

# *Government Gazette*

of the State of

New South Wales

**Number 75**

**Friday, 4 September 2015**

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The *New South Wales Government Gazette* is the permanent public record of official notices issued by the New South Wales Government. It also contains local council and other notices and private advertisements.

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# PARLIAMENT

## ACT OF PARLIAMENT ASSENTED TO

Legislative Assembly Office, Sydney 28 August 2015

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

Act No 20 — An Act to amend the *Rural Fires Act 1997* to make provision with respect to bush fire hazard reduction work and vegetation clearing work. [**Rural Fires Amendment (Bush Fire Prevention) Bill**]

RONDA MILLER

Clerk of the Legislative Assembly

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## ACT OF PARLIAMENT ASSENTED TO

Legislative Assembly Office, Sydney 31 August 2015

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

Act No 21 — An Act to amend the *Health Services Act 1997* to restrict the class of persons who can hold themselves out to be paramedics. [**Health Services Amendment (Paramedics) Bill**]

RONDA MILLER

Clerk of the Legislative Assembly

# GOVERNMENT NOTICES

## Miscellaneous Instruments

### AIR TRANSPORT (DEREGULATED ROUTES) ORDER (NO 4) 2015

#### ERRATUM

In the *Air Transport (Deregulated Routes) Order (No 4) 2015* published in *NSW Government Gazette* No 72 of 28 August 2015, page 2696, the date of the Minister’s signature should have read “Dated, this 26th day of August 2015.” This notice corrects that error and the gazettal date remains 28 August 2015.

### NATIONAL PARKS AND WILDLIFE ACT 1974

#### NOTICE OF RESERVATION OF A REGIONAL PARK

I, General The Honourable David Hurley AC DSC (Ret’d), Governor of the State of New South Wales, with the advice of the Executive Council, reserve the lands described in the Schedules 1 and 2 below as part of **Coffs Coast Regional Park**, under the provision of section 30A (1) of the *National Parks and Wildlife Act 1974*.

Signed and sealed at Sydney this 26th day of August 2015.

DAVID HURLEY  
Governor

By His Excellency’s Command,

MARK SPEAKMAN SC, MP  
Minister for the Environment

GOD SAVE THE QUEEN

*Land District – Grafton & Bellingen LGA – Coffs Harbour*

County Fitzroy, Parishes Woolgoolga, Moonee and Coff, totalling 39.08 hectares. *Papers* OEH EF14/7211

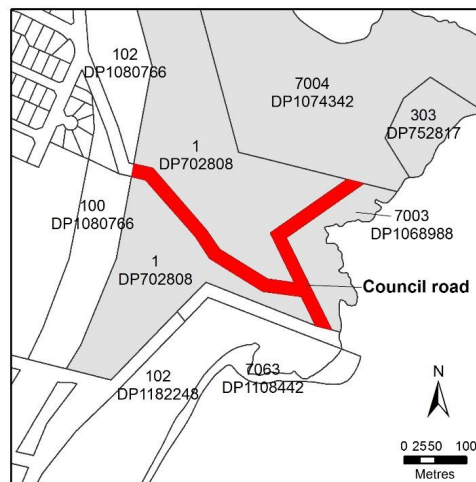
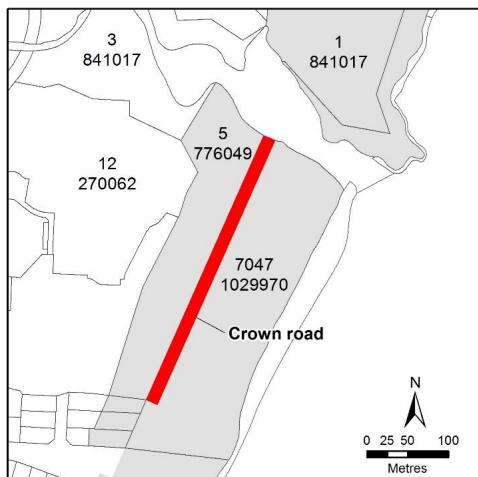
#### Schedule 1

An area of 37.18 hectares, being the Lots in the Deposited Plans listed below

Lot	Deposited Plan	Lot	Deposited Plan	Lot	Deposited Plan
14	203130	106	241476	31	631175
5	776049	107	241476	32	731460
12	789273	15	243058	129	752853
107	802533	117	250350	22	30635
2	805852	1	1197028	5	220009
1	841017	13	253782	6	220009
17	877897	5	253878	170	752853
2	214273	5	255457	163	865612
105	241476	13	263289	142	1118502

#### Schedule 2

An area of about 1.9 hectares, being the Crown and Council roads shown in red below



## Appointments

### ABORIGINAL LAND RIGHTS ACT 1983

#### NOTICE

I, the Honourable Leslie Williams MP, Minister for Aboriginal Affairs, following consent by the New South Wales Aboriginal Land Council (NSWALC), do, by this notice pursuant to section 231 (2) of the *Aboriginal Land Rights Act 1983* (the Act) extend the appointment of Mr Peter HILLIG as administrator to the Gandangara Local Aboriginal Land Council for a period of two (2) calendar months, effective from 20 September 2015. During the period of his appointment, the administrator will have all of the functions of the Gandangara Local Aboriginal Land Council and any other duties as specified by the instrument of appointment. The administrator's remuneration and expenses are not to exceed \$100,000 excluding GST without the prior approval of NSWALC. The administrator's remuneration may include fees payable for the services of other personnel within the administrator's firm who provide services as agents of the administrator.

Signed and sealed this 27th day of August 2015

The Hon LESLIE WILLIAMS, MP  
Minister for Aboriginal Affairs

GOD SAVE THE QUEEN

### BOARD OF STUDIES, TEACHING AND EDUCATIONAL STANDARDS ACT 2013

#### Notification of an Appointment to the Board of Studies, Teaching and Educational Standards

I, Adrian Piccoli Minister for Education in pursuance of Schedule 1, clause 6 of the *Board of Studies, Teaching and Educational Standards Act 2013*, appoint Mr Ian BAKER as an alternative member of the Board of Studies, Teaching and Educational Standards being a nominee of the Catholic Education Commission, New South Wales, for a term commencing on and from 23 June 2015 until 4 July 2016.

ADRIAN PICCOLI, MP  
Minister for Education

### LOCAL GOVERNMENT ACT 1993

#### Appointment of Chairperson to the NSW Local Government Grants Commission

His Excellency the Governor, with the advice of the Executive Council and pursuant to section 614 and Schedule 5 of the *Local Government Act 1993*, has appointed Richard COLLEY as the Chairperson of the NSW Local Government Grants Commission for the period commencing on 1 July 2015 and expiring on 31 October 2015.

PAUL TOOLE, MP  
Minister for Local Government

### LOCAL GOVERNMENT ACT 1993

#### Appointment of Deputy Chairperson to the NSW Local Government Grants Commission

His Excellency the Governor, with the advice of the Executive Council and pursuant to section 614 and Schedule 5 of the *Local Government Act 1993*, has appointed Grahame GIBBS as the Deputy Chairperson of the NSW Local Government Grants Commission for the period commencing on 1 July 2015 and expiring on 31 October 2015.

PAUL TOOLE, MP  
Minister for Local Government

### LOCAL GOVERNMENT ACT 1993

#### Appointment of Member to the NSW Local Government Grants Commission

His Excellency the Governor, with the advice of the Executive Council and pursuant to section 614 and Schedule 5 of the *Local Government Act 1993*, has appointed Graeme FLEMING as a Member of the NSW Local Government Grants Commission for the period commencing on 1 July 2015 and expiring on 31 October 2015.

PAUL TOOLE, MP  
Minister for Local Government

### LOCAL GOVERNMENT ACT 1993

#### Appointment of Member to the NSW Local Government Grants Commission

His Excellency the Governor, with the advice of the Executive Council and pursuant to section 614 and Schedule 5 of the *Local Government Act 1993*, has appointed Roslyn Gae SWAIN as a Member of the NSW Local Government Grants Commission for the period commencing on 1 July 2015 and expiring on 31 October 2015.

PAUL TOOLE, MP  
Minister for Local Government

### SYDNEY CRICKET AND SPORTS GROUND ACT 1978

#### Reappointment of Members to the Sydney Cricket and Sports Ground Trust

His Excellency the Governor, with the advice of the Executive Council, has reappointed:

- (i) pursuant to section 6 (1) (a) of that Act, the following persons as members of the Trust:
- (i) Mr John HARTIGAN
  - (ii) Mr Stuart MacGILL
  - (iii) Mr Maurice NEWMAN
  - (iv) Mr Roderick McGEOCH

and,

- (ii) pursuant to Schedule 1, section 8 (1) of the *Sydney Cricket and Sports Ground Act 1978*, Mr Roderick McGEOCH, as Deputy Chairperson of the Sydney Cricket and Sports Ground Trust;

from the 14 July 2015 to the 13 July 2019.

STUART AYRES, MP  
Minister for Trade, Tourism and Major Events  
Minister for Sport

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**TEACHER ACCREDITATION ACT 2004**

Notification of an Appointment  
to the Quality Teaching Council

I, Adrian Piccoli Minister for Education in pursuance of section 13 (2) (d) of the *Teacher Accreditation Act 2004*, appoint Ms Kathryn FOX as a member of the Quality Teaching Council being a nominee of the Catholic Education Commission NSW, for a term commencing on and from 1 July 2015 until 30 June 2018.

ADRIAN PICCOLI, MP  
Minister for Education

## Planning and Environment Notices

### CONTAMINATED LAND MANAGEMENT ACT 1997

#### Section 11

Environment Protection Authority

Declaration of Significantly Contaminated Land

Declaration Number 20151102; Area Number 3388

The Environment Protection Authority (EPA) declares the following land to be significantly contaminated land under the *Contaminated Land Management Act 1997* (“the Act”):

#### 1. Land to which this declaration applies (“the site”)

The land to which this notice applies is described as 176 Warringah Road, Beacon Hill, NSW (Lot 1, DP 1072972) in the local government area of Warringah Council.

#### 2. Nature of contamination affecting the site:

The EPA has found that the site is contaminated with petroleum hydrocarbon compounds, including total recoverable hydrocarbons (TRH), benzene, toluene, ethyl benzene and xylenes (BTEX), and naphthalene.

#### 3. Nature of harm that the contaminants may cause:

The EPA has considered the matters in s12 of the Act and for the following reasons has determined that the land is contaminated and that the contamination is significant enough to warrant regulation under the Act:

- Dissolved phase and separate phase petroleum hydrocarbon impact has migrated offsite towards residential areas, noting that remedial works have commenced to reduce the contaminant load in the subsurface; and
- Potentially complete exposure pathways (eg potential vapour migration from the subsurface to enclosed spaces) require further consideration.

#### 4. Further action under the Act

The making of this declaration does not prevent the carrying out of voluntary management of the site and any person may submit a voluntary management proposal for the site to the EPA.

#### 5. Submissions invited

The public may make written submissions to the EPA on:

- Whether the EPA should issue a management order in relation to the site; or
- Any other matter concerning the site.

Submissions should be made in writing to:

Manager Contaminated Sites  
Environment Protection Authority  
PO Box A290  
SYDNEY SOUTH NSW 1232

or faxed to 02 9995 6603

by not later than 15 September 2015.

Date: 23 July 2015

NIALL JOHNSTON  
Manager Contaminated Sites  
Environment Protection Authority

### Note:

#### Management order may follow

If management of the site or part of the site is required, the EPA may issue a management order under s14 of the Act.

#### Amendment/Repeal

This declaration may be amended or repealed. It remains in force until it is otherwise amended or repealed. The subsequent declaration must state the reasons for the amendment or repeal (s44 of the Act).

#### Information recorded by the EPA

Section 58 of the Act requires the EPA to maintain a public record. A copy of this significantly contaminated land declaration will be included in the public record.

#### Information recorded by councils

Section 59 of the Act requires the EPA to give a copy of this declaration to the relevant local council. The council is then required to note on its planning certificate issued pursuant to s149 (2) of the *Environmental Planning and Assessment Act 1979* that the land is declared significantly contaminated land. The EPA is required to notify council as soon as practicable when the declaration is no longer in force and the notation on the s149 (2) certificate is no longer required.

#### Relationship to other regulatory instrument

This declaration does not affect the provisions of any relevant environmental planning instruments which apply to the land or provisions of any other environmental protection legislation administered by the EPA.

### ENVIRONMENTAL PLANNING AND ASSESSMENT REGULATION 2000

Notice of Approval of NSW Code of Practice for  
Authorised Network Operators

I, Robert Stokes, Minister for Planning, pursuant to Part 14, Division 9 of the *Environmental Planning and Assessment Regulation 2000*, hereby give notice of the approval of the NSW Code of Practice for Authorised Network Operators (Code).

A copy of the Code is available on the Department of Planning and Environment’s website at [www.planning.nsw.gov.au](http://www.planning.nsw.gov.au).

Dated at Sydney, this 29th day of August 2015.

ROBERT GORDON STOKES, MP  
Minister for Planning

**HERITAGE ACT 1977**

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

Bathurst Showground  
Kendall Avenue (Great Western Highway)

SHR No 1960

In pursuance of section 37 (1) (b) of the *Heritage Act 1977* (NSW), the Heritage Council gives notice that the item of environmental heritage specified in Schedule "A" has been listed on the State Heritage Register in accordance with the decision of the Minister for Heritage made on 31 July 2015 to direct the listing. This listing applies to the curtilage or site of the item, being the land described in Schedule "B".

HERITAGE COUNCIL OF NEW SOUTH WALES

**Schedule "A"**

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

**Schedule "B"**

All those pieces or parcels of land known as Lot 1, 3, 4, & 6 DP 1179068 in Parish of Bathurst, County of Bathurst shown on the plan catalogued HC 2212 in the office of the Heritage Council of New South Wales.

**HERITAGE ACT 1977**

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

Bathurst Showground

SHR No 1960

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

Dated at Sydney, 31st Day of August 2015

The Hon MARK SPEAKMAN SC, MP  
Minister for Heritage

**Schedule "A"**

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

**Schedule "B"**

All those pieces or parcels of land known as Lot 1, 3, 4, 6, DP 1179068 in Parish of Bathurst, County of Bathurst shown edged heavy black on the plan catalogued HC 2212 in the office of the Heritage Council of New South Wales.

**Schedule "C"**

1. Works and activities to allow for modifications to buildings with a significance rating of 2 (Fair) and 1 (Poor) or 0 (Intrusive) in accordance with the Heritage Council endorsed Conservation Management Plan Update 2012 for the site.

2. Works and activities associated with the ongoing maintenance and repair of showground buildings where existing significant fabric is not removed or damaged and new materials are not introduced.
3. Works and activities associated with repainting of the showground buildings providing a new colour scheme is not introduced and earlier paint layers are left undisturbed except where earlier layers have failed by chalking, blistering, flaking or peeling.
4. Works and activities associated with repair and replacement of roofs and guttering where replacement is made in like for like materials and overall form of the roofs remains unchanged.
5. Minor works to the arena to allow use for various sporting events such as the erection of goal posts and line marking, score boards, synthetic cricket pitch, lighting to 200 lux.
6. Changes to internal lighting of the showground buildings that does not impact on heritage values.
7. All activities for gardening of existing garden beds where these activities do not affect or damage existing built structures (such as retaining walls and fences); do not damage trees.
8. Activities associated with the assessment of the showground trees condition, pest control and/or tree surgery where considered necessary for the health of a tree where surgery or pruning does not exceed 30% of the canopy over a period of 2 years.
9. Works and activities associated with the removal and replanting (with the same species in the same position) or pruning of trees in the showground considered to be a danger to staff and the public where the risk assessment process is documented and submitted to the Heritage Division either before the event or after the event in a timely manner.
10. Works and activities associated with the installation of interpretive signage or directive signage where installation does not impact on heritage fabric and is sympathetic to the heritage values of the showground.
11. Works and activities for installing and replacing building services (cabling, plumbing, wiring and fire services) where the services utilise existing service routes, cavities or voids or replace existing surface mounted services and do not cause damage to heritage fabric.
12. Works and activities associated with temporary use of the showground for events, each lasting no more than 10 days, including the installation of temporary buildings, structures, fencing, facilities, crowd control barriers, stages, lighting, sound and public address equipment and signage providing these temporary structures are not located where they can damage or endanger significant fabric including landscape or archaeological features.
13. Works and activities associated with the repair and resurfacing of roads and pathways throughout the showground that do not impact on the heritage values of the showground.

**HERITAGE ACT 1977**

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

Brewarrina Aboriginal Fish Traps/ Baiame's Ngunnhu  
Barwon River, Brewarrina

SHR No 1413

In pursuance of section 37 (1) (b) of the *Heritage Act 1977* (NSW), the Heritage Council gives notice that the curtilage of the item of environmental heritage specified in Schedule "A" and already listed on the State Heritage Register has been revised in accordance with the decision of the Minister for Heritage made on 2 September 2015 to direct the revision. This listing applies to the curtilage or site of the item, being the land described in Schedule "B".

HERITAGE COUNCIL OF NEW SOUTH WALES

**Schedule "A"**

The item known as Brewarrina Aboriginal Fish Traps/ Baiame's Ngunnhu, situated on the land described in Schedule "B".

**Schedule "B"**

All those pieces or parcels of land known as Lot 7040 of Deposited Plan 1126189; Lot 7326 Deposited Plan 1179143; Lot 175 Deposited Plan 820460; Lot 8 of Deposited Plan 767239; and Lot 172 Deposited Plan 722943 in the Parish of Brewarrina, County of Clyde.

All those pieces or parcels of land known as Lot 18 of Deposited Plan 755035; Lot 19 of Deposited Plan 755035; Lot 7327 of Deposited Plan 1179143; Lot 7330 of Deposited Plan 1179143; Lot 7331 of Deposited Plan 1179143; Lot 7332 Deposited Plan 1179143; and Lot 6 Deposited Plan 767239 in the Parish of Goonoo, County of Narran.

All those pieces or parcels of land known as Lot 7 of Deposited Plan 767239 in both the Parish of Brewarrina, County of Clyde and the Parish of Goonoo, County of Narran.

As shown on the plan catalogued HC 2525 in the office of the Heritage Council of New South Wales.

**HERITAGE ACT 1977**

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

Brewarrina Aboriginal Fish Traps/ Baiame's Ngunnhu  
Barwon River

SHR No 1413

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

Sydney, 2nd Day of September 2015

The Hon MARK SPEAKMAN SC, MP  
Minister for Heritage

**Schedule "A"**

The item known as Brewarrina Aboriginal Fish Traps/ Baiame's Ngunnhu, situated on the land described in Schedule "B".

**Schedule "B"**

All those pieces or parcels of land known as Lot 7040 of Deposited Plan 1126189; Lot 7326 Deposited Plan 1179143; Lot 175 Deposited Plan 820460; Lot 8 of Deposited Plan 767239; and Lot 172 Deposited Plan 722943 in the Parish of Brewarrina, County of Clyde.

All those pieces or parcels of land known as Lot 18 of Deposited Plan 755035; Lot 19 of Deposited Plan 755035; Lot 7327 of Deposited Plan 1179143; Lot 7330 of Deposited Plan 1179143; Lot 7331 of Deposited Plan 1179143; Lot 7332 Deposited Plan 1179143; and Lot 6 Deposited Plan 767239 in the Parish of Goonoo, County of Narran.

All those pieces or parcels of land known as Lot 7 of Deposited Plan 767239 in both the Parish of Brewarrina, County of Clyde and the Parish of Goonoo, County of Narran.

As shown on the plan catalogued HC 2212 in the office of the Heritage Council of New South Wales.

**Schedule "C"**

**Already gazetted exemptions:**

**1. General Maintenance and Repair**

- (i) Suppression of fire.
- (ii) Removal or pruning of trees considered a danger to public.
- (iii) Minor works to improve public access, provide disabled access and to eliminate or reduce risks to public safety.
- (iv) Repair of damage caused by erosion and implementation of erosion control measures.
- (v) Maintenance and repair of any structure, recreation equipment or work within the parklands.
- (vi) Maintenance, repair and resurfacing of existing roads, paths, fences and gates.
- (vii) Routine horticultural maintenance, including lawn mowing, cultivation and pruning.

**2. Maintenance of services and utilities**

- (i) Maintenance and repair of services and public utilities including communications, gas, electricity, water supply, waste disposal, sewerage, irrigation and drainage.
- (ii) Upgrade of services and public utilities where Council is satisfied the activity will not materially affect the heritage significance of the site as a whole or the area in which it will be undertaken.
- (iii) Installation, maintenance and removal of waste bins to implement Councils waste management policies.

**3. Construction and works of the Brewarrina Flood Levee Environmental Impact Statement, Brewarrina, NSW**

As set out in Council's Proposed Works Plan, works undertaken to implement the levee bank will not materially affect the heritage significance of the site as a whole or the area in which it will be undertaken.



**4. Alteration of roads, pathways and fences**

- (i) Closure removal, alteration or construction of roads and pathways which does not materially affect the heritage significance of the site as a whole or the area in which it will be undertaken.
- (ii) Repair, removal and installation of fences which does not materially affect the heritage significance of the site as a whole or the area in which it will be undertaken.

**5. Stock and Machinery movement**

Current access points and crossings for crossing of stock and machinery will continue to be used in the same way as they have been used in the past until alternative options are developed. These movements should not materially affect the heritage significance of the site as a whole or the area in which it will be undertaken.

**6. Cultural Exemptions**

Activities undertaken by the Aboriginal community on the site including traditional practices, fishing, use of site as a meeting place and culturally appropriate activities.

**Additional Exemptions:**

**a) All Standard Exemptions**

**b) Museum collection**

All works associated with the maintenance, conservation, management and display of the historic collection of the Brewarrina Aboriginal Cultural Museum are exempt, including lending or giving of objects to other institutions.

**c) Signage**

Installation of new signage and interpretation panels that conform to a conservation management plan (CMP) endorsed by the Heritage Council of NSW.

**d) Removal of intrusive elements**

Removal of intrusive elements such as non-Aboriginal sculptures, derelict street furniture or rubbish or inappropriate signage as identified in a CMP endorsed by the Heritage Council of NSW.

**e) Conservation Management Plan exemptions**

All exemptions in a conservation management plan which has been endorsed by the Heritage Council of NSW.

All those pieces or parcels of land known as Lot 18 of Deposited Plan 755035; Part Lot 19 of Deposited Plan 755035; Lot 7327 of Deposited Plan 1179143; Part Lot 330 of Deposited Plan 1179143; Lot 7331 of Deposited Plan 1179143; Lot 7332 Deposited Plan 1179143; and Lot 6 Deposited Plan 767239 in the Parish of Goonoo, County of Narran.

All those pieces or parcels of land known as Crown Land; Lot 7 of Deposited Plan 767239 in both the Parish of Brewarrina, County of Clyde and the Parish of Goonoo, County of Narran.

As shown on the plan catalogued HC 2525 in the office of the Heritage Council of New South Wales.

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**HERITAGE ACT 1977**

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

Glen Innes Showground  
Bourke Street, Glen Innes

SHR No 1961

In pursuance of section 37 (1) (b) of the *Heritage Act 1977* (NSW), the Heritage Council gives notice that the item of environmental heritage specified in Schedule “A” has been listed on the State Heritage Register in accordance with the decision of the Minister for Heritage made on 31 August 2015 to direct the listing. This listing applies to the curtilage or site of the item, being the land described in Schedule “B”.

HERITAGE COUNCIL OF NEW SOUTH WALES

**Schedule “A”**

The item known as the Glen Innes Showground, situated on the land described in Schedule “B”.

**Schedule “B”**

All those pieces or parcels of land known as Lot 1 DP 16643 and Lot 156 of DP 753282 in Parish of Glen Innes, County of Gough shown on the plan catalogued HC 2673 in the office of the Heritage Council of New South Wales.

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**HERITAGE ACT 1977**

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

Glen Innes Showground

SHR No 1961

I, the Minister for Heritage, on the recommendation of the Heritage Council of New South Wales, in pursuance of section 57 (2) of the *Heritage Act 1977*, do, by this my order, grant an exemption from section 57 (1) of that Act in respect of the engaging in or carrying out of any activities described in Schedule “C” by the Glen Innes Showground Trust described in Schedule “B” on the item described in Schedule “A”.

Sydney, 31st Day of August 2015

The Hon MARK SPEAKMAN SC, MP  
Minister for Heritage

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**HERITAGE ACT 1977**

**ERRATUM**

The notice and order published in the *NSW Government Gazette* No 75 of 4 September 2015, relating to Brewarrina Aboriginal Fish Traps/Baiame’s Ngunnhu should have read:

**Schedule “B”**

All those pieces or parcels of land known as Crown Land; Lot 7040 of Deposited Plan 1126189; Lot 7326 Deposited Plan 1179143; Lot 175 Deposited Plan 820460; Lot 8 of Deposited Plan 767239; and Lot 172 Deposited Plan 722943 in the Parish of Brewarrina, County of Clyde.

**Schedule “A”**

The item known as Glen Innes Showground, situated on the land described in Schedule “B”.

**Schedule “B”**

Lot 1 of Deposited Plan 16643, and Lot 156 of Deposit Plan 753282 Parish of Glen Innes, County of Gough shown on the plan catalogued HC 2673 in the office of the Heritage Council of New South Wales.

**Schedule “C”**

1. Works and activities to allow for interior modifications to non-significant buildings on the site, namely the Men’s shed, the Centennial Pavilion, the Bar and Barbeque and Toilet Blocks.
2. Works and activities associated with the ongoing maintenance and repair of showground buildings where existing significant fabric is not removed or damaged and new materials are not introduced.
3. Works and activities associated with repainting of the showground buildings providing a new colour scheme is not introduced and earlier paint layers are left undisturbed except where earlier layers have failed by chalking, blistering, flaking or peeling.
4. Works and activities associated with repair and replacement of roofs and guttering where replacement is made in like for like materials and overall form of the roofs remains unchanged.
5. Minor works to the arena to allow use for various sporting events such as the erection of goal posts and line marking, score boards, synthetic cricket pitch, lighting to 200 lux.
6. Changes to internal lighting of the showground buildings that does not impact on heritage values.
7. All activities for gardening of existing garden beds where these activities do not affect or damage existing built structures (such as retaining walls and fences); do not damage trees.
8. Activities associated with the assessment of the showground trees condition, pest control and/or tree surgery where considered necessary for the health of a tree where surgery or pruning does not exceed 30 per cent of the canopy over a period of 2 years.
9. Works and activities associated with the removal and replanting (with the same species in the same position) or pruning of trees in the showground considered to be a danger to staff and the public where the risk assessment process is documented and submitted to the Heritage Division either before the event or after the event in a timely manner.
10. Works and activities associated with the installation of interpretive signage or directive signage where installation does not impact on heritage fabric and is sympathetic to the heritage values of the showground.
11. Works and activities for installing and replacing building services (cabling, plumbing, wiring and fire services) where the services utilise existing service routes, cavities or voids or replace existing surface mounted services and do not cause damage to heritage fabric.

12. Works and activities associated with temporary use of the showground for events, not longer than 10 day for each event, including the installation of temporary buildings, structures, fencing, facilities, crowd control barriers, stages, lighting, sound and public address equipment and signage providing these temporary structures are not located where they can damage or endanger significant fabric including landscape or archaeological features.
13. Works and activities associated with the repair and resurfacing of roads and pathways throughout the showground that do not impact on the heritage values of the showground.
14. Works and activities associated with the repair and maintenance of timber seating around the outside of the show ring.

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**NATIONAL PARKS AND WILDLIFE ACT 1974**

Mugii Murum-ban State Conservation Area

Draft Plan of Management

A draft plan of management for Mugii Murum-ban State Conservation Area has been prepared and is on exhibition until 18 December 2015.

Copies of the plan may be viewed at the National Parks and Wildlife Service (NPWS) Mudgee Office (27–31 Inglis Street, Mudgee NSW), the NPWS Blue Mountains Region Office (Level 1, 39 Whitton Street, North Katoomba NSW) and at the NPWS Blue Mountains Heritage Centre (Govetts Leap Road, Blackheath NSW). The plan is also available through the Office of Environment and Heritage ‘Have your say’ website <https://engage.environment.nsw.gov.au>.

Written submissions on the plan must be received by 18 December 2015. You can provide your submission by email to [npws.mudgee@environment.nsw.gov.au](mailto:npws.mudgee@environment.nsw.gov.au); or by mail to The Area Manager, Mugii Murum-ban SCA, NPWS, 27–31 Inglis St, Mudgee NSW 2357; or you can use the online submission form available through the ‘Have your say’ website.

All submissions received by NPWS are a matter of public record and are available for public inspection upon request. Your comments on this plan 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.

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**NATIONAL PARKS AND WILDLIFE ACT 1974**

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

Notice of Compulsory Acquisition

The Minister for the Environment, with the approval of His Excellency the Governor, declares 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 *National Parks & Wildlife Act 1974*.

The land is, on publication of this notice, vested in the Minister administering the *National Parks & Wildlife Act 1974*.

MARK SPEAKMAN SC, MP  
Minister for the Environment

**Schedule**

*Land District – Metropolitan LGA – Canterbury*

County Cumberland, Parish St George, 1822.1m<sup>2</sup> being Lots 9 to 16 inclusive DP 1195534; exclusive of easements for access vide dealings J522827 & G877667 and easement for electricity transmission line vide dealing D101523. OEH/EF14/25062

## Roads and Maritime Notices

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### ROADS ACT 1993

#### LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

Notice of Compulsory Acquisition of Land  
at Haberfield in the Ashfield Council Area

Roads and Maritime Services by its delegate declares, with the approval of His 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*.

K DURIE  
Manager, Compulsory Acquisition & Road Dedication  
Roads and Maritime Services

#### Schedule

All those pieces or parcels of land situated in the Ashfield Council area, Parish of Concord and County of Cumberland, shown as:

Lot 1 Deposited Plan 105187, being the whole of the land in Certificate of Title 1/105187 and said to be in the possession of Jody Brian Slakey and Elizabeth Maria Bourke Slakey (registered proprietors) and Westpac Banking Corporation (mortgagee); and

Lot 1 Deposited Plan 972376, being the whole of the land in Certificate of Title 1/972376 and said to be in the possession of Giuseppe Maiorana (registered proprietor) and Westpac Banking Corporation (mortgagee).

(RMS Papers: SF2015/78699)

## Mining and Petroleum Notices

Notice is given that the following applications have been received:

### EXPLORATION LICENCE APPLICATION

(T15-1086)

No 5210, CONSOLIDATED GEMS AUSTRALIA PTY LTD (ACN 159 607 146), area of 8 units, for Group 1, dated 27 August 2015. (Coffs Harbour Mining Division).

### MINING LEASE APPLICATION

(T15-1085)

No 508, BORAL CSR BRICKS PTY LIMITED (ACN 168 794 821), area of about 37.25 hectares, to mine for clay/shale, dated 24 August 2015. (Sydney Mining Division).

The Hon ANTHONY ROBERTS, MP  
Minister for Industry, Resources and Energy

Notice is given that the following applications have been granted:

### EXPLORATION LICENCE APPLICATIONS

(T15-1012)

No 5143, now Exploration Licence No 8384, MINCOR COPPER PTY LTD (ACN 120 024 777), Counties of Flinders, Kennedy and Oxley, Map Sheet (8333), area of 83 units, for Group 1, dated 28 July 2015, for a term until 28 July 2017.

(T15-1030)

No 5161, now Exploration Licence No 8383, CENTRAL WEST LIME PTY LTD (ACN 604773935), County of Ashburnham, Map Sheet (8631), area of 2 units, for Group 2, dated 6 August 2015, for a term until 6 August 2017.

(T15-1046)

No 5175, now Exploration Licence No 8380, PARADIGM RESOURCES PTY LTD (ACN 602694155), County of Canbelego, Map Sheet (8235), area of 46 units, for Group 2, dated 6 August 2015, for a term until 6 August 2018.

(T15-1047)

No 5176, now Exploration Licence No 8381, PARADIGM RESOURCES PTY LTD (ACN 602694155), Counties of Tandora and Young, Map Sheet (7334, 7434), area of 75 units, for Group 6, dated 6 August 2015, for a term until 6 August 2018.

### MINING LEASE APPLICATION

(10-6581)

Singleton No 402, now Mining Lease No 1713 (Act 1992), COAL & ALLIED OPERATIONS PTY LTD (ACN 000 023 656), Map Sheet (), area of 1.136 hectares, to mine for coal, dated 2 February 2015, for a term until 2 February 2036.

The Hon ANTHONY ROBERTS, MP  
Minister for Industry, Resources and Energy

Notice is given that the following application has been withdrawn:

### MINING LEASE APPLICATION

(T11-0276)

Singleton No 5, CSR BUILDING PRODUCTS LIMITED (ACN 008 631 356), Parish of Alnwick, County of Northumberland, (9232-3-N). Withdrawal took effect on 19 August 2015.

The Hon ANTHONY ROBERTS, MP  
Minister for Industry, Resources and Energy

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

(08-6706)

Exploration Licence No 5977, CONRAD SILVER MINES PTY LTD (ACN 106 967 506), area of 16 units. Application for renewal received 26 August 2015.

(12-4348)

Exploration Licence No 5982, ZINTOBA PTY LTD (ACN 001 318 341) AND PEAK GOLD MINES PTY LTD (ACN 001 533 777), area of 18 units. Application for renewal received 31 August 2015.

(15-1932)

Exploration Licence No 6861, COALWORKS LIMITED (ACN 114 702 831), area of 5480 hectares. Application for renewal received 28 August 2015.

(06-0242)

Exploration Licence No 6874, BC EXPLORATION PTY LTD (ACN 144 885 165), area of 8 units. Application for renewal received 31 August 2015.

(T12-1258)

Exploration Licence No 8159, KINGSGATE BOWDENS PTY LIMITED (ACN 009 250 051), area of 74 units. Application for renewal received 28 August 2015.

(15-1929)

Mining Lease No 1004 (Act 1973), ATHOL JOHN TAGGART, area of 1.99 hectares. Application for renewal received 26 August 2015.

(15-1930)

Mining Purposes Lease No 107 (Act 1973), MOLYNEUX RUSH PTY LTD (ACN 003 707 846), area of 6872 square metres. Application for renewal received 26 August 2015.

(04-1214)

Mining Purposes Lease No 108 (Act 1973), GARY DOUGLAS STONE, area of 1.67 hectares. Application for renewal received 27 August 2015.

(04-1214)

Mining Purposes Lease No 290 (Act 1973), GARY DOUGLAS STONE, area of 2.5 hectares. Application for renewal received 27 August 2015.

The Hon ANTHONY ROBERTS, MP  
Minister for Industry, Resources and Energy

**RENEWAL OF CERTAIN AUTHORITIES**

Notice is given that the following authorities have been renewed:

(11-4051)

Assessment Lease No 12, GENDERS MINING PTY LTD (ACN 000 094 315), Parish of Airly, County of Roxburgh; and Parish of Hearne, County of Roxburgh, Map Sheet (8831-1-1, 8831-1-N), area of 3400 hectares, for a further term until 29 May 2020. Renewal effective on and from 20 August 2015.

(10-6573)

Exploration Licence No 6009, JERVOIS MINING LIMITED (ACN 007 626 575), Counties of Canbelego and Flinders, Map Sheet (8234, 8334), area of 8 units, for a further term until 20 October 2016. Renewal effective on and from 17 August 2015.

(T12-1275)

Exploration Licence No 8096, LINCOLN MCCLATCHIE, Counties of Clarendon and Wynyard, Map Sheet (8427), area of 9 units, for a further term until 29 May 2017. Renewal effective on and from 6 August 2015.

The Hon ANTHONY ROBERTS, MP  
Minister for Industry, Resources and Energy

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**CANCELLATION OF AUTHORITY  
AT REQUEST OF HOLDER**

Notice is given that the following authority has been requested to be cancelled:

(07-0260)

Exploration Licence No 6910, SC RESOURCES PTY LTD, (ACN 143 089 016), Counties of Ashburnham, Kennedy and Narromine, area of 9 units. Application for Cancellation was received on 28 August 2015

Notice is given that the following authority has been cancelled:

(T12-1250)

Exploration Licence No 8182, JOHN BRIAN CONNELLY, County of Argyle, Map Sheet (8727, 8728, 8827, 8828), area of 9 units. Cancellation took effect on 30 August 2015.

The Hon ANTHONY ROBERTS, MP  
Minister for Industry, Resources and Energy

**PART CANCELLATION**

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

(10-5025)

Consolidated Coal Lease No 711 (Act 1973), CURLEWIS COAL & COKE PTY LIMITED (ACN 113 968 737), Parish of Black Jack, County of Pottinger; and Parish of Digby, County of Pottinger, Map Sheet (8935-1-N, 8935-4-N).

**Description of area cancelled:**

An area of 13 hectares. For further information contact Titles Branch.

Part cancellation took effect on 10 August 2015.

The authority now embraces an area of 1296 hectares.

The Hon ANTHONY ROBERTS, MP  
Minister for Industry, Resources and Energy

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**TRANSFERS**

(05-0281)

Exploration Licence No 6552, formerly held by CLANCY EXPLORATION LIMITED (ACN 105 578 756) has been transferred to CLANCY EXPLORATION LIMITED (ACN 105 578 756) AND KAIZEN FAIRHOLME PTY LTD (ACN 168 168 778). The transfer was registered on 9 July 2015.

(Z07-0229)

Exploration Licence No 6915, formerly held by CLANCY EXPLORATION LIMITED (ACN 105 578 756) has been transferred to CLANCY EXPLORATION LIMITED (ACN 105 578 756) AND KAIZEN FAIRHOLME PTY LTD (ACN 168 168 778). The transfer was registered on 9 July 2015.

The Hon ANTHONY ROBERTS, MP  
Minister for Industry, Resources and Energy

## Primary Industries Notices

### GAME AND FERAL ANIMAL CONTROL (SUSPENSION OF GAME HUNTING LICENCE CONDITIONS) ORDER (NO 2) 2015

under the

GAME AND FERAL ANIMAL CONTROL  
REGULATION 2012

I, Kylie Middleton, Team Leader, Strategic Services, with the delegated authority of the Regulatory Authority in pursuance of section 53A of the *Game and Feral Animal Control Act 2002*, and in pursuance of clause 18 of the *Game and Feral Animal Control Regulation 2012*, make the following Order.

Dated this 28th day of August 2015

KYLIE MIDDLETON  
Team Leader, Strategic Services  
Department of Primary Industries  
(an office within the Department of Industry,  
Skills and Regional Development )

### GAME AND FERAL ANIMAL CONTROL (SUSPENSION OF GAME HUNTING LICENCE CONDITIONS) ORDER (NO 2) 2015

under the

GAME AND FERAL ANIMAL CONTROL  
REGULATION 2012

#### 1. Name of Order

This Order is the *Game and Feral Animal Control (Suspension of Game Hunting Licence Conditions) Order (No 2) 2015*.

#### 2. Commencement

This Order commences on the date it is published in the *NSW Government Gazette*.

#### 3. Definitions

In this Order:

**game animal** has the same meaning as in the Act.

**game hunting licence** has the same meaning as in the Act.

**Regulatory Authority** has the same meaning as in the Act.

**the Act** means the *Game and Feral Animal Control Act 2002*.

**the Regulation** means the *Game and Feral Animal Control Regulation 2012*.

#### 4. Suspension of certain conditions of game hunting licences

Pursuant to clause 18 of the Regulation, the operation of subclauses 5 (1) (a), 6 (1) (a), 8 (1), 9 (1) and 10 (1) of Schedule 1 to the Regulation, being prescribed conditions of game hunting licences, are suspended:

- (a) for the period from the commencement of this Order to 2 September 2016 (both dates inclusive);

- (b) in relation to the land specified in Schedule 1, being land that is the subject of a management plan dealing with the management or control of fallow deer (*Dama dama*) on that land; and

- (c) on the condition that the operation of this suspension is limited to the management or control of fallow deer (*Dama dama*) on the land specified in Schedule 1.

#### Schedule 1

##### Land

##### (Clause 4(b))

The lands consisting of:

- (a) Lot numbers 14, 16, 28, 33, 37, 42 and 55 on Deposited Plan 750213 located in Kiah, New South Wales 2551; and
- (b) Lot number 10 on Deposited Plan 69575 located in Kiah, New South Wales 2551.

# Crown Lands Notices

1300 886 235 [www.crownland.nsw.gov.au](http://www.crownland.nsw.gov.au)

## ARMIDALE OFFICE

### 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 in that Column, 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.

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

#### Schedule

Column 1	Column 2	Column 3
Jennifer Maree HAYDEN (new member)	Tingha Caravan Park Reserve Trust	Reserve No 110016 Public Purpose: Caravan and Camping Park, Public Recreation Notified: 5 February 1988 File Reference: AE80R111
Shaun Robert O'DONNELL (new member)		
Danny COLEMAN (new member)		
Robert Gordon CLARK (new member)		

For a term commencing the date of this notice and expiring 3 September 2020.

#### Schedule

Column 1	Column 2	Column 3
Agnes Anne WOODS (re-appointment)	Guyra War Memorial Hall Trust	Reserve No 87995 Public Purpose: War Memorial (Hall Site) Notified: 6 November 1970 File Reference: AE80R13-002

For a term commencing the date of this notice and expiring 9 May 2018.

### NOTICE OF PURPOSE OTHER THAN THE DECLARED 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(s) specified in Column 2 of the Schedule is to be used or occupied under a relevant interest granted for the purpose(s) specified in Column 1 of the Schedule where such use or occupation is other than the declared purpose of the reserve.

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

#### Schedule

Column 1	Column 2
Access; Grazing	Reserve No 9749 Public Purpose: Railway Notified: 28 September 1889 File Reference: 15/02963
	Reserve No 93006 Public Purpose: Future Public Requirements Notified: 11 July 1980 File Reference: 15/02963
	Reserve No 753655 Public Purpose: Future Public Requirements Notified: 29 June 2007 File Reference: 15/02963

## DUBBO OFFICE

### NOTICE OF PURPOSE OTHER THAN THE DECLARED 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(s) specified in Column 2 of the Schedule is to be used or occupied under a relevant interest granted for the purpose(s) specified in Column 1 of the Schedule where such use or occupation is other than the declared purpose of the reserve.

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

#### Schedule

Column 1	Column 2
Grazing	Reserve No 754291 Public Purpose: Future Public Requirements Notified: 29 June 2007 File Reference: 15/00121



## GOULBURN OFFICE

### 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 in that Column, 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.

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

#### Schedule

Column 1	Column 2	Column 3
Wayne Anthony TEMPLE (new member)	Nerriga Craft And Museum Centre Trust	Reserve No 97138 Public Purpose: Public Recreation Notified: 20 January 1984 File Reference: GB84R2-003
James HEFFERNAN (re-appointment)		
Bruce Howard TEMPLE (re-appointment)		
Amanda Frances DENARO (new member)		
Elva Marie McMILLAN (re-appointment)		
Judith Aileen ALCOCK (re-appointment)		

For a term  
commencing the  
date of this notice  
and expiring  
3 September  
2020.

## GRAFTON OFFICE

### NOTIFICATION OF CLOSING OF A ROAD

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

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

#### Description

*Parish – Riley; County – Richmond  
Land District – Lismore; LGA – Richmond Valley*

Road Closed: Lot 1 DP 1210497  
File No: 14/11270

#### Schedule

On closing, the land within Lot 1 DP 1210497 remains vested in the State of New South Wales as Crown land.

### NOTIFICATION OF CLOSING OF A ROAD

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

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

#### Description

*Parishes – Mingelo, Burrill  
Counties – Narromine, Kennedy  
Land District – Parkes; LGA – Parkes*

Road Closed: Lots 1–3 DP 1208690  
File No: CL/00088

#### Schedule

On closing, the land within Lots 1–3 DP 1208690 remains vested in the State of New South Wales as Crown land.

### NOTIFICATION OF CLOSING OF A ROAD

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

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

#### Description

*Parish – Dinga Dingi; County – Bland  
Land District – Temora; LGA – Temora*

Road Closed: Lot 1 DP 1202344  
File No: 14/06438

#### Schedule

On closing, the land within Lot 1 DP 1202344 remains vested in the State of New South Wales as Crown land.

### NOTIFICATION OF CLOSING OF A ROAD

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

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

**Description**

*Parish – Wamboin; County – Murray  
Land District – Queanbeyan; LGA – Palerang*

Road Closed: Lot 1 DP 1208424

File No: 15/00888

**Schedule**

On closing, the land within Lot 1 DP 1208424 remains vested in the State of New South Wales as Crown land.

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**NOTIFICATION OF CLOSING OF A ROAD**

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

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

**Description**

*Parishes – Brocklesby, Hindmarsh; County – Hume  
Land District – Corowa; LGA – Greater Hume*

Road Closed: Lots 1–3 DP 1199279

File No: 14/03211

**Schedule**

On closing, the land within Lots 1–3 DP 1199279 remains vested in the State of New South Wales as Crown land.

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**NOTIFICATION OF CLOSING OF A ROAD**

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

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

**Description**

*Parish – Albury; County – Goulburn  
Land District – Albury; LGA – Albury*

Road Closed: Lot 1 DP 1210721

File No: 08/4808

**Schedule**

On closing, the land within Lot 1 DP 1210721 remains vested in the State of New South Wales as Crown land.

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**NOTIFICATION OF CLOSING OF A ROAD**

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

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

**Description**

*Parish – Round Hill; County – Hume  
Land District – Albury; LGA – Greater Hume*

Road Closed: Lots 1–3 DP 1209667

File No: 10/14859

**Schedule**

On closing, the land within Lots 1–3 DP 1209667 remains vested in the State of New South Wales as Crown land.

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**NOTIFICATION OF CLOSING OF A ROAD**

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

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

**Description**

*Parish – Glen Morrison; County – Vernon  
Land District – Walcha; LGA – Walcha*

Road Closed: Lot 1 DP 1211072

File No: 15/05049

**Schedule**

On closing, the land within Lot 1 DP 1211072 remains vested in the State of New South Wales as Crown land.

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**NOTIFICATION OF CLOSING OF A ROAD**

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

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

**Description**

*Parish – Tienga; County – Hardinge  
Land District – Inverell; LGA – Guyra*

Road Closed: Lot 1 DP 1209594

File No: 15/02495

**Schedule**

On closing, the land within Lot 1 DP 1209594 remains vested in the State of New South Wales as Crown land.

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**ERRATUM**

In the *New South Wales Government Gazette* of 26 September 2014, folio 3268, under the heading of “Erratum” and relating to Crown public road being part Murphy’s Road and with the following references:

Crown Lands Ref: DOC14/147940  
Councils Ref: GAK PCP/9-155,

Lot 114, DP 751050 is to be amended to Lot 113, DP 751050

**NOTIFICATION OF CLOSING OF A ROAD**

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

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

**Description**

*Parishes – Newbold, Grange; County – Gresham  
Land District – Grafton; LGA – Clarence Valley*

Road Closed: Lot 53 DP 1201061, Lots 21–22 DP 1201391  
File No: GF05H427

**Schedule**

On closing, the land within Lot 53 DP 1201061, Lots 21–22 DP 1201391 remains vested in the State of New South Wales as Crown land.

**NOTIFICATION OF CLOSING OF A ROAD**

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

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

**Description**

*Parish – Munyabla; County – Urana  
Land District – Urana; LGA – Lockhart*

Road Closed: Lot 1 DP 1209245  
File No: 14/07200

**Schedule**

On closing, the land within Lot 1 DP 1209245 remains vested in the State of New South Wales as Crown land.

**ROADS ACT 1993**

**ORDER**

Notification of Closing of Road

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

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

**Description**

*Parish – Euther; County – Gloucester  
Land District – Gloucester; LGA – Great Lakes*

Roads Closed: Lots 5, 6 and 7 DP 1206138 at Markwell  
DPI File Reference: 07/4351

**Schedule**

On closing, the land within Lots 5, 6 and 7 DP 1206138 remains vested in Great Lakes Council as operational land for the purposes of the *Local Government Act 1993*.

Councils reference: SR-2/2014

**ROADS ACT 1993**

**ORDER**

Notification of Closing of Road

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

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

**Description**

*Parish – Warrazambil; County – Rous  
Land District – Casino; LGA – Kyogle*

Roads Closed: Lots 1 & 2 DP 1211524 at Warrazambil Creek  
DPI File Reference: GF07H169

**Schedule**

On closing, the land within Lot 1 & 2 DP 1211524 remains vested in Kyogle Council as operational land for the purposes of the *Local Government Act 1993*.

Councils reference: Warrazambil Creek Road.

**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 in that Column, 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.

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

**Schedule**

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
Michael Bruce HULL-MOODY (re-appointment)	Boambee Public Recreation And Public Hall Reserve Trust	Reserve No 74100 Public Purpose: Public Recreation, Public Hall Notified: 16 March 1951 File Reference: GF81R264-003
Deborah Maree CROWFOOT (new member)		
Marie DUGGAN (re-appointment)		
Graham Neville DOUST (re-appointment)		

Column 1	Column 2	Column 3
Margaret Pamela McANALLY (new member)		
Wendy Carmel ELLEM (re-appointment)		
For a term commencing the date of this notice and expiring 3 September 2020.		

Column 1	Column 2	Column 3
Anne Maree SUTCLIFFE-YOUNG (new member)		Dedication No 559007 Public Purpose: Showground Notified: 16 March 1883
Errol Ellis SLOCUM (new member)		Dedication No 559009 Public Purpose: Showground Notified: 12 August 1903 File Reference: GH89R159-005
John David FOSTER (new member)		
Brian David MARWOOD (new member)		
Marilyn Ann DAY (new member)		

For a term commencing the date of this notice and expiring 3 September 2020.

**NOTICE OF PURPOSE OTHER THAN THE DECLARED 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(s) specified in Column 2 of the Schedule is to be used or occupied under a relevant interest granted for the purpose(s) specified in Column 1 of the Schedule where such use or occupation is other than the declared purpose of the reserve

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

**Schedule**

Column 1	Column 2
Access; Storage Area; Site Investigation	Reserve No 68987 Public Purpose: Quarry Notified: 26 January 1940 File Reference: 15/01596

**NOTICE OF PURPOSE OTHER THAN THE DECLARED 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(s) specified in Column 2 of the Schedule is to be used or occupied under a relevant interest granted for the purpose(s) specified in Column 1 of the Schedule where such use or occupation is other than the declared purpose of the reserve

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

**Schedule**

Column 1	Column 2
Grazing	Reserve No 95061 Public Purpose: Future Public Requirements Notified: 29 May 1981 File Reference: 15/06570

**GRIFFITH OFFICE**

**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 in that Column, 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.

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

**Schedule**

Column 1	Column 2	Column 3
Wayne MATHIESON (new member)	Narrandera Showground Trust	Dedication No 559008 Public Purpose: Showground Notified: 14 November 1893
Peter GUNN (re-appointment)		

**HAY OFFICE**

**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 in that Column, 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.

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

**Schedule**

Column 1	Column 2	Column 3
Michele Bruno DALPRA (new member) John Michael LACY (new member) Daryll James MORRIS (new member)  For a term commencing the date of this notice and expiring 30 May 2016.	Finley Lake Trust	Reserve No 88291 Public Purpose: Public Recreation Notified: 2 July 1971  Reserve No 76740 Public Purpose: Public Recreation Notified: 14 May 1954 File Reference: HY81R139

**MAITLAND OFFICE**

**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 in that Column, 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.

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

**Schedule**

Column 1	Column 2	Column 3
Kiel EMERTON (re-appointment) Tony JONES (re-appointment) Robert John FLANAGAN (re-appointment) Brian Garry DAVIES (re-appointment) Sandra Dianne TAYLOR (re-appointment) Susan Gai HAAVIK (re-appointment)  For a term commencing the date of this notice and expiring 3 September 2020.	Swansea Memorial Hall Trust	Reserve No 700037 Public Purpose: Community Purposes Notified: 11 July 1997 File Reference: MD80R82-002

**MOREE OFFICE**

**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 in that Column, 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.

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

**Schedule**

Column 1	Column 2	Column 3
Peter Alan BIRCH (new member) Otto George DRENKHAHN (re-appointment) Nicole Lee DRENKHAHN- FITZGERALD (new member) Jennifer Robyn BIRCH (new member) Catherine Donna PEARSE (new member) Colin John PRING (new member) Belinda PRING (new member)  For a term commencing the date of this notice and expiring 3 September 2020.	Tareelaro Weir Reserve Trust	Reserve No 160032 Public Purpose: Public Recreation Notified: 23 June 1989 File Reference: ME90R2

**NEWCASTLE OFFICE**

**NOTIFICATION OF CLOSING OF A ROAD**

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

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

**Description**

Parish – Ulamambri; County – Gowen  
Land District – Coonabarabran; LGA – Warrumbungle

Road Closed: Lot 1 DP 1210445

File No: 09/11500 RS

**Schedule**

On closing, the land within Lot 1 DP 1210445 remains vested in the State of New South Wales as Crown land.

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**NOTIFICATION OF CLOSING OF A ROAD**

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

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

**Description**

*Parish – St George; County – Cumberland  
Land District – Metropolitan; LGA – Rockdale*

Road Closed: Lot 101 DP 1209851.  
File No: 08/9193

**Schedule**

On closing, the land within Lot 101 DP 1209851 remains vested in Rockdale City Council as operational land for the purposes of the *Local Government Act 1993*.

Council Reference: 14/107767

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**NOTIFICATION OF CLOSING OF A ROAD**

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

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

**Description**

*Parish – Binjura; County – Beresford  
Land District – Cooma; LGA – Cooma-Monaro*

Road Closed: Lot 2 DP 1211040  
File No: 15/05275

**Schedule**

On closing, the land within Lot 2 DP 1211040 remains vested in the State of New South Wales as Crown land.

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**NOTIFICATION OF CLOSING OF A ROAD**

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

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

**Description**

*Parish – Welaregang; County – Selwyn  
Land District – Tumbarumba; LGA – Tumbarumba*

Road Closed: Lot 1 DP 1208361  
File No: 12/04808

**Schedule**

On closing, the land within Lot 1 DP 1208361 remains vested in the State of New South Wales as Crown land.

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**NOTIFICATION OF CLOSING OF A ROAD**

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

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

**Description**

*Parish – Goorangoola; County – Durham  
Land District – Singleton; LGA – Singleton*

Road Closed: Lot 1 DP 1210882 and Lot 1 DP 1211135  
File No: 14/01294

**Schedule**

On closing, the land within Lot 1 DP 1210882 and Lot 1 DP 1211135 remains vested in the State of New South Wales as Crown land.

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**NOTIFICATION OF CLOSING OF A ROAD**

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

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

**Description**

*Parish – Benya; County – Gordon  
Land District – Molong; LGA – Cabonne*

Road Closed: Lot 1 DP 1201848  
File No: 13/10895

**Schedule**

On closing, the land within Lot 1 DP 1201848 remains vested in the State of New South Wales as Crown land.

---

**NOTIFICATION OF CLOSING OF A ROAD**

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

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

**Description**

*Parish – South Wagga Wagga; County – Wynyard  
Land District – Wagga Wagga; LGA – Wagga Wagga*

Road Closed: Lot 1 DP 1209739  
File No: 14/07821

**Schedule**

On closing, the land within 1 DP 1209739 remains vested in Wagga Wagga City Council as operational land for the purposes of the *Local Government Act 1993*.

Council Reference: RC14/06

**NOTIFICATION OF CLOSING OF A ROAD**

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

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

**Description**

*Parish – Narragal; County – Gordon  
Land District – Molong; LGA – Wellington*

Road Closed: Lots 1–2 DP 1210710 (subject to easement for Transmission Line created by Deposited Plan 1210710)  
File No: CL/00761 RS

**Schedule**

On closing, the land within Lots 1–2 DP 1210710 remains vested in the State of New South Wales as Crown land.

On closing, the land within Lot 2 DP 1210710 becomes vested in the State of New South Wales as Crown Land.

Council’s reference: 13/12312

**ORANGE OFFICE**

**APPOINTMENT OF ADMINISTRATOR TO MANAGE A RESERVE TRUST**

Pursuant to section 117, *Crown Lands Act 1989*, the person specified in Column 1 of the Schedule hereunder is appointed as administrator for the term also specified in Column 1, of the reserve trust specified opposite thereto in Column 2, which is trustee of the reserve referred to in Column 3 of the Schedule.

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

**Schedule**

**Column 1**

Kenneth James KEITH

For a term commencing the date of this notice and expiring 3 March 2016.

**Column 2**

Parkes Showground Trust

**Column 3**

Dedication No 590029  
Public Purpose: Public Recreation, Showground  
Notified: 21 October 1966  
File Reference: OE80R221-006

**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 in that Column, 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.

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

**Schedule**

**Column 1**

Peter HAY (new member)  
Sharon Linda CHADWICK (new member)

For a term commencing the date of this notice and expiring 31 December 2017.

**Column 2**

Running Stream Recreation Reserve Trust

**Column 3**

Reserve No 37372  
Public Purpose: Public Recreation  
Notified: 12 March 1904  
File Reference: OE80R121-004

**SYDNEY METROPOLITAN OFFICE**

**APPOINTMENT OF NEW TRUSTEES**

Leichhardt School of Arts

Pursuant to section 14 of the *Trustees of Schools of Arts Enabling Act 1902*, the office of the trustee specified in Column 1 of Schedule 1 hereunder has been declared vacant and the new trustee specified in Column 2 is approved as a joint trustee of the private trust land specified in Column 3 of the Schedule.

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

**Schedule 1**

**Column 1**

Patrick STEWART

**Column 2**

Salvatore TROMBETTA

**Column 3**

Lot 2, Section 4 Deposited Plan 190

## TAMWORTH OFFICE

### ASSIGNMENT OF NAME TO A RESERVE TRUST

Pursuant to clause 4 (3) of Schedule 8 of the *Crown Lands Act 1989*, the name specified in Column 1 of the Schedule hereunder is assigned to the reserve trust constituted as trustee of the reserve specified opposite thereto in Column 2 of the Schedule.

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

#### Schedule

Column 1	Column 2
Quirindi Cemetery (R97714) Reserve Trust	Reserve No 97714 Public Purpose: Cemetery Purposes Notified: 8 March 1985 File Reference: 13/13449

### 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.

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

#### Schedule

Column 1	Column 2
Land District: Gunnedah Local Government Area: Gunnedah Shire Council Locality: Gunnedah Lot 3 DP No 1173974 Parish Gunnedah County Pottinger Area: About 703m <sup>2</sup> File Reference: 15/08543	Reserve No 1038648 Public Purpose: Community Purposes

### 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.

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

#### Schedule

Column 1	Column 2
Gunnedah Police Boys' Club (R600006) Reserve Trust	Reserve No 1038648 Public Purpose: Community Purposes Notified: This Day File Reference: TH79H424

### DISSOLUTION OF RESERVE TRUST

Pursuant to section 92 (3) of the *Crown Lands Act 1989*, the reserve trust specified in Column 1 of the Schedule hereunder, which was established in respect of the reserve specified opposite thereto in Column 2 of the Schedule, is dissolved.

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

#### Schedule

Column 1	Column 2
Woolomin Children's Playground Trust	Reserve No 78226 Public Purpose: Children's Playground Notified: 23 December 1955 File Reference: 14/10000

### 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.

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

#### Schedule

Column 1	Column 2
Woolomin War Memorial Hall Trust	Reserve No 78226 Public Purpose: Children's Playground Notified: 23 December 1955 File Reference: 14/10000

## TAREE OFFICE

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

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

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

#### Schedule

Column 1	Column 2
Business Purposes (Relevant Interest – S34A) Licence RI 557894	Reserve No: 1011488 Public Purpose: Future Public Requirements Notified: 7 April 2006 File No: TE05H297



**NOTICE OF PURPOSE OTHER THAN  
THE DECLARED 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(s) specified in Column 2 of the Schedule is to be used or occupied under a relevant interest granted for the purpose(s) specified in Column 1 of the Schedule where such use or occupation is other than the declared purpose of the reserve.

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

**Schedule**

Column 1	Column 2
Grazing	Reserve No 87006 Public Purpose: Future Public Requirements Notified: 20 December 1968 File Reference: 15/00113 Reserve No 756471 Public Purpose: Future Public Requirements Notified: 29 June 2007 File Reference: 15/00114

**WAGGA WAGGA OFFICE**

**REVOCATION OF RESERVATION  
OF CROWN LAND**

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

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

**Schedule**

Column 1	Column 2
Land District: Gundagai Local Government Area: Cootamundra Shire Council Locality: Cooney, Harden (Parish, County) Reserve No 753600 Public Purpose: Future Public Requirements Notified: 29 June 2007 Lot 7303 DP No 1130495 Parish Cooney County Harden Lot 8 DP No 251144 Parish Cooney County Harden Lot 10 DP No 251144 Parish Cooney County Harden	The part being Lot 2 DP No 251141 Parish Cooney County Harden Lot 3 DP No 251141 Parish Cooney County Harden Lot 4 DP No 251141 Parish Cooney County Harden Lot 5 DP No 251141 Parish Cooney County Harden Lot 6 DP No 251141 Parish Cooney County Harden Lot 7 DP No 251141 Parish Cooney County Harden

**Column 1**

Lot 9 DP No 251144  
Parish Cooney  
County Harden  
Lot 7 DP No 251144  
Parish Cooney  
County Harden  
Lot 2 DP No 251142  
Parish Cooney  
County Harden  
Lot 3 DP No 251142  
Parish Cooney  
County Harden  
Lot 1 DP No 251142  
Parish Cooney  
County Harden  
Lot 4 DP No 251142  
Parish Cooney  
County Harden  
Lot 5 DP No 251142  
Parish Cooney  
County Harden  
Lot 6 DP No 251144  
Parish Cooney  
County Harden  
Lot 7 DP No 251141  
Parish Cooney  
County Harden  
Lot 8 DP No 251141  
Parish Cooney  
County Harden  
Lot 6 DP No 251141  
Parish Cooney  
County Harden  
Lot 4 DP No 251141  
Parish Cooney  
County Harden  
Lot 5 DP No 251141  
Parish Cooney  
County Harden  
Lot 3 DP No 251141  
Parish Cooney  
County Harden  
Lot 2 DP No 251144  
Parish Cooney  
County Harden  
Lot 1 DP No 251144  
Parish Cooney  
County Harden  
Lot 3 DP No 251144  
Parish Cooney  
County Harden  
Lot 4 DP No 251144  
Parish Cooney  
County Harden  
Lot 5 DP No 251144  
Parish Cooney  
County Harden

**Column 2**

Lot 8 DP No 251141  
Parish Cooney  
County Harden  
Lot 1 DP No 251142  
Parish Cooney  
County Harden  
Lot 2 DP No 251142  
Parish Cooney  
County Harden  
Lot 3 DP No 251142  
Parish Cooney  
County Harden  
Lot 4 DP No 251142  
Parish Cooney  
County Harden  
Lot 5 DP No 251142  
Parish Cooney  
County Harden  
Lot 1 DP No 251144  
Parish Cooney  
County Harden  
Lot 2 DP No 251144  
Parish Cooney  
County Harden  
Lot 3 DP No 251144  
Parish Cooney  
County Harden  
Lot 4 DP No 251144  
Parish Cooney  
County Harden  
Lot 5 DP No 251144  
Parish Cooney  
County Harden  
Lot 6 DP No 251144  
Parish Cooney  
County Harden  
Lot 7 DP No 251144  
Parish Cooney  
County Harden  
Lot 8 DP No 251144  
Parish Cooney  
County Harden  
Lot 9 DP No 251144  
Parish Cooney  
County Harden  
Lot 10 DP No 251144  
Parish Cooney  
County Harden  
of an area of 2.832ha

**Column 1**

**Column 2**

Lot 2 DP No 251141  
Parish Cooney  
County Harden

File Reference: WA00H205

**Notes:** Lots to be transferred to Cootamundra Shire Council as part of the road re-alignment of Rosehill road.

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**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 in that Column, 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.

The Hon NIALL BLAIR, MLC  
Minister for Lands and Water

**Schedule**

**Column 1**

**Column 2**

**Column 3**

Kenneth Robert BRUCE (re-appointment)	Savernake School of Arts Reserve Trust	Reserve No 1022268 Public Purpose: Community Purposes Notified: 27 November 2009 File Reference: 15/00867
Christine Mary GORMAN (re-appointment)		
Ann SLOANE (re-appointment)		
Lindsay William NIXON (re-appointment)		
Andrea Jane MITCHELL (re-appointment)		
Sharon FISHER (re-appointment)		
Hugh Francis SMITH (re-appointment)		

For a term commencing the date of this notice and expiring 3 September 2020.

## Water Notices

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### WATER ACT 1912

An application for a groundwater licence under Part 5 of the *Water Act 1912*, as amended, has been received as follows:

AMARJIT KAUR GILL, DALJIT KAUR GILL, IQBAL SINGH GILL and SURAJ SINGH GILL for a bore on Lot 303 DP 1012444, Parish of Bonville, County of Raleigh, for irrigation (100 megalitres). (Ref: 30BL207207)

Any inquiries should be directed to (02) 6641 6500. Written objections, from any local occupier or statutory authority, specifying grounds and how their interests are affected, must be lodged with DPI Water, Locked Bag 10, Grafton NSW 2460, within 28 days of this publication.

BART KELLETT  
Water Regulation Officer  
Department of Primary Industries (DPI) Water

## Other Government Notices

### ASSOCIATIONS INCORPORATION ACT 2009

#### Cancellation of Incorporation Pursuant to Section 76

Take notice that the incorporation of the following associations is cancelled by this notice pursuant to section 76 of the *Associations Incorporation Act 2009*.

ARIANA FOOTBALL CLUB INC	INC9888331
ASSOCIATION FOR THE SUPPORT OF ABORIGINAL HEALTH INC	INC9875808
ATTUNGA HOTEL SPORTSMANS CLUB INC	INC9890052
AUSTRALIA CO OPERATION AND DEVELOPMENT COMMITTEE INCORPORATED	INC9891096
AUSTRALIA FUZHOU BUSINESS OF ASSOCIATION INC	INC9888988
AUSTRALIA INTERNATIONAL ENGLISH EDUCATION ASSOCIATION INCORPORATED	INC9891038
AUSTRALIA INTERNATIONAL STUDENTS COMMUNITY INCORPORATED	INC9891052
AUSTRALIA WHALE PROTECTION ASSOCIATION INCORPORATED	INC9891211
AUSTRALIA ZHEJIANG BUSINESS ASSOCIATION (AZBA) INCORPORATED	INC9889701
AUSTRALIA-ASIA SPORTS EXCHANGE ASSOCIATION INCORPORATED	INC9889211
AUSTRALIAN CHINESE BUSINESSMEN ASSOCIATION INCORPORATED	INC9888148
AUSTRALIAN MUSLIM PHARMACISTS ASSOCIATION INCORPORATED	INC9888193
CLAN URQUHART ASSOCIATION IN AUSTRALIA AND NEW ZEALAND INC	INC9874115
COALFIELDS FAMILY 4X4 CLUB INCORPORATED	INC9889537
DOG HOLLOW GUN CLUB INCORPORATED	INC9879491
GOULBURN TAI CHI CLUB INCORPORATED	INC9883715
GRANVILLE KEWPIE SOCCER AND SPORTS CLUB INCORPORATED	Y2479940
HUNTLEY RHINOS JUNIOR RUGBY LEAGUE CLUB INCORPORATED	INC9891464
JESUS CAFE MINISTRIES INCORPORATED	INC9881153

KNANAYA NSW ASSOCIATION INCORPORATED	INC1500572
MAORI PERFORMING ARTS OF NEW SOUTH WALES INCORPORATED	INC9885343
MINQING ASSOCIATION OF AUSTRALIA INCORPORATED	INC9885007
WAGGA ASTHMA SWIMMING CLUB INCORPORATED	Y1758207
WINDALE RUGBY LEAGUE FOOTBALL CLUB INC	Y1271147

Cancellation is effective as at the date of gazettal.

Dated this 4th day of September 2015

CHRISTINE GOWLAND  
Delegate of the Commissioner  
NSW Fair Trading

### ASSOCIATIONS INCORPORATION ACT 2009

#### Cancellation of Registration Pursuant to Section 80

Take notice that KURRI KURRI COMMUNITY CENTRE INCORPORATED (Y2688733) became registered under the *Corporations Act 2001* as KURRI KURRI COMMUNITY SERVICES LIMITED – ACN 607 570 392, a public company limited by guarantee on 10/08/2015 and accordingly its registration under the *Associations Incorporation Act 2009* is cancelled as of that date.

Dated: 2 September 2015

ROBYNE LUNNEY  
Delegate of the Commissioner  
NSW Fair Trading

### GEOGRAPHICAL NAMES ACT 1966

#### Notice of Proposal to Create a New Locality Named Kings Hill in the Port Stephens Local Government Area

Pursuant to the provisions of section 8 of the *Geographical Names Act 1966*, the Geographical Names Board hereby notifies that it proposes to amend the locality boundaries between Raymond Terrace and Eagleton to allow for the creation of a new locality named Kings Hill in the Port Stephens Local Government Area as shown on map GNB3712-2-A.

Map GNB3712-2-A may be viewed at the Port Stephens Administration Building, 116 Adelaide Street, Raymond Terrace from Thursday 3 September until Monday 5 October 2015.

A copy of map GNB3712-2-A will also be on display at the office of the Geographical Names Board, Land and Property Information, 346 Panorama Avenue, Bathurst NSW 2795 during the above dates. Details of this proposal may also be viewed and submissions lodged on the Geographical Names Board's website at [www.gnb.nsw.gov.au](http://www.gnb.nsw.gov.au).

Any person wishing to make comment upon this proposal may, prior to Monday 5 October, write to the Secretary of the Board with that comment. In accordance with section 9 of the *Geographical Names Act 1966* all submissions lodged may be subject to a freedom of information application and may be viewed by a third party to assist the Board in considering this proposal.

D MOONEY  
Chairman  
Geographical Names Board  
PO Box 143  
Bathurst NSW 2795

4. The words in clause 2 (b) Item 5 Particulars of new lease “4 years and 1 day from the Commencing Date” are to be replaced with the words “1 year and 1 day from the Terminating Date”;
5. The words in clause 2 (c) Item 5 Particulars of new lease “5 years from the Commencing Date” are to be replaced with the words “2 years from the Terminating Date”.

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## TRANSPORT ADMINISTRATION ACT 1988

### LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

Notice of Compulsory Acquisition of Land  
in the Local Government Areas of the Hills Shire

Transport for NSW declares, with the approval of Her Excellency the Governor that the interest in land described in the Schedule below is acquired by compulsory process under the provisions of the *Land Acquisition (Just Terms Compensation) Act 1991* as authorised by and for the purposes of the *Transport Administration Act 1988*.

The Minister for Transport has approved Transport for NSW being entitled to immediate vacant possession of the interest in land described in the Schedule below pursuant to section 34 (2) of the *Land Acquisition (Just Terms Compensation) Act 1991*.

Dated at Sydney, this 1st day of September 2015.

RODD STAPLES  
Program Director, Sydney Metro Northwest  
Transport for NSW

#### Schedule 1

All those pieces of land situated in the Local Government Area of Hornsby, Parish of Field of Mars, County of Cumberland comprising:

- Part Lot 80 in DP 1086920; Property Cheltenham Oval, Castle Howard Road, NSW 2199 said to be in the ownership of Crown Lands

In relation to Part Lot 80 in DP 1086920, the acquisition of a leasehold interest over area B1a on the plan (NWRL-10045-10-SWD-DRG-LS-60235) in accordance with the lease conditions detailed in Dealing Instrument A1129719B, registered with NSW Land and Property Information but amended as follows:

1. The words in Item 3 Terminating Date “The date that is 3 years from the Commencing Date” are to be replaced with the words “28 February 2017”;
2. The words in clause 1 (b) Item 5 Particulars of new lease “3 years and 1 day from the Commencing Date” are to be replaced with the words “1 day after the Terminating Date”;
3. The words in clause 1 (c) Item 5 Particulars of new lease “4 years from the Commencing Date” are to be replaced with the words “1 year from the Terminating Date”;



# **Not-for-profit Guidelines for Non-Government Schools**

**September 2015**

## **NSW Department of Education**

First published in September 2015

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## Definitions

In these Guidelines:

<b>Asset</b>	in relation to a non-government school, means any item of property owned by the school that could be regarded as having value.
<b>Book value</b>	in relation to an asset of a non-government school, means the value of the asset on the school's balance sheet or other accounting records prepared in accordance with relevant accounting standards.
<b>BOSTES</b>	means the Board of Studies, Teaching and Educational Standards NSW.
<b>Income</b>	in relation to a non-government school, means all revenue and other financial benefits accruing to the school in the course of its operations, including (but not limited to) all State and Commonwealth financial assistance paid to the school, all school fees and parental contributions paid to the school, and all donations and other payments made to the school for any purpose.
<b>Minister</b>	means the NSW Minister for Education.
<b>Non-government school</b>	means both a registered non-government school and its proprietor within the meaning of section 3 of the <i>Education Act 1990</i> .
<b>Not-for-profit requirements</b>	means the obligation of non-government schools in receipt of financial assistance from the NSW Government to not operate for profit within the meaning of Part 7, Division 3 of the <i>Education Act 1990</i> .
<b>Reasonable market value</b>	means the amount that a knowledgeable and willing third party would pay for property, goods or services in an arm's length transaction from the seller.
<b>Responsible person</b>	means a responsible person within the meaning of section 3 of the <i>Education Act 1990</i> and BOSTES registration requirements for non-government schools.
<b>School governing body</b>	in relation to a non-government school, means any body or bodies responsible for making decisions that affect the whole, or a substantial part, of a school's operations. Schools may be required to substantiate that individual persons are or are not members of the school's governing body or bodies if requested to do so.

## 1. Purpose and Effect of these Guidelines

The following Guidelines are approved by the Minister for Education as relevant Guidelines under section 83L of the *Education Act 1990* (the Act). The Guidelines apply to all registered non-government schools in New South Wales (NSW). The purpose of the Guidelines is to assist registered non-government schools in receipt of NSW Government funding to understand the not-for-profit funding requirements established by Part 7, Division 3 of the Act.

The Guidelines address a number of financial transactions commonly carried out by non-government schools, but are not exhaustive. The Guidelines do not restrict the operation of section 83C or any other provisions of the Act, or any other laws. In the event of an inconsistency between the Guidelines and the Act, the provisions of the Act prevail.

All registered non-government schools in receipt of NSW Government funding should adhere to the statutory obligations under the Act. The Guidelines provide examples of documentary evidence that may be used by non-government schools to demonstrate compliance with the Act.

## 2. Overview of Not-for-profit Requirements under the Education Act

On 29 January 2015, new funding eligibility requirements commenced for all non-government schools that receive NSW Government funding. These changes strengthen the requirements of the former section 21A of the Act.

Section 83C of the *Education Act 1990* requires all non-government schools to operate on a “not-for-profit” basis within the meaning of the Act in order to be eligible for funding from the NSW Government. This requirement is distinct from the not-for-profit status that non-government schools may have with the Australian Taxation Office (ATO) or the Australian Charities and Not-for-profits Commission (ACNC).

**To be eligible for NSW Government funding under the Act, registered non government schools must:**

- a) only use school income and school assets for the operation of the school**
- b) ensure all payments for property, goods or services (including to related parties) are at no more than reasonable market value**
- c) ensure all payments for property, goods or services are reasonable in the circumstances, having regard to the fact that financial assistance is provided to the school**
- d) refrain from making payments to members of school governing bodies in connection with their role on the school governing body.**

Schools that breach these requirements may be declared for profit or non-compliant with the Act and have their NSW Government funding suspended, reduced or conditions on funding imposed. For profit or non-compliant schools may also be required to repay past NSW Government funding.

### 3. Demonstrating Compliance - Overview

Most non-government schools are compliant with the requirements of the *Education Act* and operate on a not-for-profit basis. However, schools may be required to demonstrate their compliance if they are subject to a compliance audit or investigation.

Non-government schools in receipt of NSW Government funding may be subject to a compliance audit at any time. Schools may also be issued with a direction to provide specific information to assist the Minister to determine the school's not-for-profit status.

In general, schools will be able to demonstrate compliance by ensuring appropriate financial controls and systems are in place, and that financial transactions are transparent and at market value. Section 4 of these Guidelines describes in more detail what reasonable market value means in the context of financial transactions carried out by schools. Evidence that conflicts of interest are being appropriately managed in relation to school operations is also a key component in minimising the risk of non-compliance.

These Guidelines provide examples of the types of documentary evidence that schools can reasonably be expected to have available in the event of an audit. The examples are not exhaustive and will depend on the particular circumstances of the school. However, they are intended to serve as a best practice guide.

Schools already maintain a set of records to meet other legislative and regulatory requirements (such as those of the Australian Tax Office, the Australian Charities and Not-for-profit Commission, the Australian Securities and Investment Commission and the BOSTES) and as part of internal school management practices. In many cases schools will be able to use existing records to demonstrate compliance with the not-for-profit requirements.

### 4. What is Reasonable Market Value?

Reasonable market value can be broadly defined as the amount that a knowledgeable and willing third party would pay for a specific good or service in an arm's length transaction from the seller.

This value may be influenced by a range of factors, including the circumstances surrounding the specific transaction. For example, the reasonable market value of urgent school maintenance work may be higher than routine maintenance as the work may need to be completed at short notice or outside of ordinary business hours.

Factors that may influence the reasonable market value of goods and services purchased by schools include:

- a) the quantity, quality and consistency of provision of the good or service
- b) the location and context of the school
- c) if the good or service is required urgently, at short notice or must be completed within a specified timeframe (for example, school holidays)
- d) if the good or service is in short supply at the required standard
- e) heritage or related issues (in relation to building and related works)
- f) local government requirements.

## 5. Common Payments and Financial Transactions

The purpose of this section is to provide non-government schools with guidance on complying with the not-for-profit funding requirements when carrying out common financial transactions.

It is the responsibility of schools to ensure that they have developed appropriate procurement policies and practices that are consistent with section 83C of the Act. Schools should also ensure appropriate records are kept to substantiate compliance with the not-for-profit requirements in the management of their financial affairs. Examples of relevant records and policies that could be used by schools to demonstrate compliance with section 83C for each transaction are listed below. However, the transactions and relevant records listed below are not exhaustive.

### 5.1 Payments to Individuals

#### 5.1.1 Employee Salaries, Benefits and Severance Packages

Non-government schools are free to exercise discretion in the employment of school staff. This includes determining reasonable employee salaries and benefits, as well as recruiting specific staff to further an academic, educational, co-curricular or extra-curricular focus of the school. As noted in Section 4, reasonable market value may also reflect individual school circumstances.

All schools should implement internal controls that are appropriate within the context of the school to ensure accountability regarding employee-related payments.

#### Section 83C Requirements

**Employee salaries and benefits must be:**

- 1. required for the operation of the school**
- 2. at no more than reasonable market value for the property, goods or services**
- 3. reasonable in the circumstances, having regard to the fact that financial assistance is provided to the school.**

With reference to point 2 above, the school governing body has discretion to determine the market in which the school operates and to set appropriate salaries according to that assessment. For example, salary packages sometimes include the use of school-owned vehicles or other equipment (such as a mobile phone or laptop). Packages may also include sabbatical and study leave, and attendance at conferences. These types of benefits should be documented in individual employment contracts and retained on file at the school.

## What records or policies could my school have to demonstrate compliance?

**Records and policies that may assist schools to demonstrate section 83C compliance in relation to employee-related payments include:**

- a) an employment contract or letter of offer for each school employee**
- b) a written job description for each school employee**
- c) personnel policies and procedures that address matters such as staff leave, overtime, allowances, reasonable personal use of schools assets and the recording of staff attendance, that are appropriate within the context of the school**
- d) evidence of employee payroll payments being authorised by the school Principal or another responsible person**
- e) written authorisation from all school employees to deposit salaries directly into the employee's nominated bank account**
- f) an appropriate policy for managing conflicts of interest and to ensure probity and accountability**
- g) appropriate records to support employee-related payments in addition to salary such as severance packages or bonuses, including documented reasons for the payment.**

### 5.1.2 Payments to School Governing Body Members

From 29 January 2015, non-government schools that receive NSW Government funding are no longer permitted to pay remuneration to members of school governing bodies in connection with their role on the school governing body.

Schools are permitted to reimburse school governing body members for reasonable expenses incurred as a necessary part of conducting school business, however reimbursed expenses should be supported by appropriate documentation.

Members of school governing bodies who also hold a paid role within the school, such as the school Principal or a teacher, should be remunerated exclusively in relation to their employment within the school and not their position on the school governing body. Section 5.2.3 Consultants and Professional Services and Section 7 Related Party Transactions may also be relevant here.

Alternative governance or management structures which are used to circumvent the prohibition of payment to governing body members under section 83C will be considered non-compliant.

Non-cash gifts of nominal value may be provided to school governing body members at the discretion of the school (for example, on retirement as recognition of service to the school).

## Section 83C Requirements

**Schools must not pay remuneration of any kind to school governing body members in connection with their role on the school governing body from 29 January 2015.**

**Payments may only be made by schools to school governing body members to reimburse a member for a payment made in connection with the operation of the school.**

### What records could my school have to demonstrate compliance?

Records that may assist schools to demonstrate section 83C compliance in relation to payments to school governing body members include:

- a) receipts for all purchases by school governing body members who have been reimbursed by the school
- b) documented reasons for all reimbursed purchases
- c) an employment contract and/or statement of duties for any other paid role in the school held by school governing body members in accordance with *Employee salaries, benefits and severance packages* in 5.1.1 above.

## 5.2 Payments for Property, Goods and Services

### 5.2.1 Purchasing Goods and Services

Non-government schools that receive NSW Government funding should ensure that procurement policies and practices comply with the not-for-profit requirements under the Act. Schools retain discretion to allocate resources in order to support a school mission or ethos. Schools should ensure that the level of documentation is commensurate with the significance of the purchase. For example minor purchases such as small stationery items may not need to be documented if the quantity is small and the cost low. However payments should be reasonable.

### Section 83C Requirements

**Property, goods and services purchased by schools must be:**

1. required for the operation of the school
2. at no more than reasonable market value for the property, goods or services
3. reasonable in the circumstances, having regard to the fact that financial assistance is provided to the school.

## What records or policies could my school have to demonstrate compliance?

Records and policies that may assist schools to demonstrate section 83C compliance in relation to school purchases include:

- a) a school purchasing manual that includes policies and procedures for testing the market value of purchases at different cost thresholds (including testing existing relationships) appropriate within the context of the school
- b) a school credit card policy that outlines procedures for the allocation and use of school credit cards, regular acquittal of school credit card expenditure by a responsible person for the school who is not the cardholder, and the submission/retention of purchase receipts
- c) appropriate records detailing all payments made by the school, including supplier invoices to support all school purchases (records for minor purchases/ incidentals of nominal value such as pens may not be required)
- d) appropriate records of quotes and/or tenders obtained for the purchase of property, goods or services by the school in accordance with the school's procurement policy
- e) appropriate records of goods and services purchased by the school being certified as received prior to or close to supplier payment
- f) appropriate records authorising school payments by a responsible person for the school

### 5.2.2 Building and Related Works

Non-government schools may exercise discretion in constructing and maintaining built assets required for the operation of the school. In the context of building and related works, reasonable market value may be influenced by a range of factors including timeliness, the quality of the building finish and materials, and the availability and reliability of contractors.

Where payments are made for building and related works, schools should ensure that they can readily substantiate that work of that value was completed at the school. For new buildings, this may include retaining copies of relevant planning approvals and construction certificates.

### Section 83C Requirements

**Building and related works paid for by schools must be:**

1. required for the operation of the school
2. at no more than reasonable market value
3. reasonable in the circumstances, having regard to the fact that financial assistance is provided to the school.



### What records could my school have to demonstrate compliance?

Records that may assist schools to demonstrate section 83C compliance in relation to payments for building and related works include:

- a) written quotes for all building and related works (excluding routine maintenance work) that appropriately detail the scope of works obtained in accordance with the school's purchasing manual
- b) appropriate records supporting all payments for building and related works made by the school (including all supplier invoices), in accordance with *Purchasing Goods and Services* in 5.2.1 above
- c) appropriate records supporting any payments for building or related works that could be considered unusual for any reason (for example, work to heritage listed buildings or land remediation).

#### New Buildings and Other Substantial Works

Where applicable:

- a) copies of the development consent or "stamped plans"
- b) copies of the construction certificate and/or occupation certificate.

### 5.2.3 Consultant and Professional Services Fees

Non-government schools may engage the services of consultants and other professionals from time to time to provide advice in relation to school projects or operations. Engagements of this nature must be required for the operation of the school and reasonable in the circumstances.

### Section 83C Requirements

Consultants and professional services paid for by schools must be:

1. required for the operation of the school
2. at no more than reasonable market value
3. reasonable in the circumstances, having regard to the fact that financial assistance is provided to the school.

### What records could my school have to demonstrate compliance?

Records that may assist schools to demonstrate section 83C compliance in relation to payments for consultants and professional services include:

- a) appropriate evidence of the market value of the professional services being tested in accordance with the school's purchasing manual (or equivalent) prior to the engagement of the relevant consultant or expert
- b) a copy of a services agreement or contract detailing the nature of any professional services provided by consultants or experts to the school, including an estimate of the total expected cost
- c) appropriate evidence that any professional services paid for by the school were received, such as copies of any reports or other documents produced by the relevant consultant or expert.

#### 5.2.4 Intellectual Property

Intellectual property refers to the legal protection of ideas and creative works, such as books, films and other educational materials.

Where non-government schools wish to purchase intellectual property, it must be required for the operation of the school and reasonable in the circumstances, having regard to the fact that financial assistance is provided to the school.

#### Section 83C Requirements

Intellectual property purchased by schools must be:

1. required for the operation of the school
2. at no more than reasonable market value
3. reasonable in the circumstances, having regard to the fact that financial assistance is provided to the school.

### What records could my school have to demonstrate compliance?

Records that may assist schools to demonstrate section 83C compliance in relation to the purchase of intellectual property include:

- a) appropriate evidence of the intellectual property supplied to the school, such as a copy of the licence agreement or assignment document.

### 5.2.5 School Borrowings and Interest Payments

Non-government schools may exercise discretion in borrowing money and obtaining other finance required for the operation of the school. This includes obtaining finance from a lender of the school's choice and determining the type and structure of finance most appropriate for the school. The commentary in Section 4 in relation to reasonable market value is also applicable to the terms and conditions of school borrowings.

#### Section 83C Requirements

**School borrowings must be:**

1. required for the operation of the school
2. at no more than reasonable market value
3. reasonable in the circumstances, having regard to the fact that financial assistance is provided to the school.

#### What records could my school have to demonstrate compliance?

**Records that may assist schools to demonstrate section 83C compliance in relation to school borrowings include:**

- a) formal agreements to support all school borrowings and other finance taken out by the school
- b) appropriate documented reasons to support any school borrowings or other finance with a combined rate of interest and fees that could be considered unusually high given the type of loan, security provided, loan valuation ratio or other relevant circumstances.

### 5.2.6 School-related Travel

Non-government schools can exercise discretion in paying for travel expenses required for the operation of the school. However all non-government schools should develop a school travel policy. This may include paying for teachers or other school employees to attend training, development or relevant conferences, provision for sabbatical or study leave; the terms of which should generally be specified in the individual's employment contract.

Personal travel must not be paid for by school funds unless included as an employee benefit in accordance with an industrial award or agreement, or employment contract or equivalent that complies with *Employee Salaries, Benefits and Severance Packages* in 5.1.1 above.

## Section 83C Requirements

Travel related expenses paid for by schools must be:

1. required for the operation of the school
2. at no more than reasonable market value
3. reasonable in the circumstances, having regard to the fact that financial assistance is provided to the school.

### What records or policies could my school have to demonstrate compliance?

Records that may assist schools to demonstrate section 83C compliance in relation to school-related travel payments include:

- a) policies and procedures for the payment of school-related travel expenses appropriate within the context of the school
- b) appropriate evidence that all travel expenses paid for by the school were required for the operation of the school and not personal in nature
- c) appropriate evidence that all travel expenses paid for by the school were approved by the school Principal or another responsible person for the school
- d) where a travel allowance forms part of the salary package of a school employee, an employment contract or equivalent detailing the nature of the allowance in accordance with *Employee Salaries, Benefits and Severance Packages* in 5.1.1 above.

## 5.3 Other Common Payments and Financial Transactions

### 5.3.1 Compensation and Other One-Off Payments

It may be necessary from time to time for schools to make compensation or other one-off payments to individuals or groups, for example, to settle a public liability claim or an employment matter. Where compensation or other one-off payments are made, schools should ensure that payments are consistent with any orders, instructions or recommendations given by a relevant Commission or Court, where applicable.

## Section 83C Requirements

Compensation and other ex gratia payments made by schools must be:

1. required for the operation of the school,
2. at no more than reasonable market value (where applicable)
3. reasonable in the circumstances, having regard to the fact that financial assistance is provided to the school.

### What records or policies could my school have to demonstrate compliance?

Records that may assist schools to demonstrate section 83C compliance in relation to compensation and other ex-gratia payments include:

- a) appropriate legal documentation supporting any compensation or related payments made by the school (such as a copy of a deed of settlement)
- b) appropriate records detailing the reasons for any compensation or other ex-gratia payments made by the school
- c) policies and procedures to support any routine compensation or other ex-gratia payments made by the school.

#### 5.3.2 Student Scholarships and Cash Prizes

Schools may exercise discretion in making reasonable payments to students in connection with cash prizes, scholarships and related activities.

### What records or policies could my school have to demonstrate compliance?

Records and policies that may assist schools to demonstrate section 83C compliance in relation to student scholarships, cash prizes or equivalent such as vouchers include:

- a) policies and procedures supporting any student scholarship or cash prize routinely awarded by the school
- b) appropriate records supporting any payments made by the school in connection with a student scholarship or cash prize, including that the payment was authorised by a responsible person within the school.

#### 5.3.3 Student Fee Concessions and Remissions

Schools may exercise discretion in offering student fee concessions or remissions to existing or prospective students of the school.

### What records or policies could my school have to demonstrate compliance?

Records and policies that may assist schools to demonstrate section 83C compliance in relation to student fee concessions or remissions include:

- a) policies and procedures supporting any student fee concessions, remissions or other adjustment to fees and charges offered by the school.

### 5.3.4 Dealing with Doubtful Debts

Schools may consider writing off or selling doubtful debts (where legally allowed) in accordance with a policy or procedure for dealing with doubtful debts that is appropriate within the context of the school.

**What records or policies could my school have to demonstrate compliance?**

**Records and policies that may assist schools to demonstrate section 83C compliance in relation to doubtful debts include:**

- a) a policy or procedure for writing-off or selling doubtful debts (where legally allowed) appropriate within the context of the school**
- b) appropriate records supporting all doubtful debts written-off or sold by the school, including records of authorisation by a responsible person for the school.**

## 6. Managing School Assets

It is a requirement of section 83C of the Act that school assets only be used for the operation of the school. However it is also common practice for schools to have various arrangements for the community or shared use of school assets and facilities, such as halls and playing fields. This has been encouraged by past government programs such as the Building the Education Revolution grants scheme. The purpose of this section is to provide guidance to non-government schools on complying with the Act in the context of managing school assets.

The examples listed below are not exhaustive. However, non-government schools should adhere to all mandatory requirements below to ensure compliance with the Act.

It is the responsibility of schools to ensure that appropriate records are kept to substantiate compliance with the not-for-profit requirements in the management of school assets. Examples of relevant records and policies that could be used by schools to demonstrate compliance with section 83C are listed below.

### 6.1.1 Disposal of Valuable School Assets

Non-government schools that receive NSW Government funding may only dispose of valuable school assets at reasonable market value. In some cases, reasonable market value may be less than the asset's Book Value, particularly where there is limited demand for the school asset being disposed.

Whether a school asset is valuable will depend on the circumstances. For example, school computers approaching the end of their useful life will generally not be considered valuable school assets. However, a new desktop computer still in its original packaging would be considered a valuable school asset.

## Section 83C Requirements

**A school operates for profit if any part of its proprietor's assets (as they relate to the school) is used for any purpose other than for the operation of the school.**

### What records or policies could my school have to demonstrate compliance?

**Records and policies that will assist schools to demonstrate section 83C compliance in relation to the disposal of valuable school assets include:**

- a) a school asset register listing the details of all school assets above a nominated value appropriate within the context of the school**
- b) appropriate evidence of annual asset stocktakes being completed by the school or evidence of other review of valuable assets being conducted by the school in line with the normal annual audit process**
- c) policies and procedures for disposing or writing-off valuable school assets**
- d) appropriate records supporting the disposal or write-off of any valuable school asset, including that the disposal or write-off was approved by a responsible person within the school.**

#### **School Asset Register**

**It is suggested that school asset registers include:**

- a) a description of the asset**
- b) the serial number of the asset if applicable**
- c) the date and cost of purchase of the asset**
- d) the invoice number for the purchase**
- e) the date and method of disposal (if applicable)**
- f) any amount recovered at disposal (if applicable)**

### 6.1.2 Leasing Property and Other Assets (school as lessee)

Schools may exercise discretion in entering into leases for property and other assets that comply with the Act.

#### Section 83C Requirements

**Leases and similar arrangements entered into by schools as the lessee must be:**

- 1. required for the operation of the school**
- 2. at no more than reasonable market value for the property or assets**
- 3. reasonable in the circumstances, having regard to the fact that financial assistance is provided to the school.**

#### What records could my school have to demonstrate compliance?

**Records that may assist schools to demonstrate section 83C compliance in relation to the leasing of property and other assets required for the operation of the school include:**

- a) a formal written lease agreement for all school leases and similar arrangements**
- b) evidence of the market value of the lease being tested.**

### 6.1.3 Leasing School-Owned Property and Assets (school as lessor)

Non-government schools may lease school-owned property or assets to third parties. This may include leasing the school canteen or uniform shop to a private operator.

Where a school receives a non-financial benefit from the lease of school-owned property or assets to a third party (such as the school canteen), it is acceptable for the lease arrangement to be on terms that are reasonable in the circumstances. Other lease arrangements entered into by schools, such as the leasing of a school-owned investment property, should be at no less than reasonable market value.

#### Section 83C Requirements

**A school operates for profit if any part of its proprietor's assets (as they relate to the school) is used for any purpose other than for the operation of the school.**



### What records or policies could my school have to demonstrate compliance?

Records and policies that may assist schools to demonstrate section 83C compliance in relation to the leasing of school-owned property and assets include:

- a) a formal lease agreement (or equivalent) supporting all leases of school property and assets
- b) evidence of the market rent of leased property and assets being tested prior to the school entering into a lease agreement for the property or assets in accordance with relevant school policies and procedures
- c) evidence that the terms of the lease are reasonable in the circumstances where the lease is for the benefit of the school.

#### 6.1.4 Community Use of School Assets and Facilities

Community or shared use of non-government school assets and facilities is at the discretion of the school. This may include allowing a local swim school to hire a school swimming pool for the delivery of community swimming lessons, or sharing a school lawn mower with a church or religious group affiliated with the school.

Schools may exercise discretion in determining whether it is appropriate in the circumstances to charge a fee for any reasonable community or shared use of a school asset or facility.

The use of school assets or facilities for community or shared use will generally be considered reasonable if the school can terminate use of the school assets or facilities by the relevant group or person at short notice, without incurring a financial or other penalty under a formal agreement (or equivalent); and the school ordinarily has access to the relevant assets or facilities for exclusive use during school hours.

#### Section 83C Requirements

**A school operates for profit if any part of its proprietor's assets (as they relate to the school) is used for any purpose other than for the operation of the school.**

### What records could my school have to demonstrate compliance?

Records that may assist schools to demonstrate section 83C compliance in relation to the community use of school assets and facilities include:

- a) relevant correspondence or formal agreement setting out the terms and conditions for use of the school assets or facilities
- b) a formal lease agreement (or appropriate documentation) consistent with *Leasing School-Owned Property and Assets* in 6.1.2 above to support any use of school property or assets that is not reasonable community use.

## 7. Related Party Transactions

In the context of a non-government school, a Related Party Transaction includes any transaction through which a responsible person acting on behalf of the school provides a financial or other tangible benefit to a related party. This may include a cash or in-kind payment to a related party for any purpose, including in connection with the supply of property, goods or services to or by the school.

For the purposes of these Guidelines, a related party includes (but may not be limited to):

- a member of the school governing body, principal or other responsible person in the school
- a close relative of a member of the school governing body, principal or other responsible person in the school
- any company or other entity that owns, controls or has significant influence over the school or vice versa (for example, parent entities, subsidiaries or agencies of the school's proprietor)
- any for profit or not-for-profit organisation affiliated with the school (for example, affiliated religious groups)
- a company or other entity owned (wholly or partly) by any of the above
- a company or other entity under the control or significant influence of any of the above
- any third party otherwise acting in concert with any of the above.

The requirements below should be closely adhered to by schools when engaging in a Related Party Transaction to ensure compliance with the Act.

Any significant Related Party Transaction carried out by a non-government school should also be approved by the school's governing body.

### Section 83C Requirements

**Any payments or other benefits provided by schools to related parties must be:**

1. for property, goods or services required for the operation of the school
2. at no more than reasonable market value for the property, goods or services
3. reasonable in the circumstances, having regard to the fact that financial assistance is provided to the school.

It is also a BOSTES school registration requirement that all related party transactions carried out by schools be disclosed and recorded in the school's Related Party Transactions Register.

Other laws and regulations may also apply to related party transactions carried out by schools (for example, under charities law). The requirements above do not limit the operation of any other laws that may apply in a school's specific circumstances.

For further information on BOSTES school registration requirements, schools should refer to the *Registered and Accredited Individual Non-Government Schools Manual* and the *Registration Systems and Member Non-Government Schools Manual* at [www.boardofstudies.nsw.edu.au](http://www.boardofstudies.nsw.edu.au).

## 8. Useful Contacts and References

For more information on these Guidelines or the requirements of Part 7, Division 3 of the *Education Act 1990*, schools should contact their relevant peak body or the External Relations Policy Directorate in the NSW Department of Education on (02) 9561 8658.

For further information on the governance standards or any other school registration requirements for non-government schools, schools should contact the NSW Board of Studies, Teaching and Educational Standards on (02) 9367 8432.

An up-to-date copy of the *Education Act 1990* can be accessed at [www.legislation.nsw.gov.au](http://www.legislation.nsw.gov.au).

An up-to-date copy of the *Registered and Accredited Individual Non-Government Schools Manual* and the *Registration Systems and Member Non-Government Schools Manual* can be accessed at [www.boardofstudies.nsw.edu.au](http://www.boardofstudies.nsw.edu.au).

## Appendix 1: Section 83C of the *Education Act 1990*

### 83C Financial assistance not to be provided to schools that operate for profit

- (1) The Minister must not provide financial assistance (whether under this Division or otherwise) to or for the benefit of a school that operates for profit.
- (2) A school operates for profit (without limiting the circumstances in which it does so) if the Minister is satisfied that:
  - (a) any part of its proprietor's assets (in so far as they relate to the school) or its proprietor's income (in so far as it arises from the operation of the school) is used for any purpose other than for the operation of the school, or
  - (b) any payment is made by the school to a related entity or other person or body:
    - (i) for property, goods or services at more than reasonable market value, or
    - (ii) for property, goods or services that are not required for the operation of the school, or
    - (iii) for property, goods or services that is in any other way unreasonable in the circumstances having regard to the fact that financial assistance is provided to or for the benefit of the school by the Minister, or
  - (c) any payment is made by the school to a person in connection with the person's activities as a member of the governing body of the school unless it is in reimbursement for a payment made by the person in connection with the operation of the school.
- (3) The regulations may specify whether or not a school operates for profit because of any particular use of assets or income, any particular payment in relation to the school or any other matter. Any such regulation has effect despite anything to the contrary in subsection (2).
- (4) The Minister is not obliged to terminate the provision of financial assistance because of this section if, following an investigation under this Division, the Minister is satisfied that:
  - (a) termination of financial assistance is not justified because of the minor nature of the relevant conduct, or
  - (b) more appropriate action can be taken under section 83E.



**NSW RURAL FIRE SERVICE**



# **10/50 VEGETATION CLEARING CODE OF PRACTICE FOR NEW SOUTH WALES**

**4<sup>TH</sup> SEPTEMBER 2015**

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## 1 Introduction

The 10/50 Vegetation Clearing Scheme allows people to clear certain vegetation near their homes to improve protection from bush fires.

The Scheme was introduced following the devastating 2013 NSW bush fires, including the fires which destroyed more than 200 homes in the Blue Mountains west of Sydney.

Since its introduction on 1 August 2014, a number of amendments have been made to the Scheme.

On 1 October 2014, the NSW Rural Fire Service (NSW RFS) announced the planned review of the Scheme would be fast-tracked, due to concerns that some landholders were abusing the Scheme, by clearing vegetation for purposes other than bush fire protection.

On 14 November 2014 consultation closed, and 3,579 submissions were received from stakeholders including individuals, local councils and community groups.

This Code of Practice is known as the '10/50 Vegetation Clearing Code of Practice for New South Wales (10/50 Code)' and has been prepared in accordance with Section 100Q of the [Rural Fires Act 1997](#). The Code was developed in partnership with the Department of Planning and Environment and the Office of Environment and Heritage.

In accordance with the [Rural Fires Act 1997](#), this 10/50 Code has been developed to provide for vegetation clearing work to be carried out in certain areas near residential accommodation, high-risk facilities or farm sheds to reduce the risk of bush fire.

The 10/50 Code permits landowners in the 10/50 Vegetation Clearing Entitlement Area to clear, on their own land, vegetation that is adjacent to an external wall of a building:

- containing habitable rooms that comprises or is part of residential accommodation or a high-risk facility; or
- that comprises or is part of a farm shed.

The Commissioner of the NSW RFS may review this 10/50 Code at any time.

## 2 Definitions

Expressions defined in Part 4, Division 9 of the [Rural Fires Act 1997](#) have the same meaning for this 10/50 Code.

A definition within the [Rural Fires Act 1997](#) applies to this 10/50 Code, except where the terms defined in Division 9 of the [Rural Fires Act 1997](#) apply.

As per Division 9 of the [Rural Fires Act 1997](#) the following definitions apply:

- **10/50 Vegetation Clearing Code of Practice:** a code of practice under Section 100Q, in force from time to time, relating to the clearing of vegetation on land situated in a 10/50 Vegetation Clearing Entitlement Area.
- **10/50 Vegetation Clearing Entitlement Area:** land determined by the Commissioner of the NSW RFS to be a 10/50 Vegetation Clearing Entitlement Area, and is identified as such on a map published on the NSW RFS website.
- **Tree:** a perennial woody plant that is three or more metres in height and that has one or more self-supporting trunks (at least one of which has a circumference at a height of 1.3 metres above ground of more than 0.3 metres) but it does not include a woody plant that is:
  - a. a shrub, which is a small, low growing, woody plant with multiple stems, or
  - b. a vine, which is a woody plant that depends on an erect substrate to grow on.



The use of the term landowner in this 10/50 Code is taken to have the same meaning as the term 'owner of land' as defined in the dictionary of the [Rural Fires Act 1997](#), as follows:

- **'Owner'** of land:
  - a. in relation to Crown land, means the Crown and includes:
    - i. a lessee of land from the Crown; and
    - ii. a person to whom the Crown has lawfully contracted to sell the land but in respect of which the purchase price or other consideration for the sale has not been received by the Crown; and
  - b. in relation to land other than Crown land, includes:
    - i. every person who jointly or severally, whether at law or in equity, is entitled to the land for any estate of freehold in possession; and
    - ii. every such person who is entitled to receive, or is in receipt of, or if the land were let to a tenant would be entitled to receive, the rents and profits of the land, whether as beneficial owner, trustee, mortgagee in possession, or otherwise; and
    - iii. in the case of land that is the subject of a strata scheme under the [Strata Schemes \(Freehold Development\) Act 1973](#)
    - iv. or a leasehold strata scheme under the [Strata Schemes \(Leasehold Development\) Act 1986](#), the owners corporation under that scheme; and
    - v. in the case of land that is a community, precinct or neighbourhood parcel within the meaning of the [Community Land Development Act 1989](#), the association for the parcel; and
    - vi. every person who by this Act is taken to be the owner; and
  - c. in relation to land subject to a mining lease under the [Mining Act 1992](#), the holder of the lease.
- **External wall:** see Section 6.1
- **Habitable room:** see Section 6.2

### 3 Links

The following Acts, Instruments or other documents are relevant to this 10/50 Code:

- Australian Standard AS 4373-2007 *Pruning of Amenity Trees*
- [Bushfire Management and National Environment Law](#) (Commonwealth Fact Sheet)
- [Children and Young Persons \(Care and Protection\) Act 1998](#)
- [Community Land Development Act 1989](#)
- [Conveyancing Act 1919](#)
- [Criminal Appeal Act 1912](#)
- [District Court Act 1973](#)
- [Environment Protection and Biodiversity Act 1999 \(Cwlth\)](#)
- [Education Act 1990](#)
- [Environmental Planning and Assessment Act 1979](#)
- [Field manual for Aboriginal scarred trees in New South Wales](#)
- [Fisheries Management Act 1994](#)
- [Land and Environment Court Act 1979](#)
- [Local Court Act 2007](#)
- [Local Government Act 1993](#)
- [Mining Act 1992](#)
- [National Parks and Wildlife Act 1974](#)
- [Native Vegetation Act 2003](#)
- [Nature Conservation Trust Act 2001](#)
- [NSW Department of Primary Industries Primefact 746 May 2008 – Mangroves](#)
- [Pesticide and Veterinary Medicines Authority](#)
- [Prevention of Cruelty to Animals Act 1979](#)

- > [Pesticides Act 1999](#)
- > [Primefact 1256 March 2013 – Coastal saltmarsh](#)
- > [Road Transport Act 2013](#)
- > [Rural Fires Act 1997](#)
- > [SEPP 26 Littoral Rainforest](#)
- > [Supreme Court Act 1970](#)
- > [Sydney Region Growth Centres](#)
- > [Sydney Regional Environmental Plan \(Sydney Harbour Catchment\) 2005](#)
- > [Sydney Regional Environmental Plan 20 – Hawkesbury Nepean River \(No 2 – 1997\)](#)
- > [Standard Instrument – Principal Local Environment Plan](#)
- > [State Environmental Planning Policy \(Exempt and Complying Development Codes\) 2008](#)
- > [Strata Schemes \(Freehold Development\) Act 1973](#)
- > [Strata Schemes \(Leasehold Development\) Act 1986](#)
- > [Threatened Species Conservation Act 1995](#)
- > [Threatened Species Conservation \(Biodiversity Banking\) Regulation 2008](#)

#### **4 Access to the 10/50 Code of Practice**

The 10/50 Code is available from the NSW RFS website at [www.rfs.nsw.gov.au](http://www.rfs.nsw.gov.au). A printed copy is available from a NSW RFS District Office at no charge, to any owner of land situated within the 10/50 Vegetation Clearing Entitlement Area.

### **5 The 10/50 Code**

#### **5.1 Compliance and enforcement**

Vegetation clearing that is carried out in accordance with this 10/50 Code is considered to be authorised clearing under NSW legislation.

Any activity that is not expressly provided for by the 10/50 Code is not authorised by the 10/50 Code, such as dumping of vegetative waste. It is incumbent upon the landowner to determine whether such activities require approval under other legislative instruments.

In order to be afforded protection, any clearing must be in the 10/50 Vegetation Clearing Entitlement Area, and undertaken in accordance with the 10/50 Code, on the day that the clearing is undertaken.

*Note: The 10/50 Code does not provide an approval but rather a person is not guilty of an offence for clearing vegetation in accordance with the Code. This means that clearing that is **not** carried out in accordance with this 10/50 Code may, for example, constitute an offence under another Act or instrument. In these cases any clearing that is not in accordance with this 10/50 Code may be subject to enforcement by the relevant authority under the offended Act or instrument.*

*It is important to be aware that dumping of waste vegetation (or other materials and substances) is illegal.*

#### **5.2 Application of land to the 10/50 Code**

Vegetation clearing under this 10/50 Code may only be undertaken on parcels of land (cadastre lots) that contain land mapped as 10/50 vegetation clearing entitlement land.

#### **5.3 Determining if your land is mapped as 10/50**

An online assessment tool is available on the NSW RFS website at [www.rfs.nsw.gov.au](http://www.rfs.nsw.gov.au) and allows a landowner to conduct a self-assessment as to whether their land falls within the 10/50 Vegetation Clearing Entitlement Area.

Clearing in accordance with the 10/50 Code may only be undertaken if the land is mapped in the 10/50 online tool as 10/50 Vegetation Clearing Entitlement Area on the day that the clearing is undertaken. It is the responsibility of the landowner to confirm that the 10/50 Vegetation Clearing Entitlement Area applies to the land on the day that the clearing is undertaken.

#### **5.4 Landowners consent**

The clearing of vegetation under this 10/50 Code can only be conducted with the consent of the landowner. It is not permissible to clear any land without the owner's consent. This means:

- Tenants must obtain approval from the landowner prior to commencing any clearing works.

Such consent must be obtained in writing prior to any clearing commencing. The landowner is the owner at the time the tree or vegetation is removed.

Where a single tree trunk occurs across two or more properties, the approval of all landowners is required for removal of the tree.

If a person does not have an external wall of a building on their own land and are relying on an external wall of a building on adjoining land to authorise the clearing of their land; then that person must obtain the written consent of each owner of adjoining land on which there is an external wall of a building that could be used to authorise the clearing (see Clause 7.1).

*For example, a tree on a person's land that is more than 10 metres away from the person's home but which is within 10 metres of the homes of two neighbours could be removed under this section only if both of those neighbours provide written consent.*

### **6 Buildings**

This 10/50 Code applies to vegetation adjacent to external walls of:

- a. a building containing habitable rooms that comprises, or is part of, residential accommodation or a high-risk facility; and
- b. a building that comprises, or is part of, a farm shed.

This section does not apply to a building containing habitable rooms if there is no development consent or other lawful authority under the [Environmental Planning and Assessment Act 1979](#) for the use of those rooms as habitable rooms.

This section does not apply to a farm shed if there is no development consent or other lawful authority under the [Environmental Planning and Assessment Act 1979](#) for the use of the farm shed for the purpose it is being used.

#### **6.1 External walls**

With respect to residential accommodation or high risk facilities, external walls refer to the external walls of a building containing habitable rooms and include permanent fixed structures such as decks, verandahs, pergolas and garages that are attached to the building. Decks and verandahs are elevated platforms (either enclosed or unenclosed). External walls do not include constructions such as paved or concreted areas.

With respect to farm sheds, external walls refer to the external walls of a farm shed or the line between two support posts in the event that the farm shed does not have a wall.

Note: External wall excludes exempt development such as decks or verandahs which have been constructed according to the [State Environmental Planning Policy \(Exempt and Complying Development Codes\) 2008](#). This is because these structures are required to be made of non-combustible material.

## 6.2 Habitable rooms

A building containing habitable rooms requires that in all cases that there is a lawful authority for the occupancy for those rooms (such as an occupation certificate where relevant). In addition, a building is construed to contain habitable rooms as follows:

- a. For the purpose of residential accommodation (including tourist and visitor accommodation, caravans and manufactured homes):
  - the building contains one or more rooms designated and approved as bedrooms for sleeping. Vegetation clearing is not provided under this 10/50 Code for associated adjoining buildings that do not contain habitable rooms.
- b. For the purpose of a childcare centre:
  - the building contains one or more rooms designed and approved for the purpose of the supervision and care of children. Vegetation clearing is not provided under this 10/50 Code for associated adjoining buildings that do not accommodate children, such as external storerooms.
- c. For the purpose of a school:
  - the building contains one or more rooms designed and approved for the purpose of accommodating children. Vegetation clearing is not provided for under this 10/50 Code for associated adjoining buildings that do not accommodate children, such as external restrooms or storerooms.
- d. For the purpose of a hospital:
  - the building contains one or more rooms designed and approved for the purpose of accommodating patients, or providing sleeping facilities for hospital staff. Vegetation clearing is not provided for under this 10/50 Code for associated adjoining buildings that do not accommodate patients, such as cafeterias or ancillary hospital buildings such as maintenance storerooms.

## 6.3 Residential accommodation

For the application of this 10/50 Code residential accommodation is accommodation that includes:

- Residential accommodation
- Tourist and visitor accommodation
- Caravans installed or placed in caravan parks; and
- Manufactured homes installed in manufactured home estates

within the meaning of the [Standard Instrument – Principal Local Environment Plan](#). Further information is located at Attachment A.

## 6.4 High-risk facility

For the purpose of this 10/50 Code a high-risk facility includes a:

- Childcare centre
- School; and
- Hospital

within the meaning of the [Standard Instrument – Principal Local Environment Plan](#). Further information is located at Attachment A.

## 6.5 Farm Sheds

For the purpose of this 10/50 Code a farm shed means a building that:

- a. is erected on land that is in one of the following land use zones (or in the case of land that is zoned under an environmental planning instrument made in the form of a standard instrument: a land use zone that, having regard for the purpose of the zone, has the substantial character of any of the following land use zones):

- i. RU1 Primary Production
- ii. RU2 Rural Landscape
- iii. RU4 Primary Production Small Lots; and
- b. has a floor area of more than 50 square metres; and
- c. is used by a primary producer wholly or substantially for a purpose associated with carrying on one or more of the following primary production businesses:
  - i. the cultivation or propagation of plants or fungi, or their products (including seeds, spores, fruits, grain, flowers, vegetables, tobacco, bulbs and oils); but not a plant nursery
  - ii. bee keeping or aquaculture (within the meaning of the [Fisheries Management Act 1994](#))
  - iii. the rearing or grazing of livestock, including horses, cattle, sheep, pigs, goats or poultry or other birds, for the purpose of selling the livestock or products derived from the livestock, and
- d. if it is used for processing products – the majority of those products are produced on the property on which the building is erected.

## 7 Vegetation clearing provisions

### 7.1 Clearing distance

In accordance with Part 4 Division 9 of the [Rural Fires Act 1997](#), a landowner may carry out the following vegetation clearing work on their own land:

- the removal, destruction (by means other than fire) or pruning of any vegetation (including trees) within 10 metres; and
- the removal, destruction (by means other than fire) or pruning of any vegetation, (except for trees) within 50 metres

of an external wall of a building containing habitable rooms that comprises, or is part of residential accommodation or a high-risk facility; or of an external wall of a building that comprises or is part of a farm shed.

The allowable distances apply irrespective of whether the residential accommodation, high-risk facility or farm shed is located on the owner's land or adjoining land.

*Note: if, however, a person does not have an external wall of a building on their own land and is relying on an external wall of a building on adjoining land to authorise the clearing of their land; then that person must obtain the written consent of each owner of adjoining land on which there is an external wall of a building that could be used to authorise the clearing. Refer to Clause 5.4.*

*Trees may only be removed where the trunk (being any part of the trunk at a height of 1.3 metres above the ground) is within 10 metres of the residential accommodation, high-risk facility or farm shed. Vegetation clearing work must be carried out in accordance with the 10/50 Code.*

### 7.2 The type of vegetation that cannot be cleared, including the types of trees

The types of vegetation that cannot be cleared are separated into three categories based on the availability and accuracy of maps. The online tool is informed by maps provided to the NSW RFS by the relevant Government authority. In the event that a mapped layer held by the relevant authority is different to that on the online tool, it is the version on the online tool that applies to the 10/50 Code.

These types of vegetation are:

- a. Vegetation on land parcels (cadastre lots) which are wholly or partially within areas mapped in the 10/50 online tool as identified below are excluded from the 10/50 Code and may not be cleared. These types of vegetation are:
  - SEPP 14 Coastal Wetlands as mapped and provided by the Department of Planning and Environment;
  - Wetlands in the [Sydney Regional Environmental Plan \(Sydney Harbour Catchment\) 2005](#) as mapped and provided by the Department of Planning and Environment;
  - Wetlands in the [Sydney Regional Environmental Plan 20 – Hawkesbury Nepean River \(No 2 – 1997\)](#) as mapped and provided by the Department of Planning and Environment;

- [SEPP 26 Littoral Rainforest](#) (not including the 100 metre buffer) as mapped and provided to the NSW RFS by the Department of Planning and Environment,
- Specified Koala habitat mapped in Comprehensive Koala Plans of Management and as provided to the NSW RFS by the Department of Planning and Environment;
- Ramsar Wetlands;
- Within 100 metres of the coastline or estuaries of NSW;
- Lord Howe Island;
- Records of Critically Endangered Plants as mapped and provided by the Office of Environment and Heritage;
- Land mapped as Critical Habitat as mapped and provided to the NSW RFS by the Office of Environment and Heritage;
- The following Critically Endangered Ecological Communities, as mapped and provided by the Office of Environment and Heritage:
  - Agnes Bank Woodland in the Sydney Basin Bioregion
  - Blue Gum High Forest in the Sydney Basin Bioregion
  - Cumberland Plain Woodland in the Sydney Basin Bioregion
  - Elderslie Banksia Scrub Forest
  - Hydrocybeae Community of Lane Cove Bushland Park in the Sydney Basin Bioregion
  - Kincumber Scribbly Gum Forest in the Sydney Basin Bioregion
  - Shale Sandstone Transition Forest in the Sydney Basin Bioregion
  - Sun Valley Cabbage Gum Forest in the Sydney Basin Bioregion; and
  - Or any other Critically Endangered Ecological Community, if mapped and provided by the Office of Environment and Heritage.

- b. Vegetation on land parcels (cadastre lots) which are wholly or partially within areas mapped in the 10/50 online tool as identified below are excluded from the 10/50 Code and may not be cleared.

However, land parcels that do not contain any of the legal protection measures below (despite being mapped as one of those categories) are not excluded from the 10/50 Code. This situation may occur due to inaccuracies with the mapping that may result in your land parcel being wrongfully identified. The onus is on the landowner to demonstrate that their land parcel does not contain the identified legal protection measure. Advice as to how to determine whether your land contains the legal protection measure is provided in the online tool search results.

*Note: For example:*

- if a parcel of land is identified as being a National Park but is not National Park, then clearing is not excluded for that reason under the 10/50 Code; or
- if a land parcel is only partially affected by a local heritage listing then clearing under the 10/50 Code is excluded from the whole land parcel.

The protected categories are:

- any land that is dedicated or reserved, or acquired for the purpose of dedication or reservation under the [National Parks and Wildlife Act 1974](#) as mapped and provided by the Office of Environment and Heritage,
- World Heritage as mapped and provided by the Office of Environment and Heritage,
- Vegetation of high environmental significance identified as part of the bio-certification of the [Sydney Region Growth Centres](#) as mapped and provided by the Department of Planning and Environment.

- c. The vegetation identified below is not mapped in the 10/50 online tool and may not be cleared under the 10/50 Code:
- Mangroves and saltmarsh may not be cleared. Mangroves and coastal saltmarsh are as described in [NSW Department of Primary Industries Primefact 746 May 2008 – Mangroves](#), and [Primefact 1256 March 2013 – Coastal saltmarsh](#).

### **7.3 The circumstances in which vegetation should be pruned and not entirely removed**

Vegetation which should be pruned and not entirely removed is:

- Any vegetation within 50 metres may be pruned (other than trees greater than 10 metres from the residence).
- Irrespective of the location of the tree trunk, any branches within 10 metres of a residence may be pruned.

Any pruning of trees must be undertaken in accordance with *AS 4373-2007 Pruning of Amenity Trees*. If the tree requires pruning beyond a distance of 10 metres from the building in order to conform with *AS 4373-2007 Pruning of Amenity Trees*, then the pruning may not be undertaken.

### **7.4 Use of herbicides**

Herbicides may only be used in accordance with the following conditions:

- Only herbicides registered by the [Australian Pesticide and Veterinary Medicines Authority](#) may be used unless otherwise specified in a permit;
- Users must read the label on the herbicide each time before using;
- Users must not store, use or dispose of any herbicide that contravenes the instruction for that product;
- Users must adhere to instructions on the herbicide label, unless otherwise specified in a permit;
- Users must not, without a reasonable excuse, keep a herbicide in a container without an approved label attached to the container;
- Users must not use a herbicide in a manner which risks injury to any other person or the property of another person;
- Users must not use a herbicide in a manner which harms any non-target plant;
- Users must not dispose of herbicide waste in a manner that risks injury to the environment, including water bodies; and
- Users must not allow herbicides to leak, spill or otherwise escape in a manner that risks injury to the environment including water bodies.

### **7.5 Managing soil erosion and landslip risks**

Landowners have a duty of care in the appropriate management of soil erosion and landslip risks when clearing trees and vegetation under the 10/50 Scheme. Landowners who clear trees and vegetation under the 10/50 Scheme are not exempt from liability. For example, action may be pursued by a party that suffers as a result of a landslip due to actions taken on your land.

It is the responsibility of landowners to seek expert advice in relation to these matters.

The conditions below have been put in place to assist landowners in the management of vegetation but operating in accordance with these conditions does not absolve the landowner from their responsibility for landslip and erosion issues.

To manage soil erosion and landslip risks:

- there is to be no disturbance of the soil;
- vegetation must not be removed below the soil surface;
- all topsoil must remain on the soil surface;
- retain a protective ground cover on the soil surface; and
- the use of graders, ploughs, bulldozers (or other types of heavy machinery that are designed to break the soil surface) to clear land under this 10/50 Code is not permitted.

In addition, tree removal is not permitted on slopes greater than 18 degrees except in accordance with conditions identified in a geotechnical engineer assessment report undertaken for that purpose. Pruning of trees is only permitted on slopes greater than 18 degrees provided at least 75 per cent of the original canopy cover is retained, except in accordance with conditions identified in a geotechnical engineer assessment report undertaken for that purpose.

## 7.6 Protection of riparian buffer zones

The clearing of vegetation including trees is not allowed within 10 metres of a lake, or a river that is two metres or more in width between the highest opposite banks.

The distance (metres) is measured from the highest bank or tidal limit if there is no defined high bank. This buffer applies to either side of the river, or around the lake.

‘lake’ includes:

- a. a lake, a wetland, a lagoon, a saltmarsh and any collection of still water, whether perennial or intermittent and whether natural or a natural body of water artificially modified, and whether or not it also forms part of a river or estuary.

‘river’ includes:

- a. any watercourse, whether perennial or intermittent and whether comprising a natural channel or a natural channel artificially modified, and
- b. any tributary, branch or other watercourse into or from which a watercourse referred to in paragraph (a) flows, and whether or not it also forms part of a lake or estuary.

## 7.7 Protection of Aboriginal and other cultural heritage

The types of vegetation that cannot be cleared are separated into three categories based on the availability and accuracy of maps. The online tool is informed by maps provided to the NSW RFS by the relevant Government authority. In the event that a mapped layer held by the relevant authority is different to that on the online tool, it is the version on the online tool that applies to the 10/50 Code. These types of vegetation are:

- a. Vegetation on land parcels (cadastre lots) which are wholly or partially within areas mapped in the 10/50 online tool as identified below are excluded from the 10/50 Code and may not be cleared:
  - an Aboriginal Place as mapped and provided to the NSW RFS by the Office of Environment and Heritage.
- b. Vegetation on land parcels (cadastre lots) which are wholly or partially within areas mapped in the 10/50 online tool as identified below are excluded from the 10/50 Code and may not be cleared.

However, land parcels that do not contain any of the legal protection measures below (despite being mapped as one of those categories) are not excluded from the 10/50 Code. This situation may occur due to inaccuracies with the mapping that may result in your land parcel being wrongfully identified. The onus is on the landowner to demonstrate that their land parcel does not contain the identified legal protection measure. Advice as to how to determine whether your land contains the legal protection measure is provided in the online tool search results.



Note: For example:

- if a parcel of land is identified as being a National Park but is not National Park, then clearing is not excluded for that reason under the 10/50 Code; or
- if a land parcel is only partially affected by a local heritage listing then clearing under the 10/50 Code is excluded from the whole land parcel.

The protected categories are:

- NSW State heritage as mapped and provided to the NSW RFS by the Office of Environment and Heritage; and
  - local heritage as mapped by councils and provided to the NSW RFS by the Department of Planning and Environment.
- c. The vegetation identified below is mapped in the 10/50 online tool and may not be cleared under the 10/50 Code:
- Aboriginal heritage: culturally modified trees (also known as 'Aboriginal scarred trees'), as mapped and provided to the NSW RFS by the Office of Environment and Heritage.

Landowners who are informed by the online tool that their land parcel may contain an Aboriginal scarred tree are required to determine if the tree/s they wish to clear meet the criteria of an Aboriginal scarred tree as described in the Office of Environment and Heritage's [field manual for Aboriginal scarred trees in New South Wales](#). An Aboriginal scarred tree may not be cleared.

## 7.8 Protection of vegetation to which a legal obligation exists to preserve that vegetation by agreement or otherwise

Clearing under this 10/50 Code cannot be inconsistent with any of the following:

- any conservation agreement entered into under Division 12 of Part 4 of the [National Parks and Wildlife Act 1974](#);
- any Trust Agreement entered into under Part 3 of the [Nature Conservation Trust Act 2001](#);
- any property management plan approved by the Director-General of the NSW National Parks and Wildlife Service under Section 113B of the [Threatened Species Conservation Act 1995](#); or
- any Property Vegetation Plan agreement entered into under Part 4 of the [Native Vegetation Act 2003](#); or
- any Biobanking Agreement entered into under Part 7A of the [Threatened Species Conservation Act 1995](#).
- any condition of development consent or approval under the [Environmental Planning and Assessment Act 1979](#) that identifies and requires the retention and management of vegetation for conservation purposes.
- any instrument under Section 88B of the [Conveyancing Act 1919](#) that identifies and requires the retention and management of vegetation for conservation purposes
- any order under the following Acts:
  - a. [Criminal Appeal Act 1912](#)
  - b. [District Court Act 1973](#)
  - c. [Land and Environment Court Act 1979](#)
  - d. [Local Court Act 2007](#)
  - e. [Supreme Court Act 1970](#), or
  - f. any order by a Court constituted under any of the above Acts.
- any Stop Work Order, Interim Protection Order or Remediation Direction under Part 6A of the [National Parks and Wildlife Act 1974](#).

- any Stop Work Order under section 37 or Directions for Remedial Work under Section 38 of the [Native Vegetation Act 2003](#).
- land subject to a conservation measure pursuant to an Order for Biodiversity Certification.

### **7.9 Harm to native and introduced animals**

Landowners have a duty of care to avoid cruelty and harm to native, introduced or domestic animals when clearing trees and vegetation in accordance with the 10/50 Scheme. It is important that landowners are aware that clearing of trees and vegetation under the 10/50 Scheme can result in harm to native animals and loss of their natural habitat.

Landowners who clear trees and vegetation under the 10/50 Scheme are not exempt from prosecution under the [National Parks and Wildlife Act 1974](#) for harm to protected fauna, or for deliberate cruelty to animals under the [Prevention of Cruelty to Animals Act 1979](#). Operating in accordance with the 10/50 Code does not absolve the landowner from their responsibility for avoiding harm to protected fauna or deliberate cruelty to animals. Note: 'protected fauna' is as defined in the [National Parks and Wildlife Act 1974](#).

## ATTACHMENT A

### Additional information regarding residential accommodation and high-risk facilities

The following information is provided to assist users of this 10/50 Code to identify whether their particular building constitutes residential accommodation; tourist and visitor accommodation; caravan within a caravan park; manufactured home within a manufactured home estate; childcare centre school; or a hospital.

It is taken from the Dictionary of the [Standard Instrument – Principal Local Environment Plan](#) and is current for 1 July 2014. It is provided as a guide only and users should refer to the Instrument to ensure the information is the most current version.

This 10/50 Code applies to any building that contains habitable rooms within the following residential accommodation and high-risk facility types:

#### Residential accommodation includes:

1. Residential accommodation within the meaning of the [Standard Instrument – Principal Local Environment Plan](#) including:
  - > attached dwellings
  - > boarding houses
  - > dual occupancies
  - > dwelling houses
  - > group homes
  - > hostels
  - > multi-dwelling housing
  - > residential flat buildings
  - > rural worker's dwellings
  - > secondary dwellings
  - > semi-detached dwellings
  - > seniors housing; and
  - > shop-top housing.
2. Tourist and visitor accommodation within the meaning of the [Standard Instrument – Principal Local Environment Plan](#) including:
  - > backpacker accommodation
  - > bed and breakfast accommodation
  - > farm stay accommodation
  - > hotel or motel accommodation; and
  - > serviced apartments.
3. Caravans installed or placed in caravan parks within the meaning of the [Standard Instrument – Principal Local Environment Plan](#).
4. Manufactured homes installed in manufactured home estates within the meaning of the [Local Government Act 1993](#) and defined as a self-contained dwelling (that is, a dwelling that includes at least one kitchen, bathroom, bedroom and living area and that also includes toilet and laundry facilities), being a dwelling:
  - > that comprises one or more major sections
  - > that is not a motor vehicle, trailer or other registrable vehicle within the meaning of the [Road Transport Act 2013](#); and
  - > includes any associated structures that form part of the dwelling.

**High-risk facility includes:**

1. Childcare centres within the meaning of the [Standard Instrument – Principal Local Environment Plan](#), are defined as a building or place used for the supervision and care of children that:
  - provides long day care, pre-school care, occasional childcare or out-of-school-hours care, and
  - does not provide overnight accommodation for children other than those related to the owner or operator of the centre,
 but does not include:
  - a building or place used for home-based childcare;
  - an out-of-home care service provided by an agency or organisation accredited by the Children’s Guardian;
  - a baby-sitting, playgroup or child-minding service that is organised informally by the parents of the children concerned;
  - a service provided for fewer than five children (disregarding any children who are related to the person providing the service) at the premises at which at least one of the children resides, being a service that is not advertised;
  - a regular child-minding service that is provided in connection with a recreational or commercial facility (such as a gymnasium), by or on behalf of the person conducting the facility, to care for children while the children’s parents are using the facility;
  - a service that is concerned primarily with the provision of:
    - lessons or coaching, or providing for participation in, a cultural, recreational, religious or sporting activity; or
    - private tutoring;
  - a school; or
  - a service provided at exempt premises (within the meaning of Chapter 12 of the [Children and Young Persons \(Care and Protection\) Act 1998](#)), such as hospitals, but only if the service is established, registered or licensed as part of the institution operating on those premises.
2. Schools within the meaning of the [Standard Instrument – Principal Local Environment Plan](#), are defined as a government school or non-government school within the meaning of the [Education Act 1990](#).
3. Hospitals within the meaning of the [Standard Instrument – Principal Local Environment Plan](#) are defined as a building or place used for the purpose of providing professional health care services (such as preventative or convalescent care, diagnosis, medical or surgical treatment, psychiatric care or care for people with disabilities, or counselling services provided by health care professionals) to people admitted as in-patients (whether or not out-patients are also cared for or treated there), and includes ancillary facilities for (or that consist of) any of the following:
  - day surgery, day procedures or health consulting rooms;
  - accommodation for nurses or other health care workers;
  - accommodation for persons receiving health care or for their visitors;
  - shops, kiosks, restaurants or cafes or take away food and drink premises;
  - patient transport facilities, including helipads, ambulance facilities and car parking;
  - educational purposes or any other health-related use;
  - research purposes (whether or not carried out by hospital staff or health care workers or for commercial purposes);
  - chapels;
  - hospices; and
  - mortuaries.

# COUNCIL NOTICES

## KIAMA MUNICIPAL COUNCIL

ROADS ACT 1993

Dedication of Land as Public Road

Notice is hereby given that Kiama Municipal Council, in pursuance of section 10 of the *Roads Act 1993*, dedicates the land in the Schedule below as public road.

MICHAEL FORSYTH, General Manager, Kiama Municipal Council, PO Box 75 Kiama NSW 2533.

### Schedule

Lot 101 DP 1211384 [8134]

## THE HILLS SHIRE COUNCIL

Roads Act 1993  
Section 10

Notice is hereby given that The Hills Shire Council dedicates the land described in the Schedule below as public road under section 10 of the *Roads Act 1993*.

General Manager, The Hills Shire Council, 3 Columbia Court, Baulkham Hills NSW 2153

### Schedule

All that piece or parcel of land known as Lot 12 in DP 1198794 in The Hills Shire Council, Parish of Castle Hill, County of Cumberland, and as described in Folio Identifier 12/1198794 [8135]

## THE HILLS SHIRE COUNCIL

Roads Act 1993  
Section 10

Notice is hereby given that The Hills Shire Council dedicates the land described in the Schedule below as public road under section 10 of the *Roads Act 1993*.

General Manager, The Hills Shire Council, 3 Columbia Court, Baulkham Hills NSW 2153

### Schedule

All that piece or parcels of land known as Lots 30 & 31 in DP 1208623 in The Hills Shire Council, Parish of Castle Hill, County of Cumberland, and as described in Folio Identifiers 30/1208623 & 31/1208623 [8136]

## WOLLONGONG CITY COUNCIL

Roads Act 1993  
Section 10

Notice of Dedication of Land as Public Road

Notice is hereby given that pursuant to section 10 of the *Roads Act 1993*, the land described in the Schedule below is hereby dedicated as public road.

D FARMER, General Manager, Wollongong City Council, Locked Bag 8821, Wollongong DC NSW 2500.

### Schedule

Lots 301–307 DP 1188000  
Lot 1 DP 1204203  
Lots 1 & 2 DP 1195246  
Lots 100 & 102 DP 1198164  
Lots 103, 104, 108 & 116 DP 243185 [8137]

# PRIVATE ADVERTISEMENTS

**CORPORATIONS ACT 2001 (CTH)**

Section 446A (5) (b)  
Reg 5.3A.06A

**ADVERTISEMENT OF WINDING UP  
AND APPOINTMENT OF LIQUIDATOR**

Hunter Institute of Technology Association Incorporated  
(In Liquidation)  
ABN 99 073 727 517  
("the Association")

Notice is hereby given that at a meeting of creditors convened pursuant to section 439A of the *Corporations Act 2001* ("the Act") held on 25 August 2015, it was resolved that the Association be wound up and pursuant to section 499 (2A) of the Act, and Daniel Jon QUINN of SV Partners, Suite 3, Level 3, 426 King Street, Newcastle West NSW 2302 was appointed Liquidator of the Association.

Dated this 26th day of August 2015.

DANIEL JON QUINN, Liquidator, SV Partners, Suite 3,  
Level 3, 426 King Street Newcastle West NSW 2305  
P: 02 4023 0847 F: 02 8986 8999 [8138]