

Government Gazette

of the State of

New South Wales

Number 499–Other
Friday, 1 October 2021

The New South Wales Government Gazette is the permanent public record of official NSW Government notices. It also contains local council, non-government and other notices.

Each notice in the Government Gazette has a unique reference number that appears in parentheses at the end of the notice and can be used as a reference for that notice (for example, (n2019-14)).

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To submit a notice for gazettal, see the Gazette page.

GEOGRAPHICAL NAMES ACT 1966

PURSUANT to the provisions of Section 8 of the *Geographical Names Act 1966*, the Geographical Names Board hereby notifies that it proposes to assign the name:

Boorea Reserve for a reserve located on River Road, Oatley, in the Georges River LGA.

The position and extent for this feature is recorded and shown within the Geographical Names Register of New South Wales. The proposal can be viewed and submissions lodged on the Geographical Names Board website at www.gnb.nsw.gov.au from 29 September to 29 October 2021. Alternatively, written submissions may be mailed to the Secretary, Geographical Names Board, 346 Panorama Ave, Bathurst, NSW 2795.

In accordance with Section 9 of the *Geographical Names Act 1966*, all submissions lodged may be subject to a Government Information (Public Access) application and may be viewed by a third party to assist the Board in considering this proposal.

NARELLE UNDERWOOD
Chair

Geographical Names Board
346 Panorama Ave
BATHURST NSW 2795

GEOGRAPHICAL NAMES ACT 1966

PURSUANT to the provisions of Section 8 of the *Geographical Names Act 1966*, the Geographical Names Board hereby notifies that it proposes to assign the following names in Griffith LGA:

Campbells Wetlands for a swamp located west of Boorga Road and north of Jones Road, in the suburb of Lake Wyangan.

Nericon Wetlands for a swamp located east of Boorga Road and south of West Road, in the suburb of Nericon.

Tharbogang Wetlands for a swamp located at the end of Alexander Lane, in the suburb of Lake Wyangan.

The position and extent for these features is recorded and shown within the Geographical Names Register of New South Wales. The proposals can be viewed and submissions lodged on the Geographical Names Board website at www.gnb.nsw.gov.au from 1 October to 1 November 2021. Alternatively, written submissions may be mailed to the Secretary, Geographical Names Board, 346 Panorama Ave, Bathurst, NSW 2795.

In accordance with Section 9 of the *Geographical Names Act 1966*, all submissions lodged may be subject to a Government Information (Public Access) application and may be viewed by a third party to assist the Board in considering this proposal.

NARELLE UNDERWOOD
Chair

Geographical Names Board
346 Panorama Ave
BATHURST NSW 2795

Election Notice Pharmacy Council of NSW

2021 Election of five (5) Council Members

Nominations

Nominations are hereby invited from local pharmacists to fill the five (5) positions to the Pharmacy Council of NSW. Nomination Forms are available from:

- NSW Electoral Commission's website at elections.nsw.gov.au;
- Pharmacy Council of NSW, Level 6, North Wing, 477 Pitt Street, Sydney, (02) 9219 0284.

Lodgement of nominations

Completed Nomination Forms must be received by the Returning Officer, NSW Electoral Commission no later than **12noon, Tuesday 26 October 2021**. Nominations may be lodged:

- by post: PO Box 693 Grosvenor Place NSW 1220; or
- by email: ballots@elections.nsw.gov.au or
- by hand: NSW Electoral Commission, Level 3, 231 Elizabeth Street Sydney.

Note: The NSW Electoral Commission's office is currently closed to the public due to COVID-19 related public health requirements and NSWEC staff may be working from home. To ensure a NSWEC staff member is in attendance and to gain access to the office, please make an appointment via email ballots@elections.nsw.gov.au or call 1300 135 736.

Roll of Electors

The roll of persons entitled to vote in this election closes on **Tuesday 26 October 2021**.

Ballot paper draw

If the election is contested a draw to determine the order of candidates' names on the ballot paper will be conducted at the NSW Electoral Commission, Level 3, 231 Elizabeth Street Sydney at **2.00pm, Tuesday 26 October 2021**. The draw may be witnessed via Teams. If any person wishes to witness the draw please contact the NSW Electoral Commission so the necessary arrangements can be made.

Voting

If an election is necessary, a postal ballot will be conducted to close at 12.00 noon, **Thursday 2 December 2021**. Voting material will be posted on Monday 8 November 2021. All local pharmacist financial as at Tuesday 26 October 2021 will be included on the roll of electors.

Any enquiries concerning this election should be directed to Paul Chesher at the NSW Electoral Commission, telephone 1300 135 736 or email at ballots@elections.nsw.gov.au

Greg Copson Returning Officer, NSW Electoral Commission

Professional Standards Act 1994

Notification pursuant to section 13

Pursuant to section 13 of the *Professional Standards Act 1994*, I authorise the publication of The Institute of Public Accountants Professional Standards Scheme. The Scheme will commence on 1 January 2022.

KEVIN ANDERSON, MP
Minister for Better Regulation and Innovation

Professional Standards Act 2003 (Vic)

THE INSTITUTE OF PUBLIC ACCOUNTANTS PROFESSIONAL STANDARDS SCHEME

PREAMBLE

- A. The Institute of Public Accountants Ltd ("**IPA**") is a national occupational association.
- B. The IPA has made an application to the Professional Standards Council ("**Council**"), established by the *Professional Standards Act 2003 (Vic)* ("**Act**"), for approval of a scheme under the Act ("**Scheme**").
- C. The Scheme has been prepared by the IPA for the purposes of limiting Occupational Liability to the extent to which such liability may be limited under the Act.
- D. The Scheme is to apply to all participating members of the IPA who hold a current Professional Practice Certificate ("**PPC**"), and who are not otherwise exempted.
- E. The Scheme does not affect Damages which are below the Monetary Ceiling specified in the Scheme for each person to whom the Scheme applies. Subject to clause 7.1 of the Scheme, the Scheme limits liability for Damages to the Monetary Ceiling specified for that person, provided that the person has insurance as required under s.23 of the Act.
- F. The IPA has provided the Council with a detailed list of Risk Management Strategies in respect of its members and the means by which those strategies will be implemented.
- G. The IPA will report annually to the Council on the implementation and monitoring of its Risk Management Strategies, the effect of those strategies, and any changes proposed to be made to them.
- H. The IPA will report to the Council on such other matters as the Council may require pursuant to s.47 of the Act.
- I. The Scheme is to commence on 1 January 2022 and remain in force for a period of five (5) years unless it is revoked, extended or ceases in accordance with the Act.
- J. The Scheme is intended to apply in all Australian states and territories.
- K. All participating members referred to in clause 2 of the Scheme are subject to disciplinary measures under the Constitution and By-laws of the IPA and are also subject to the professional indemnity insurance requirements under the By-laws of the IPA.
- L. Section 12GNA(2) of *Australian Securities and Investments Commission Act 2001 (Cth)*; section 137(2) of *Competition and Consumer Act 2010 (Cth)*; and section 1044B(2) of *Corporations Act 2001 (Cth)* provide for limited liability where a professional standards scheme is prescribed in the relevant regulation. The Scheme does not apply to limit any liability under a Commonwealth law unless it has been prescribed by the Commonwealth.

THE INSTITUTE OF PUBLIC ACCOUNTANTS PROFESSIONAL STANDARDS SCHEME

1 Occupational Association

- 1.1 The Institute of Public Accountants Professional Standards Scheme ("**Scheme**") is a Scheme under the Act prepared by the Institute of Public Accountants Ltd ("**IPA**") whose business address is:

Professional Standards Act 2003 (Vic)

THE INSTITUTE OF PUBLIC ACCOUNTANTS PROFESSIONAL STANDARDS SCHEME

Level 6, 555 Lonsdale Street
Melbourne Victoria 3000.

1.2 The terms used in the Scheme are defined in the Scheme, including in clause 4.

2 Persons to Whom the Scheme Applies

2.1 The Scheme applies to:

- (a) all IPA members and IPA Entity Members who hold a current PPC issued by the IPA;
and
- (b) all persons to whom the Scheme applies, by virtue of the Act or the Corresponding Laws.
(collectively "**Participants**" and each a "**Participant**")

3 Exemption

3.1 No Participant to whom the Scheme applies may be exempted from the Scheme other than a Participant who, on application to the IPA Board of Directors¹, is able to satisfy the Board that the Participant:

- (a) is also a participating member of another occupational association of accountants that is covered by a professional standards scheme, and has not been exempted from that scheme;
or
- (b) would suffer financial hardship in meeting the business asset and/or professional indemnity insurance requirements to the levels required by this Scheme.

3.2 Clause 3.1 does not apply to a Participant who is a Participant by virtue of ss. 20, 21 or 22 of the Act or the equivalent provisions of the Corresponding Laws.

4 Definitions

4.1 In this Scheme, the following words and phrases have the following meanings:

"**Act**" means the *Professional Standards Act 2003 (Vic)*.

"**By-laws**" means the IPA By-laws.

"**Corresponding Laws**" means the state and territory professional standards legislation corresponding with the Act (other than the Act itself) as follows:

- (a) *Professional Standards Act 1994 (NSW)*;
- (b) *Professional Standards Act 2004 (Qld)*;
- (c) *Professional Standards Act 2004 (SA)*;
- (d) *Professional Standards Act 1997 (WA)*;
- (e) *Professional Standards Act 2005 (Tas)*;

¹ Details on how the IPA Board of Directors manages membership can be found in the IPA's Constitution, By-laws and various IPA Membership Policies.

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(f) *Professional Standards Act 2004* (NT); and

(g) *Civil Law (Wrongs) Act 2002* (ACT);

"**Council**" means the Professional Standards Council, established by the *Professional Standards Act 2003* (Vic).

"**Damages**" as defined in s.4 of the Act means:

- (a) damages awarded in respect of a claim, counter-claim or by way of set-off; and
- (b) costs in or in relation to the proceedings ordered to be paid in connection with such an award (other than costs incurred in enforcing a judgment or incurred on an appeal made by a defendant); and
- (c) any interest payable on the amount of those damages or costs.

"**Fee**" means a payment made to a Participant in exchange for services but excludes disbursements and goods and services tax. For the purpose of sub-clause 6.3 Fee is calculated in accordance with sub-clause 6.3.

"**Insurance Policy**" means an insurance policy that complies with the By-laws and the Act.

"**IPA Entity Members**" are entities permitted to join the IPA and hold an IPA PPC in accordance with By-laws and the relevant Membership Policy.

"**Occupational Liability**" has the meaning given in s.4 of the Act.

"**Professional Practice Certificate**" or "**PPC**" means a certificate issued to an IPA member under the By-laws. A PPC is a certification, issued by the IPA to eligible members, which allows IPA members to offer professional accounting and/or related services to the public. The application and approval process for obtaining a PPC is governed by the IPA By-laws.

"**Relevant Time**" is the time when an act or omission that has given rise to Occupational Liability occurred.

"**Risk Management Strategies**" are those detailed in the application submitted by the IPA to the Council (Application). The Application includes sections on continuing occupational education, code of ethics/practice, complaints and disciplinary system, quality assurance and audit, and risk management.

5 Jurisdiction

- 5.1 The Scheme applies in Victoria in accordance with the Act.
- 5.2 In addition to Victoria, the Scheme is intended to operate in the Australian Capital Territory, New South Wales, Northern Territory, Queensland, South Australia, Tasmania, and Western Australia, in accordance with the professional standards legislation of those states and territories and subject to the requirements of the "Corresponding Laws", so that references to a provision of the Act, the application of the Scheme to a liability, the limit of a liability under the Act or what constitutes Occupational Liability are intended to adopt the relevant provisions of the Corresponding Laws, applied mutatis mutandis, to the extent that is necessary for the application of the Scheme in any of those jurisdictions as an interstate Scheme.

6 Limitation of Liability

- 6.1 For the purposes of s.28 of the Act, this Scheme only affects a liability for Damages arising from a single cause of action to the extent to which the liability results in Damages exceeding \$2,000,000.

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- 6.2 If a Participant who is, or was at the time of the act or omission giving rise to Occupational Liability, a Participant to whom or to which the Scheme applies or applied, against whom a proceeding relating to Occupational Liability is brought, is able to satisfy the Court that such Participant has the benefit of an Insurance Policy:
- (a) which insures the Participant against the Occupational Liability to which the cause of action relates; and
 - (b) under which the amount payable in respect of that Occupational Liability is not less than the amount of the applicable Monetary Ceiling specified in clause 6.3 of this Scheme (“the **Monetary Ceiling**”) applicable to the Participant,

then the Participant is not liable for Damages in relation to that cause of action above the Monetary Ceiling specified in clause 6.3.

- 6.3 The Monetary Ceiling (maximum amount of liability) for the purposes of the Scheme is the applicable amount specified in this table:

Group	Monetary Ceiling
Participants who at the Relevant Time generated annual Fee income (excluding goods and services tax) of less than \$10 million for the financial year immediately preceding the Relevant Time	\$2 million
Participants who at the Relevant Time generated annual Fee income (excluding goods and services tax) of \$10 million or more for the financial year immediately preceding the Relevant Time	\$10 million

- 6.4 This Scheme limits the Occupational Liability in respect of a cause of action founded on an act or omission occurring during the period when the Scheme was in force, of any Participant to whom the Scheme applied at the time when the act or omission occurred.
- 6.5 Notwithstanding anything to the contrary contained in this Scheme if, in particular circumstances giving rise to Occupational Liability, the liability of any Participant who is subject to this Scheme is capped both by this Scheme and also by any other Scheme under professional standards legislation (whether of this jurisdiction or under the law of any other Australian state or territory) and, if the amount of such caps should differ, then the cap on the liability of that Participant arising from such circumstances which is higher shall be the applicable cap.

7 Conferral of Discretionary Authority

- 7.1 Pursuant to s.26 of the Act, this Scheme confers on the IPA a discretionary authority to specify, on application by a Participant to whom the Scheme applies, a higher Monetary Ceiling (maximum amount of liability) not exceeding \$75 million in relation to that Participant either in all cases or in any specified case or class of case.

8 Commencement and Duration

- 8.1 The Scheme will commence on the following day:
- (a) In Victoria, New South Wales, the Northern Territory, Queensland, Western Australia and Tasmania, on 1 January 2022;
 - (b) In the Australian Capital Territory and South Australia:

Professional Standards Act 2003 (Vic)

THE INSTITUTE OF PUBLIC ACCOUNTANTS PROFESSIONAL STANDARDS SCHEME

- (i) on the date provided for in the Minister's notice in relation to the Scheme, if a date is provided; or
 - (ii) on the first day two months after the day on which notice was given, in any other case.
- 8.2 The Scheme will operate, and is intended to remain in force, for a period of five years from the date of commencement unless it is revoked, is extended or ceases in accordance with s. 34 of the Act.
- 8.3 The Scheme will cease to operate in a jurisdiction referred to in clause 5.2 if it is revoked or otherwise ceases in accordance with the Corresponding Law of that jurisdiction.

ASSOCIATIONS INCORPORATION ACT 2009

Cancellation of registration pursuant to section 80

TAKE NOTICE that **ORANGE COMMUNITY BROADCASTERS INCORPORATED - Y1474716** became registered under the Corporations Act 2001 as **ORANGE COMMUNITY BROADCASTERS LIMITED - ACN 652 572 739** a company limited by guarantee, on 05 August 2021, and accordingly its registration under the Associations Incorporation Act 2009 is cancelled as of that date.

Terri McArthur
Delegate of the Commissioner,
NSW Fair Trading
Date 28/09/2021



**Fair
Trading**

CO-OPERATIVES NATIONAL LAW (NSW)

Section 509 the Corporations Act 2001, as applied by section 453 of the
Co-operatives National Law (NSW)

Notice is hereby given that the Co-operative listed below will be deregistered when three months have passed after 27 August 2021, being the date of lodgement of the final return by the Liquidator.

CO-OPERATIVE DETAILS

Co-operative: Chester Hill RSL and Bowling Club Co-operative Limited
Co-operative Number: NSWC00470

Dated this 29th day of September 2021 at Bathurst

Robyne Lunney
Manager, Regulatory Services, Registry & Accreditation
Delegate of the Registrar of Co-operatives

FORESTRY ACT 2012

NOTICE UNDER SECTION 14 OF THE ACT

I, the Honourable Margaret Beazley AC QC, Governor of the State of New South Wales, in pursuance of Section 14 of the *Forestry Act 2012*, and with the advice of the Executive Council, do, by this my notice, declare that the land described in the Schedule hereto is dedicated as a State forest.

DATED this 25th day of August 2021.

MARGARET BEAZLEY

Her Excellency The Honourable Margaret Beazley, AO
Governor of New South Wales

Schedule

Eastern Division

Land District of Bellingen *LGA Nambucca Valley Council*

Newry State Forest No. 487, Number 13 Extension. An area of approximately 518 hectares in the Parish of Valley Valley, County of Raleigh being the lands within Lots 125, 126 and 136 in Deposited Plan 755560 delineated on plans catalogued 2900, 2901 and 3020 – 1714 respectively in Land and Property Information, Sydney, EXCLUSIVE of the reserved roads 20.115 metres wide traversing Lots 126 and 136.

[F2013/00673]

FORESTRY ACT 2012

NOTICE UNDER SECTIONS 16(1) and 20(1) OF THE ACT

Her Excellency the Honourable Margaret Beazley AO QC, Governor of New South Wales

I, the Honourable Margaret Beazley AC QC, Governor of the State of New South Wales, in pursuance of Sections 16(1) and 20(1) of the *Forestry Act 2012*, and with the advice of the Executive Council, do, by this my notice:

- (1) revoke the declaration of special management zones in State forest for the areas of land described in the Schedule to this notice, and
- (2) set apart the area of land in the State forest described in the Schedule to this notice as flora reserve for the preservation of native flora.

DATED this 22nd day of September 2021.

MARGARET BEAZLEY

Her Excellency The Honourable Margaret Joan Beazley, AO
Governor of New South Wales

Schedule

Eastern Division

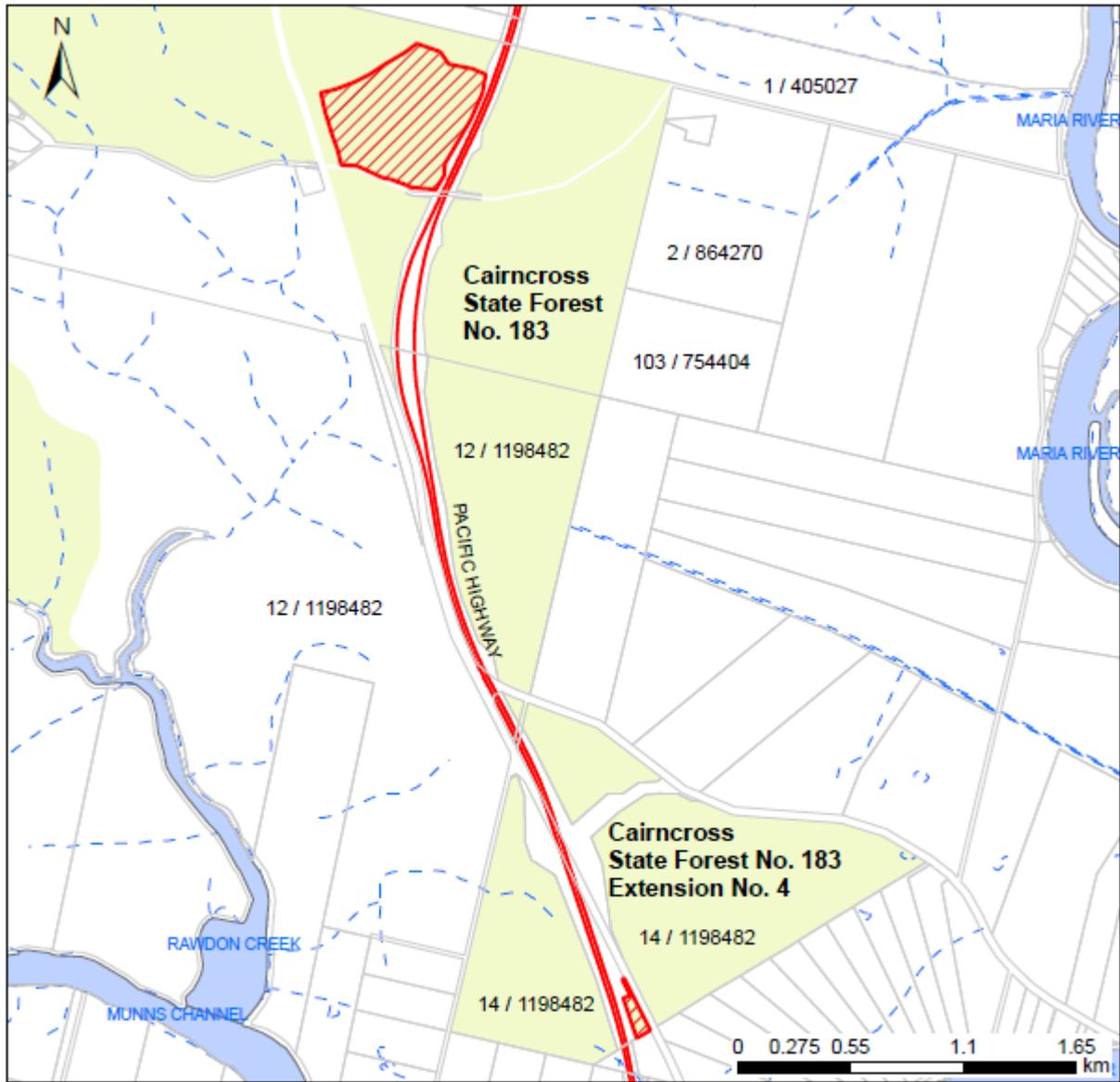
Land District of Macquarie

LGA of Port Macquarie-Hastings

Paperbark Flora Reserve No 192, Extension No. 1 having an area of about 37.98 hectares in the Parish of Cairncross, County of Macquarie, being part of Cairncross State forest No. 183 dedicated 25 November 1914 and part of Cairncross State forest No. 183 Extension No. 4 dedicated 22 May 1942 and shown by red hatching on the diagram below.

[F2018/00954]

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- Cadastre Parcels
- Flora Reserve in two parts
- State Forest

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