1984

Cancellation of Incorporation pursuant to Section 54

TAKE notice that the incorporation of the following associations is cancelled by this notice pursuant to section 54 of the Associations Incorporation Act 1984.

Cancellation is effective as at the date of gazettal.

Bowral Showjumping Club Inc Y2102612
Conveyancing Society of N.S.W. Incorporated Y2192919
Coffs Harbour Sportfishing Club Incorporated Y2090734
Australian Beach Volleyball Association Incorporated Y2010619
Narromine Christian Bookshop Inc Y1253345
Apex Club of Cowra Inc Y0470636
Blacktown City Flyers Ice Hockey Club Inc Y1340010
Narrabri Landcare Incorporated Y2118345
Concerned Citizens of Bega Valley Shire Inc Y1193432

Tien Chung Tien Monastery Incorporated INC9879646
The Time Club (Sydney) Inc Y1298020
Temora Cycle Club Inc Y1915712
Tocumwal Amateur Swimming & Life Saving Club Incorporated Y1183142
Thurgoona Residents Association Inc Y0392137
Tantawangalo Catchment Protection Association Inc Y0556915
Upper Hunter Citizens Youth Club Incorporated Y1057441
Vineyard Christian Life Centre Inc Y0900639
Upper Hunter Sailing Club Inc Y0214021
The Vietnamese Council for Culture & Education Incorporated Y1970507
Umberumbererka Masonic Temple Society Inc Y1712731
Valla Beach Citizens Association Inc Y0167830
Upper Missabotti Creek Rivercare Group Inc Y1492910
Unlimited Fitness Triathlon Club Inc Y1598348
Ulangarra Incorporated Y1899918
Unity in the Spirit Faith Haven Incorporated Y1961606
Vegans for Animals Inc INC9882379
The Unit Committee-T.S.Armidale Inc Y1661425
Te Rawh Itu Welfare Group Inc INC9876156
Tong Song Music Culture Promotions Incorporated INC9878556
Koraleigh Horse Riding Club Incorporated INC9880488
International Building Association Incorporated INC9881226
South West Rocks Touch Association Incorporated Y1866645
International Ministry Institute Incorporated Y1913522
Nying Aucoo Yaba Ga Incorporated Y2235537
Jian Hua (JHF) Australia Incorporated INC9879196
International Association Hematologists of the World for Children Inc Y1406003
International Cancer Association Network Incorporated Y2054542
International Organisation for Peace and Love on Earth (Mission of Mercy & Peace) Inc Y1566317
Illawarra Iranian Community Inc Y1824226
The Independent Romanian Orthodox Church "Holy Trinity" Incorporated Y1794742
Indian Earthquake Relief Committee Incorporated Y1808810
Industrial Rope Access Association of NSW Incorporated Y1779833
The Institute of Public Insurance Assessors Incorporated Y1705236
The International Council of the Lebanese Migrants in Australia (ICLM) Incorporated Y1800638
International Sportsfield Curators Association Incorporated Y1754513

International Co-operation for World Missions Incorporated Y2033210	Residents Association of Pittwater Incorporated Y1522933
International Friends of Australia Incorporated Y1944115	Ryde Youth Club Inc Y0670822
Jieh Youth Club Inc Y1660918	Red Chief Incorporated Y1089521
John Young Community Hall and Sportsground Association Incorporated Y1876739	The Rock Cricket Club Incorporated Y1860614
Kamenitsioton Philanthropic Association 'St George' Inc Y1251204	Romanian Apostolic Penticostal Church Holy Trinity Sydney Incorporated INC9885701
Kiwanis Club of Western Lake Macquarie Inc Y1738901	Retirement Village Association Australia Incorporated Y0762325
The Kiandra Snowshoe Club Inc Y1605339	Rotary Club of Nyngan Inc Y1040417
Ku-Ring-Gai and Warringah Radio Control Electric Car Club Incorporated Y1721338	Renewal Family Care Centre Incorporated Y2274034
Kearsley Rugby League Football Club Inc Y1980944	Rotaract Club of Tamworth Inc Y1363140
Kurri Kurri Touch Football Inc Y1121123	Rotaract Club of Bombala Inc Y1431104
Ku-Ring-Gai Christian Centre Inc Y2034207	Richmond Range Rugby Club Incorporated Y1540343
Korean Association of I.T. in Australia (KAITA) Inc INC9881018	The Rock and District Youth Group Inc Y1589300
Kuleena Boating Club Inc Y1473033	RNB (Redeemed & Blessed) Incorporated INC9885829
Korean Overseas Mission Centre Incorporated Y2406340	Riders Incorporated INC9884007
Kenmore Amenities Association Inc Y1565026	The Rainbow Foundation Inc Y1725130
Penrith Sportfishing Club Inc Y1370047	The Rainbow Region Eco Tourism Association Incorporated Y1754415
Pittwater Ratepayers Association Inc Y1523048	Riverina Citrus Packers Association Incorporated Y1668306
Paddys' Line Rivercare Group Incorporated Y1537032	Raymond Terrace & District Chamber of Commerce Incorporated Y2009939
Association of Palliative Care Nurses Inc Y1865942	Residential Claims Association Incorporated Y2021416
Poa Cai Monastery Inc INC9879848	The Ritz Carlton Promenade Association Incorporated Y2060942
Periphery Incorporated Y1044601	South Eastern Junior Rugby League Football Club Inc Y1269617
Pioneer Community Christian School Griffith Incorporated Y2010227	Awakening 2000 Australia Incorporated Y2342439
Pakistan Medical Association of Australia Incorporated Y2184329	Australia Middle East Chamber of Commerce Incorporated Y2382619
Port Kembla Touch Association Inc Y1691805	Australian Chinese Authors' Association (N.S.W. Branch) Incorporated Y2327138
Park Occupants Information Service Incorporated Y2312304	The Australian Capability Network Incorporated Y2475315
Parkes Marist Sports Club Incorporated Y2028542	Asian Mutual Help Association of NSW Incorporated Y2470036
Pigeon House Sailing Club Inc Y1502647	Allstates Association of Artificial Hair Implanters Inc Y2157430
Picton District Touch Football Club Incorporated Y1877148	Alhayat Charitable Association Incorporated Y2479205
Premier State Youth Gridiron League – NSW Inc Y1716817	The Association of Chinese Entrepreneur, Australia Incorporated Y2335238
Plumbers' & Builders' Merchants' Association of New South Wales Incorporated Y1746805	Australian Institute of Risale-I Nur Board Incorporated Y2278512
Pallamallawa Combined Recreation Association Incorporated Y1885640	Australian Dongguan Community Association Incorporated Y2142106
Parramatta Rolla Derby Club Incorporated Y2037541	Albury-Wodonga Mens Social Club Incorporated Y2151840
Pioneer Plasterboard Employees Social Club – Matraville Incorporated Y2028444	Asphalt Film Festival Incorporated Y2391226
Prayer Power Network International Incorporated Y2016307	Australian Catholic University Student Representative Council Castle Hill Campus Incorporated Y2428620
Public Land Users Alliance "Access and Conservation for All" Incorporated Y1996334	Ambassadors Evangelism Ministries Incorporated Y2369214
The Rotary Club of Swansea Inc Y1020523	Adventist Teachers Association Incorporated Y2363820
Rotary Club of Alexandria Inc Y0135211	Colly Polocrosse Club Inc Y1554131
Rissoles Soccer Club Incorporated Y1803923	Candelo Tennis Club Incorporated Y2564611

Clothiers Creek and Reserve Creek Residents Association Incorporated Y2385610
 Charitable Bowhunters & Archers of Australia Incorporated Y2414832
 Congregational Christian Church in Samoa Campbelltown Parish - NSW Australia Incorporated Y2260834
 Combined Societies of Ballroom Dancing (NSW) Incorporated Y2202901
 City Reach Street Ministries Incorporated Y2281725
 Cessnock City Pipe Band Incorporated Y2104018
 Central Coast Community Television Incorporated Y2154145
 Capstone Fellowship Incorporated Y2207004
 Bolton Point Sub-Junior Rugby League Football Club Incorporated Y2442140
 Billimari Progress Association Incorporated Y2550921
 Barham/Koondrook Emergency Services Youth Committee Incorporated Y2355426
 Brick Hut Inc Y2285419
 Blacktown Local Industry Education Network Incorporated Y2321548
 Informix Users Group, NSW Incorporated Y2317730
 Illabo Country Music Club Incorporated Y1965643
 Jazz in the Highlands Inc Y1452632
 Independence Ulladulla Inc Y1426044
 Janggara Incorporated Y1931324
 Inner City & Foreshores Community Action Group Incorporated Y1911234
 Illawarra Country Line Dancers Incorporated Y1924319
 June District Cricket Association Inc Y0641537
 Iris Festival Inc Y1552333
 Independent Oyster Growers of Wallis Lake Incorporated Y1876641
 St. Johns Dapto Rugby League Football Association Incorporated Y1967245
 The Sydney Picnic Race Club Incorporated Y1775600
 Spartan Association Inc Y1723332
 S.B.P Illawarra Inc Y1700937
 The State Eight Ball Association of NSW Inc Y1661033
 South West Sydney Independent Projects Association Inc Y1656512
 Samahang Quezon in Australia (SQA) Incorporated Y1960511
 Sarajevo Humanitarian Institute for Serbian Republic Incorporated Y2095131
 Sern Tahn Temple Incorporated Y1984246
 The Solid Fuel and Woodheating Association (NSW/ACT) Branch Incorporated Y2041947
 South Coast Regional Telecentre (Telesouth) Incorporated Y2085821
 South West Rocks Lifers Golden Oldies Rugby Club Incorporated Y1960609
 Su Jok (Hand & Foot) Acupuncture Association, Australia Incorporated Y1915124

Sydney - Berkacha Charitable Association Incorporated Y2025747
 Sydney Croatia Basketball Club Incorporated Y1908805
 Sydney-Kuna Croatian Women's Basketball Club Incorporated Y1883646
 Sung Hyun Mission Training Institute (S.H.M.T.I.) Incorporated Y1879730
 Tamworth Environmental Centre Inc Y1905520
 Tenterfield Main Streets 2001 Incorporated Y1452142
 Taralga AP & H Australia Day Incorporated Y1651037
 Tomaree Child Care Committee Incorporated Y1706527
 Lakes & Oceans Fishing Club Incorporated Y2018742
 Rotary Club of Lake Munmorah Inc Y1295715
 Woodland Road Netball Club Incorporated Y2197708
 Tregeagle & District Tennis Association Inc Y0493325
 Singleton Red Devils Baseball Club Inc Y0608336
 Oak Baseball Club Incorporated Y1790803
 Hunter Manning Hereford Club Incorporated Y0440109
 The Smiggin Holes Ski Racing Club Incorporated Y1916317

Dated: 27 January 2009.

CHRISTINE GOWLAND,
 Manager,
 Financial Analysis,
 Registry of Co-operatives and Associations,
 Office of Fair Trading,
 Department of Commerce

GEOGRAPHICAL NAMES ACT 1966

PURSUANT to the provisions of section 10 of the Geographical Names Act 1966, the Geographical Names Board has this day assigned the names listed hereunder as geographical name:

Assigned Name:	Varneys Range.
Discontinued Name:	Barneys Ridge.
Designation:	Ridge.
L.G.A.:	Snowy River Shire Council.
Parish:	Coolamatong.
County:	Wallace.
L.P.I. Map:	Cootralantra.
1:100,000 Map:	Berridale 8625.
Reference:	GNB 5319.

PURSUANT to the provisions of section 14 of the Geographical Names Act 1966, the Geographical Names Board hereby notifies that it has this day discontinued the name below:

Discontinued Name:	Barneys Ridge.
Assigned Name:	Varneys Range.
Designation:	Ridge.
L.G.A.:	Snowy River Shire Council.
Parish:	Coolamatong.
County:	Wallace.
L.P.I. Map:	Cootralantra.
1:100,000 Map:	Berridale 8625.
Reference:	GNB 5319.

The position and the extent for this feature is recorded and shown within the Geographical Names Register of New South Wales. This information can be accessed through the Board's Web Site at www.gnb.nsw.gov.au.

WARWICK WATKINS,
Chairperson

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

HEALTH INSURANCE LEVIES ACT 1982

Notice of Prescribed Rate

PURSUANT to the Health Insurance Levies Act 1982, the prescribed rate for the purposes of the Act for the period commencing 1 February 2009 will be \$1.19.

Dated: 19 January 2009.

T. NEWBURY,
Chief Commissioner of State Revenue

HERITAGE ACT 1977

Direction pursuant to Section 34(1)(a)
to Amend a State Heritage Register Listing Boundary

Potts Hill Reservoirs 1 and 2 and Site
SHR No. 01333

IN pursuance of section 38(1) of the Heritage Act 1977, I, the Minister for Planning, having considered a recommendation of the Heritage Council of New South Wales, direct the amendment of the State Heritage Register listing boundary of Potts Hill Reservoirs 1 and 2 and Site by removing Lot 11, DP 16924; Lot 23, DP 16924; Lot 55, DP 16924; Lots 64 to 67, DP 16924; Lot 2, DP 456502 and part of Lot 2, DP 225818. The Heritage Council Plan 2026 is hereby revoked.

The amended listing boundary of Potts Hill Reservoirs 1 and 2 and Site shall apply to the curtilage or site of the item, being the land described in Schedule "A".

Dated: Sydney, 7th day of January 2009.

The Hon. KRISTINA KENEALLY, M.P.,
Minister for Planning

SCHEDULE "A"

All those pieces or parcels of land situated at Yagoona, Parish of Liberty Plains, County of Cumberland, known as Part Lot 2, DP 225818 as shown by the hatched area on the plan catalogued HC 2274 in the office of the Heritage Council of New South Wales.

NATIONAL PARKS AND WILDLIFE ACT 1974

Notice of Reservation of a State Conservation Area

I, Professor MARIE BASHIR, AC, CVO, Governor of the State of New South Wales, with the advice of the Executive Council, reserve the land described in the Schedule below, and assign to that land the name Woomargama State Conservation Area under the provisions of section 30A(1) and section 30A(2) of the National Parks and Wildlife Act 1974.

Signed and sealed at Sydney, this 7th day of January 2009.

MARIE BASHIR,
Governor

By Her Excellency's Command,

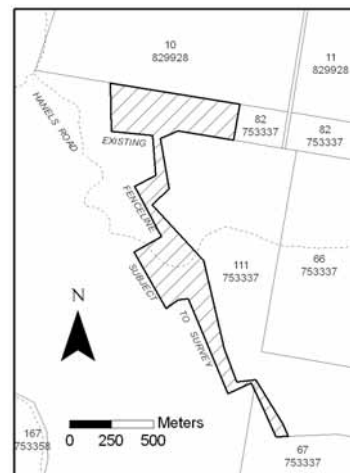
CARMEL TEBBUTT, M.P.,
Minister for Climate Change and Environment

GOD SAVE THE QUEEN!

SCHEDULE

Land District – Albury; L.G.A. – Greater Hume

1. An area of about 3,703 hectares, in the Parishes of Currajong, Jingellic and Talmalmo, County of Goulburn, and being the land reserved as Woomargama Reserve under the provisions of the National Parks Estate (Southern Region Reservations) Act, 2000 and designated as 256-01 on the diagrams catalogued Misc R 00006 (Third Edition) and Misc R 00007 (Third Edition) in the Department of Environment and Climate Change; exclusive of strip 20m wide embracing the formation of Millers Road extending from Yenches Road to Woomargama State Forest.
2. An area of about 3,417 hectares, in the Parishes of Dora Dora, Hume and Wagra, County of Goulburn, being the land reserved as Woomargama Reserve under the provisions of the National Parks Estate (Southern Region Reservations) Act, 2000 and designated as 256-01 on the diagrams catalogued Misc R 00004 (Third Edition) and Misc R 00005 (Third Edition) in the Department of Environment and Climate Change; exclusive of strip 20m wide embracing the formation of Hannels Road extending from Tunnel Road to the western boundary of lot 111 DP753337 and the area shown by hatching in the diagram following;



NATIONAL PARKS AND WILDLIFE ACT 1974

Moonee Beach Nature Reserve
Warragai Creek Nature Reserve
Yaegl Nature Reserve
Draft Plans of Management

DRAFT plans of management for the above reserves have been prepared and are available free of charge from the NPWS North Coast Region Office, Level 3, 49 Victoria Street, Grafton (ph 6641 1500). The Moonee Beach plan is also available from the NPWS office, 32 Marina Drive, Coffs

Harbour Jetty. The Yaegl plan may be viewed at the NSW Government Access Centre, Maclean. The plans are also on the NPWS website at www.nationalparks.nsw.gov.au.

Written submissions on the Moonee Beach plan must be received by the NPWS, PO Box J200, Coffs Harbour NSW 2450. The Warragai Creek and Yeagl plans must be received by the Ranger for the relevant reserve, c/- NPWS, PO Box 361, Grafton, NSW 2460. The closing date for submissions on all three plans is 11th May 2009.

All submissions received by NPWS are a matter of public record and are available for public inspection upon request. Your comments on these draft plans may contain information that is defined as "personal information" under the NSW Privacy and Personal Information Protection Act 1998. The submission of personal information with your comments is voluntary.

PARENTS AND CITIZENS ASSOCIATIONS INCORPORATION ACT 1976

Incorporation of Parents and Citizens Associations

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

1. Coal Point Public School
2. Cherrybrook Technology High School
3. Heathcote East Public School
4. Hurstville Boys High School
5. Enfield Public School

VERITY FIRTH, M.P.,
Minister for Education and Training

TRANSPORT ADMINISTRATION ACT 1988 LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

Notice of Compulsory Acquisition of Land for the purposes of the Transport Infrastructure Development Corporation

THE Transport Infrastructure Development Corporation, with the approval of Her Excellency the Governor with the advice of the Executive Council, declares that the freehold interest described in the Schedule hereto is acquired by compulsory process under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purposes of the Transport Infrastructure Development Corporation, as authorised by the Transport Administration Act 1988.

Dated this 13th day of January 2009.

CHRIS LOCK,
Chief Executive Officer

SCHEDULE

All that piece or parcel of land situated at Lidcombe, in the Local Government area of Auburn, Parish of Liberty Plains, County of Cumberland and State of New South Wales, being part of Railway Street and Tooheys Lane Lidcombe, shown as Lot 100 and Lot 101 in Deposited Plan 1129268, a copy of which is located in the office of the Transport Infrastructure Development Corporation, having a combined area of 971 square metres or thereabouts and said to be in the possession of Auburn Council.

TIDC Reference: 403624_1.

TRANSPORT ADMINISTRATION ACT 1988 LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

Notice of Compulsory Acquisition of Land for the purposes of Rail Infrastructure Corporation

RAIL INFRASTRUCTURE CORPORATION, with the approval of Her Excellency the Governor, declares that the land described in the Schedule hereto is acquired by compulsory process under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purposes of the Rail Infrastructure Corporation, as authorised by the Transport Administration Act 1988.

Dated this 27th day of January 2009.

TERRY BRADY,
Acting Chief Executive Officer

SCHEDULE

All that piece or parcel of land situated at Singleton in the Local Government Area of Singleton, Parish of Whittingham, County of Northumberland and State of New South Wales, being identified as Lot 2 on Deposited Plan 1129005 and having an area of 175.3 square metres and said to be in the ownership of Paul Desmond REES and Patricia Anne REES.

All that piece or parcel of land situated at Whittingham in the Local Government Area of Singleton, Parish of Whittingham, County of Northumberland and State of New South Wales, being identified as Lot 22 and 25 on Deposited Plan 1128978 and having a total area of 19,362 square metres and said to be in the ownership of SINGLETON GREEN PTY LTD, ACN 120 098 320.

Rail Infrastructure Corporation Reference: 65/025/48.

GEOGRAPHICAL NAMES ACT 1966

PURSUANT to the provisions of section 10 of the Geographical Names Act 1966, the Geographical Names Board has this day assigned the Shellharbour City Council reserve names listed hereunder as geographical names.

<i>Reserve Name</i>	<i>Description</i>	<i>Lot/DP</i>	<i>Origin</i>
Cox Park.	A Reserve in Cox Parade, Mount Warrigal.	Lot 1210, DP 243230	Name derived from the road name in which the park is located.
Brisbane Park.	A Reserve between Brisbane Place and Paterson Place, Barrack Heights.	Lot 58, DP 238012.	Name derived from the road name in which the park is located.
Wattle Reserve.	A large Reserve adjacent to Wattle Road, Barrack Heights.	Lot 80, DP 700658; Lot 79, DP 700658 and Lot 81, DP 700658.	Name derived from the road name in which the park is located.
Loftus Park.	A Reserve in Loftus Drive, Barrack Heights.	Lot 546, DP 245174.	Name derived from the road name in which the park is located.
Stewart Park.	A Reserve at the end of Stewart Place, Barrack Heights.	Lot 28, DP 241137.	Name derived from the road name in which the park is located.
Sparta Park.	A Reserve bounded by Sparta and Arcadia Streets, Warilla.	Lot 17, DP 251564.	Name derived from the road name in which the park is located.
Doonside Park.	A Reserve in Doone Street, Barrack Heights.	Lot 99, DP 27252.	Name derived from the road name in which the park is located.
Sophia Park.	A Reserve between Sophia Street and Old Bass Point Road, Shellharbour.	Lot 30, DP 229374.	Name derived from the road name in which the park is located.
Garnett Park.	A Reserve in Garnett Grove, Flinders.	Lot 8067, DP 1019349.	Name derived from the road name in which the park is located.
Moreton Bay Reserve.	A Reserve in Moreton Place, Flinders which features a prominent Moreton Bay Fig tree.	Lot 9112, DP 1027038.	Name derived from the road name in which the park is located.
Macquarie Shores Reserve.	A Reserve off Shearwater Boulevard along the bank of the Macquarie Rivulet, Albion Park Rail.	Lot 332, DP 849257; Lot 333, DP 849257 and Lot 230, DP 844852.	Name derived from the nearby Macquarie Rivulet.
Bateman Park.	A Reserve in Bateman Avenue, Albion Park Rail.	Lot 16, DP 805748.	Name derived from the road name in which the park is located.
Poplar Park.	A Reserve in Poplar Avenue, Albion Park Rail.	Lot 15, DP 251020.	Name derived from the road name in which the park is located.
Polock Park.	A Reserve in Polock Crescent, Albion Park.	Lot 68, DP 253407.	Name derived from the road name in which the park is located.
Parsons Park.	A Reserve in Parsons Place, Albion Park.	Lot 48, DP 253407.	Name derived from the road name in which the park is located.
Macquarie Park.	A Reserve off Macquarie Street, Albion Park.	Lot 1, DP 260523 and Lot 8, DP 244972.	Name derived from the road name in which the park is located.

Golden Grove Park.	A Reserve in Golden Grove, Albion Park.	Lot 332, DP 786108.	Name derived from the road name in which the park is located.
Federation Park.	A Reserve at the end of Federation Place, Albion Park.	Lot 899, DP 794349.	Name derived from the road name in which the park is located.
Frasers Reserve.	A Reserve off Frasers Crescent, Terry Street, Cawdell Drive and Stapleton Avenue, Albion Park.	Lot 83, DP 261974.	Name derived from the road name in which the park is located.
Clermont Park.	A Reserve between Clermont Crescent and Ulan Place, Albion Park.	Lot 4655, DP 1048649.	Name derived from the road name in which the park is located.
Jilba Park.	A Reserve between Jilba Place and Birra Drive, Oak Flats.	Lot 2126, DP 263662 and Lot 3056, DP 263882.	Name derived from the road name in which the park is located.
Nalong Park.	A Reserve in Nalong Place, Oak Flats.	Lot 2125, DP 263662.	Name derived from the road name in which the park is located.

The position and the extent for these reserves are recorded and shown within the Geographical Names Register of New South Wales. This information can be accessed through the Board's website at www.gnb.nsw.gov.au.

WARWICK WATKINS,
Chairperson

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



2009 Lord Howe Island Board Election

ELECTION NOTICE

Electors are advised that a poll will be conducted for the election of 4 (four) Island members of the Lord Howe Island Board on **THURSDAY, 12 FEBRUARY 2009**. The poll will take place at the Lord Howe Island Community Hall between the hours of **8.00am and 6.00pm**. The following persons have been nominated in the prescribed manner.

FENTON, Stan
CROMBIE, Gary
NICHOLS, Barney
MAKIITI, Lisa
THOMPSON, Des

The candidates' names are listed in the order in which they will appear on the ballot paper.

Who can vote?

The persons entitled to vote are the persons included in the roll for the election. The roll for this election closed on Friday, 9 January 2009.

Can't get to the polling place on Election Day?

Any elector who anticipates that they will not be on the Island on Election Day or will be precluded from attending the polling place by reason of illness or infirmity, approaching maternity or because of religious beliefs may make application for a pre-poll or postal vote (where applicable).

Applications for pre-poll and postal votes should be made in writing and should specify the grounds on which the application is made. Pro-forma application forms are available upon request from the Board's Administration Office. Closing dates for applications are as follows:

Postal Vote Applications - 5.00pm, Wednesday 4 February 2009

Pre-Poll Vote Applications - 5.00pm, Wednesday 11 February 2009

Any person who has any query relating to the administration of this election should contact the Deputy Returning Officer, Mr. Stephen Wills on telephone (02) 6563 2066 or the Returning Officer Mr. Mario Saliba at the NSW Electoral Commission on telephone (02) 9290 5923 or (02) 9290 5947 during normal business hours.

The method of voting for this election will be first past the post.

Mario Saliba
Returning Officer
NSW Electoral Commission

Protection of the Environment Operations (Waste) Regulation 2005 – General Exemption Under Part 6, Clause 51 and 51A

The recovered fines from construction and demolition waste processing exemption February 2009

Name

1. This exemption is to be known as 'The recovered fines from construction and demolition waste processing exemption February 2009'.

Commencement

2. This exemption commences on 1 February 2009. 'The recovered fines from construction and demolition waste processing exemption 2008' which commenced 20 June 2008 is revoked from 1 February 2009.

Duration

3. This exemption is valid until 31 March 2009 unless revoked at an earlier date by the Environment Protection Authority (EPA) by notice published in the Government Gazette.

Legislation

4. Under the *Protection of the Environment Operations (Waste) Regulation 2005* (the Regulation):

- 4.1. Clause 51 (2) authorises the EPA to grant an exemption in relation to any matter or thing including an activity or class of activities, and
- 4.2. Clause 51A authorises the EPA to exempt a person from any of the following provisions in relation to an activity or class of activities relating to certain waste that is to be land applied or used as a fuel:
 - the provisions of sections 47 to 49 and 88 of the *Protection of the Environment Operations Act 1997* (the Act),
 - the provisions of Schedule 1 to the Act, either in total or as they apply to a particular activity, and
 - the provisions of Part 3 and clauses 45 and 47 of the Regulation.

Exemption

5. In this Notice of Exemption:

- 5.1. The responsible person listed in Column 1 of Table 1 is exempt from the provision/s listed in Column 2 of that table but only in relation to activities involving the relevant waste and only where the responsible person complies with the conditions referred to in Column 3 of the table.

However, this Notice of Exemption does not exempt the responsible person from the provisions specified in Column 2 where the relevant waste is received at premises that are, despite this exemption, required to be licensed for waste disposal (application to land) activities under the provisions of the Act.

- 5.2. Where a responsible person complies with the conditions of this Notice of Exemption, the activity referred to in Schedule 1 from which that person is exempt is taken to be a non-scheduled activity for the purposes of the Act.

Table 1

Column 1	Column 2	Column 3
Responsible person	Provisions from which the responsible person is exempt	Conditions to be met by the responsible person
Processor	section 48 of the Act in respect of clause 39 of Schedule 1 to the Act	all requirements specified in section 7 and 8
Consumer	section 48 of the Act in respect of clauses 34, 39, 41 and 42 of Schedule 1 to the Act section 88 of the Act clause 47 of the Regulation	all requirements specified in section 7 and 9

This Notice of Exemption is a general exemption for the purposes of clause 51(3) of the Regulation.

Definitions

6. In this Notice of Exemption:

Characterisation means sampling and testing that must be conducted on the recovered fines for the range of chemicals and other attributes listed in Column 1 of Table 2.

Composite sample means a sample that combines 5 discrete sub-samples into a single sample for the purpose of analysis.

Consumer means a person who applies, causes, or permits the application to land of recovered fines within the definitions of “application to land” in accordance with the Act. The consumer may be the landholder responsible for the land to which recovered fines are applied.

NA means not applicable.

Processor means a person who processes, mixes, blends, or otherwise incorporates recovered fines into a material for supply to a consumer.

Recovered fines means a soil or sand substitute with a maximum particle size of 9.5 mm that is derived from the processing of mixed construction and demolition waste including residues from the processing of skip bin waste.

Relevant waste means recovered fines that meet the requirements of Section 7.

Routine sampling means sampling and testing that must be conducted on the recovered fines on an ongoing and regular basis.

General conditions

7. This Notice of Exemption is subject to the following conditions:

7.1. The chemical concentration or other attribute of the recovered fines listed in Column 1 of Table 2 must not exceed any of the following:

7.1.1. the absolute maximum concentration or other value listed in Column 4 of Table 2.

7.2. The recovered fines can only be applied to land for the purposes of construction or landscaping. This approval does not apply to any of the following applications:

7.2.1. Construction of dams or related water storage infrastructure,

7.2.2. Mine site rehabilitation,

7.2.3. Quarry rehabilitation,

7.2.4. Sand dredge pond rehabilitation,

7.2.5. Back-filling of quarry voids,

7.2.6. Raising or reshaping of land used for agricultural purposes, and

7.2.7. Construction of roads on private land unless:

- (a) the relevant waste is applied to land to the minimum extent necessary for the construction of a road, and
- (b) a development consent for the development has been granted under the relevant Environmental Planning Instrument (EPI), or
- (c) it is to provide access (temporary or permanent) to a development approved by a Council, or
- (d) the works undertaken are either exempt or complying development.

Processor responsibilities

8. The following conditions must be met by the processor for this exemption to apply:

- 8.1. Sampling must be undertaken in accordance with Australian Standard 1141 Methods for sampling and testing aggregates (or equivalent). Sampling and information on sample storage and preparation must be detailed in a written sampling plan.
- 8.2. The recovered fines must be sampled according to the requirements listed Column 1 and Column 2 of Table 3.
- 8.3. Where there is a change in inputs that is likely to affect the properties of the recovered fines, characterisation must be repeated. Characterisation samples can be used for routine testing and subsequent calculations.
- 8.4. Processors must keep a written record of all characterisation and routine test results for a period of three years.
- 8.5. Records of the quantity of recovered fines supplied to the consumer and either the consumer's name and address or the registration details of the vehicle used to transport the recovered fines, must be kept for a period of three years.
- 8.6. The processor of recovered fines must provide a written statement of compliance to the consumer with each transaction, certifying that the recovered fines comply with the relevant conditions of this exemption.
- 8.7. The processor of recovered fines must make information on the latest characterisation and routine test results available to the consumer or the EPA upon request.
- 8.8. The processor must formally notify the EPA in writing by 9 February 2009 that characterisation requirements, as specified in Column 1, Table 3, will be completed and submitted to the EPA by 23 March 2009. All correspondence must be addressed to: Manager Waste Management, Department of Environment and Climate Change NSW, PO Box A290, Sydney South NSW 1232, or faxed to 02 9995 5930.

Consumer responsibilities

9. The following conditions must be met by the consumer for this exemption to apply:

- 9.1. Records of the quantity of the recovered fines received by the consumer and the suppliers' name and address must be kept for a period of three years.
- 9.2. The relevant waste must not be applied in or beneath water including groundwater.
- 9.3. The consumer must land apply the relevant waste within a reasonable period of time.

Chemical and other material property requirements

10. This Notice of Exemption only applies to recovered fines where the chemical and other attributes listed in Column 1 of Table 2 comply with the chemical

concentrations and other values listed in Column 4 of Table 2, when analysed according to test methods specified in Column 5 of Table 2.

Table 2

Column 1	Column 2	Column 3	Column 4	Column 5
Chemicals and other attributes	Maximum average concentration for characterisation (mg/kg 'dry weight' unless otherwise specified)	Maximum average concentration for routine testing (mg/kg 'dry weight' unless otherwise specified)	Absolute maximum concentration (mg/kg 'dry weight' unless otherwise specified)	Test method specified within Section
1. Mercury	NA	NA	1.5	12.1
2. Cadmium	NA	NA	1.5	12.2
3. Lead	NA	NA	200	12.2
4. Arsenic	NA	NA	30	12.2
5. Chromium (total)	NA	NA	100	12.2
6. Copper	NA	NA	150	12.2
7. Nickel	NA	NA	60	12.2
8. Zinc	NA	NA	400	12.2
9. Total Organic Carbon	NA	NA	10%	12.3
10. Electrical Conductivity	NA	NA	3 dS/m	12.4
11. pH *	NA	NA	6.5 - 10.0	12.4
12. Total Polycyclic Aromatic Hydrocarbons (PAHs)	NA	NA	40	12.5
13. Benzo(a)pyrene	NA	NA	1	12.5
14. Total Petroleum Hydrocarbons (TPHs) C ₆ - C ₉	NA	NA	80	12.6
15. Total Petroleum Hydrocarbons (TPHs) C ₁₀ - C ₃₆	NA	NA	800	12.6
16. Total Chlorinated Hydrocarbons	NA	NA	1	12.7
17. Total Organochlorine Pesticides	NA	NA	1	12.8
18. Total Polychlorinated Biphenyls (PCBs)	NA	NA	1	12.9
19. Glass, metal and rigid plastics	NA	NA	0.1%	12.10
20. Plastics - light flexible film	NA	NA	0.1%	12.10
21. Proportion (by weight) retained on a 0.425 mm sieve	NA	NA	90%	12.11

*Note: The ranges given for pH are for the minimum and maximum acceptable pH values in the recovered fines.

Sampling and testing requirements

11. This Notice of Exemption only applies to recovered fines sampled according to the requirements in Table 3.

Table 3

Column 1	Column 2
Characterisation frequency	Routine sampling frequency
20 composite samples, by taking 1 composite sample from a different batch, truckload or stockpile from 2 May 2008 to 23 March 2009. Characterisation must be completed by the 23 March 2009.	5 composite samples per 1000 tonnes.

Test methods

12. All testing must be undertaken by analytical laboratories accredited by the National Association of Testing Authorities, or equivalent. All chemicals and other attributes listed in Column 1 of Table 2 must be measured in accordance with the test methods specified below:

- 12.1. Test methods for measuring the mercury concentration in recovered fines:
 - 12.1.1. Particle size reduction & sample splitting may be required.
 - 12.1.2. USEPA SW-846 Method 7471B Mercury in solid or semisolid waste (manual cold vapour technique), or an equivalent analytical method with a detection limit < 20% of the stated absolute maximum concentration in Table 2, Column 4 (i.e. 0.3 mg/kg dry weight).
 - 12.1.3. Report as mg/kg dry weight.
- 12.2. Test methods for measuring chemicals 2 - 8 in recovered fines:
 - 12.2.1. Particle size reduction & sample splitting may be required.
 - 12.2.2. Sample preparation by digestion using USEPA SW-846 Method 3051A Microwave assisted acid digestion of sediments, sludges, soils, and oils (or an equivalent analytical method).
 - 12.2.3. Analysis using USEPA SW-846 Method 6010C Inductively coupled plasma - atomic emission spectrometry, or an equivalent analytical method with a detection limit < 10% of the stated absolute maximum concentration in Table 2, Column 4 (i.e. 20 mg/kg dry weight for lead).
 - 12.2.4. Report as mg/kg dry weight.
- 12.3. Test methods for measuring the total organic carbon content in recovered fines:
 - 12.3.1. Method 105 (Organic Carbon). *In* Schedule B (3): Guideline on Laboratory Analysis of Potentially Contaminated Soils, National Environment Protection (Assessment of Site Contamination) Measure 1999 (or an equivalent analytical method).
 - 12.3.2. Reporting as % total organic carbon.

- 12.4. Test methods for measuring the electrical conductivity and pH in recovered fines:
- 12.4.1. Sample preparation by mixing 1 part recovered fines with 5 parts distilled water.
 - 12.4.2. Analysis using Method 103 (pH) and 104 (Electrical Conductivity). *In* Schedule B (3): Guideline on Laboratory Analysis of Potentially Contaminated Soils, National Environment Protection (Assessment of Site Contamination) Measure 1999 (or an equivalent analytical method).
 - 12.4.3. Report electrical conductivity in deciSiemens per metre (dS/m).
- 12.5. Test method for measuring PAHs and benzo(a)pyrene in recovered fines:
- 12.5.1. Analysis using USEPA SW-846 Method 8100 Polynuclear aromatic hydrocarbons (or an equivalent analytical method).
 - 12.5.2. Calculate the sum of all 16 PAHs for total PAHs.
 - 12.5.3. Report total PAHs as mg/kg dry weight.
 - 12.5.4. Report benzo(a)pyrene as mg/kg.
- 12.6. Test method for measuring TPHs in recovered fines:
- 12.6.1. Method 506 (Petroleum Hydrocarbons). *In* Schedule B (3): Guideline on Laboratory Analysis of Potentially Contaminated Soils, National Environment Protection (Assessment of Site Contamination) Measure 1999 (or an equivalent analytical method).
 - 12.6.2. Report C₆ – C₉ as mg/kg.
 - 12.6.3. Report C₁₀ – C₃₆ as mg/kg.
- 12.7. Test methods for measuring total chlorinated hydrocarbons in recovered fines:
- 12.7.1. Analysis using USEPA SW-846 Method 8021B Aromatic and halogenated volatiles by gas chromatography using photoionization and/or electrolytic conductivity detectors (or an equivalent analytical method).
 - 12.7.2. Calculate the total sum of carbon tetrachloride, chlorobenzene, chloroform, 1,2-dichlorobenzene, 1,4-dichlorobenzene, 1,2-dichloroethane, 1,1-dichloroethene, 1,2-dichloroethene, dichloromethane (methylene chloride), 1,1,1,2-tetrachloroethane, 1,1,2,2-tetrachloroethane, 1,2,4-trichlorobenzene, 1,1,1-trichloroethane, 1,1,2-trichloroethane, trichloroethene, vinyl chloride and hexachlorobutadiene concentrations.
 - 12.7.3. Report total chlorinated hydrocarbons as mg/kg.
- 12.8. Test methods for measuring total organochlorine pesticides in recovered fines:
- 12.8.1. Analysis using USEPA SW-846 Method 8081B Organochlorine pesticides by gas chromatography (or an equivalent analytical method).
 - 12.8.2. Calculate the total sum of aldrin, alpha BHC, beta BHC, gamma BHC (lindane), delta BHC, chlordane, DDT, DDD, DDE, dieldrin, endrin, endrin aldehyde, heptachlor, heptachlor epoxide, hexachlorobenzene, methoxychlor and endosulfan (includes endosulfan I, endosulfan II and endosulfan sulphate).
 - 12.8.3. Report total organochlorine pesticides as mg/kg.

- 12.9. Test methods for measuring the PCBs in recovered fines:
- 12.9.1. USEPA SW-846 Method 8082A Polychlorinated Biphenyls (PCBs) by gas chromatography (or an equivalent analytical method).
 - 12.9.2. Calculate the total sum of Aroclor 1016 (CAS Registry No. 12674-11-2), Aroclor 1221 (CAS Registry No. 11104-28-2), Aroclor 1232 (CAS Registry No. 11141-16-5), Aroclor 1242 (CAS Registry No. 53469-21-9), Aroclor 1248 (CAS Registry No. 12672-29-6), Aroclor 1254 (CAS Registry No. 11097-69-1), Aroclor 1260 (CAS Registry No. 11096-82-5).
 - 12.9.3. Report total PCBs as mg/kg.
- 12.10. Test method for measuring 19 - 20 in recovered fines:
- 12.10.1. NSW Roads & Traffic Authority Test Method T276 Foreign Materials Content of Recycled Crushed Concrete (or an equivalent method), using a 2.36 mm sieve for 19 of Column 1, Table 2.
 - 12.10.2. Report as %.
- 12.11. Test method for measuring 21 in recovered fines:
- 12.11.1. NSW Roads & Traffic Authority Test Method T106 Coarse particle distribution in road construction materials (by dry sieving) and T107 Fine particle distribution in road construction materials (or an equivalent method).
 - 12.11.2. Report as %.

Exemption Granted

Steve Hartley
A/Manager, Waste Management Section
Environment Protection Authority
by delegation

Notes

The EPA may amend or revoke this exemption at any time. It is the responsibility of the generator, processor and consumer to ensure that they comply with all relevant requirements of the most current exemption. The current version of an exemption will be available on the EPA website: www.environment.nsw.gov.au

In gazetting this general exemption, the EPA is exempting the relevant waste from the specific requirements of the Act and Regulations as stated in this exemption. The EPA is not in any way endorsing the use of this substance or guaranteeing that the substance will confer benefit.

The use of exempted material remains subject to other relevant environmental regulations within the Act and Regulations. For example, a person who pollutes land (s142A) or water (s120), or does not meet the special requirements for asbestos waste (clause 42), regardless of having an exemption, is guilty of an offence and subject to prosecution.

For the purposes of arrangements between a generator, a processor and a consumer, a 'transaction' is taken to mean the contractual agreement between the two parties which specifies the exchange of waste material from one party to another. A 'statement of compliance' must be in writing and be provided with each transaction.

The conditions set out in this exemption are designed to minimise the risk of potential harm to the environment, human health or agriculture, however, neither this exemption nor these conditions guarantee that the environment, human health or agriculture will not be harmed.

The consumer should assess whether or not the exempted material is fit for the purpose the material is proposed to be used and whether this use will cause harm. The consumer may need to seek expert engineering or technical advice.

This exemption does not apply to any material received at a premises that is required to be licensed for waste disposal (application to land) activities under the provisions of the Act. This exemption does not remove the need for a site at which processing occurs to be licensed, if required under Schedule 1 of the Act.

This exemption does not alter the requirements of any other relevant legislation that must be met in utilising this material, including for example, the need to prepare a Material Safety Data Sheet (MSDS).

Regardless of any exemption provided by the EPA, the person who causes or permits the application of the substance to land must ensure that the action is lawful and consistent with the development consent requirements of the land.

All records required to be kept under this exemption must be made available to authorised officers of the EPA upon request.

Failure to comply with the conditions of this Notice of Exemption may constitute an offence under clause 51 of the Regulation and the responsible person will be required to comply with the normal regulatory provisions.

PRIVATE ADVERTISEMENTS

ERRATUM

THE Private Advertisements Section published on 23 January 2009, *Government Gazette* No. 20 folios 453 to 458 contained folio errors. The folios 453 to 458 should read 454 to 460. The next gazetted item will commence on folio 461. This erratum amends that error with the gazettal date remaining 23 January 2009.

COUNCIL NOTICES

FORBES SHIRE COUNCIL

Local Government Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

FORBES SHIRE COUNCIL declares with the approval of Her Excellency the Governor, that the land described in the Schedule below, excluding any mines or deposits of minerals in the land, is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purpose of sewage disposal. Dated at Forbes, 27 January 2009. CARISSA BYWATER, General Manager, Forbes Shire Council, Court Street, Forbes NSW 2871.

SCHEDULE

Lot 9, DP 1118880. [4421]

GREAT LAKES COUNCIL

Roads Act 1993, Section 162

Roads (General) Regulation 2000

Naming of Roads

NOTICE is hereby given that Great Lakes Council, pursuant to the aforementioned Act and Regulation, has named the roads described hereunder:

<i>Description</i>	<i>Name</i>
The road located approximately 1.65km north of the village of Stroud, running west off The Bucketts Way through Washpool and Nooroo to the boundary between Great Lakes Shire and Dungog Shire, previously known as Dungog Road (Road No. MR101).	Stroud Hill Road.

KEITH O'LEARY, General Manager, Great Lakes Council, Breese Parade, Forster NSW 2428. [4422]

PARKES SHIRE COUNCIL

Roads Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

PARKES SHIRE COUNCIL declares, with the approval of Her Excellency the Governor that the land described in Schedule 1 below, excluding the interest described in Schedule 2 and any mines or deposits of minerals in the land, is acquired by compulsory process in accordance

with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purpose of a public road. Dated at Parkes, 23 January 2009. ALAN McCORMACK, General Manager, Parkes Shire Council, PO Box 337, Parkes NSW 2870.

SCHEDULE 1

Lot 1, DP 1098082.

SCHEDULE 2

Section of easement identified in DP 499090 (gazetted 26 March 2004, Folios 1724-1725), which traverses Lot 1, DP 1098082. [4423]

COMPANY NOTICES

NOTICE of voluntary liquidation.—T HOOPER PTY LTD, ACN 000 048 304 (in liquidation).—At a general meeting of the above named company, duly convened and held at Level 1, 90 Pitt Street, Sydney on 21 January 2009, the following resolution was passed: "That the company be wound up as a Members' Voluntary Liquidation and that the assets of the company may be distributed in whole or in part to the members in specie should the liquidators so desire." At the abovementioned meeting, Bryan J. Westhoff was appointed as liquidator for the purpose of winding up. Notice is also given, that after twenty one (21) days from this date, I will proceed to distribute the assets. All creditors having any claim against the company should furnish particulars of same by that date otherwise I shall proceed to distribute the assets without regard to their claim. Dated 21 January 2009. B. J. WESTHOFF, Liquidator, c.o. O'Brien Verrills & Co, 90 Pitt Street, Sydney NSW 2000, tel.: (02) 9233 3385. [4424]

NOTICE of voluntary liquidation.—RON LAING PTY LTD, ACN 068 325 762 (in liquidation).—Notice is hereby given pursuant to section 491 (2) of the Corporations Act 2001, that at a meeting of Shareholders of Ron Laing Pty Ltd duly convened and held on 27 January 2009, it was resolved that the Company be wound up voluntarily as a Members Voluntary Liquidation and that the assets of the Company may be distributed in whole or in part to the members in specie should the Liquidator so desire and by ordinary resolution that Brent Antony Perkins be appointed Liquidator. Dated 27 January 2009. BRENT ANTONY PERKINS, Liquidator, Box 29, Hunter Region Mail Centre NSW 2310, tel.: (02) 4923 4000. [4425]

MURRUMBIDGEE SHIRE COUNCIL

NOTICE is hereby given to the persons named hereunder that the Council of the Shire of Murrumbidgee has resolved in pursuance of section 713 of the Local Government Act 1993, to sell the land described hereunder of which the persons named appear to be the owners of, or in which they appear to have an interest and on which the amounts of rates stated in each case, due as at 31 December 2008:

<i>Owners or persons having an interest in the land</i>	<i>Description of land</i>	<i>Amount of rates and charges overdue for more than five years</i> \$	<i>Amount of all other rates and charges due</i> \$	<i>Total Due</i> \$
Raymond Davis BROADBENT.	Part Lot 1, section 12, DP 759030, Parish of Waddi.	325.51	1,315.00	1,640.51
William Arthur EDWARDS.	Lot 7, section 1, DP 758340, Parish of Colaragang.	10,324.99	1,315.00	11,639.99
Robert Harvey DAVEY and Robert BRUNSDON.	Lease of Lot 482, DP 854920, Parish of Argoon, to 2094.	14,332.78	2,282.12	16,614.90

In default of payment to Council of the amount stated in the Total Due column above and any other rates and charges becoming due and payable after the 30 June 2008, or an arrangement satisfactory to Council for payment of all such rates being entered into by the rateable person, before the time fixed for the sale, the said land will be offered by public auction at Council Chambers, Carrington Street, Darlington Point, on Wednesday, 27 May 2009, at 11:00 a.m. Dated 28 January 2009. PAUL GOODSALL, General Manager, Murrumbidgee Shire Council, Carrington Street, Darlington Point NSW 2706.

[4426]

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