



Government Gazette

of the State of

New South Wales

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VEXATIOUS PROCEEDINGS ACT 2008

Notification of Orders Concerning Vexatious Litigant

Philip Proietti

On 8th March 2024, the Court of Appeal (Bell CJ, Kirk JA, Stern JA) made the following Orders in matter **2022/00217751 Philip Proietti v Peter Proietti** under the Vexatious Proceedings Act 2008 (NSW):

Pursuant to s 8(7) of the Vexatious Proceedings Act 2008 (NSW), order that Mr Philip Proietti is prohibited from instituting proceedings in the Supreme Court of New South Wales including in the Court of Appeal against Mr Peter Proietti or the trustees for sale appointed by Kunc J in respect of the matters litigated in Proietti v Proietti [2022] NSWSC 875, the appeal therefrom (Proietti v Proietti [2022] NSWCA 234) and the following sets of proceedings: Proietti v Proietti [2022] NSWCA 268; Proietti v Proietti [2023] NSWCA 76; Proietti v Proietti [2023] NSWCA 132; Proietti v Proietti [2023] HCASL 15; Proietti v Proietti (No 3) [2023] NSWCA 199; Proietti v Proietti (No 4) [2023] NSWCA 251; and Proietti v Proietti (No 5) [2023] NSWCA 284.

The Court of Appeal decision (Proietti v Proietti [2024] NSWCA 48) may be found on NSW CaseLaw at

<https://www.caselaw.nsw.gov.au/decision/18e1658808ee545815593b06>

Criminal Assets Recovery Act 1990 (section 21C)

ASSETS FORFEITURE NOTICE

In accordance with section 21C of the *Criminal Assets Recovery Act 1990 (the Act)*, the New South Wales Crime Commission (**the Commission**) hereby issues a notice of intention to forfeit (**assets forfeiture notice**) the following property,

Cash in the amount of \$216,650 seized by New South Wales Police on 11 February 2021 during the execution of a search warrant at 23A Kooemba Road, Beverly Hills NSW 2209 (“**the property**”)

to the Crown.

This assets forfeiture notice is issued on the following grounds:

1. The property is held by New South Wales Police after it was seized as a result of a search warrant executed at 23A Kooemba Road, Beverly Hills NSW 2209 on 11 February 2021, being an address associated with a person suspected of being involved in drug supply and/or dealing with proceeds of crime offences.
2. The Commission is reasonably satisfied the property is an interest in property of a person suspected of engaging in serious crime related activity, and/or suspected of being serious crime derived property because of serious crime related activity.

Pursuant to section 21A of the Act, a dispute claim in relation to this assets forfeiture notice may be made by **14 May 2024** and pursuant to section 21G of the Act, **MUST**:

1. be made **in writing to the Commission** by post to 453-463 Kent Street, Sydney, NSW or by e-mail to confiscations@crimecommission.nsw.gov.au; and
2. include the following information:
 - (a) the name, date of birth and address of the person making the claim (**the claimant**),
 - (b) the basis of the claim, including the following and evidence, if any, supporting the following –
 - (i) a description of the claimant’s interest in the property,
 - (ii) how the interest in the property was acquired,
 - (iii) why the interest in the property is not illegally acquired property,
 - (c) a statutory declaration supporting the information in the claim.

Unless a dispute claim is made to the Commission, this assets forfeiture notice takes effect immediately after **14 May 2024**.

4 March 2024



Peter Bodor KC
Assistant Commissioner
New South Wales Crime Commission

A2410473

Criminal Assets Recovery Act 1990 (section 21C)

ASSETS FORFEITURE NOTICE

In accordance with section 21C of the *Criminal Assets Recovery Act 1990 (the Act)*, the New South Wales Crime Commission (**the Commission**) hereby issues a notice of intention to forfeit (**assets forfeiture notice**) the following property,

\$39,950 in Australian currency seized by members of the New South Wales Police Force on 11 January 2024 during a search of a white Mazda 3 sedan vehicle with New South Wales registration CRG64X (**the property**)

to the Crown.

This assets forfeiture notice is issued on the following grounds:

1. On 11 January 2024 New South Wales Police stopped a white Mazda 3 sedan vehicle bearing New South Wales registration CRG64X for random drug testing. Police had cause to search the vehicle and located and seized the property. The property is held by New South Wales Police pursuant to the *Law Enforcement (Powers and Responsibilities) Act 2002*.
2. The driver of the vehicle returned positive results for methylamphetamine and was charged. The passenger of the vehicle was charged with drug possession.
3. The driver and passenger of the vehicle at the time of the seizure of the property denied knowledge of the property being in the vehicle. The owner of the vehicle was contacted by Police and also denied knowledge of the property being in the vehicle.
4. The Commission is reasonably satisfied the property is an interest in property of a person suspected of engaging in serious crime related activity, whether or not a particular person is suspected of engaging in the serious crime related activity; and/or suspected of being serious crime derived property because of serious crime related activity; and/or suspected of being an available interest relating to serious crime use property within the meaning of the Act.

Pursuant to section 21A of the Act, a dispute claim in relation to this assets forfeiture notice may be made by **14 May 2024** and pursuant to section 21G of the Act, **MUST**:

1. be made **in writing to the Commission** by post to 453-463 Kent Street, Sydney, NSW or by e-mail to confiscations@crimecommission.nsw.gov.au; and
2. include the following information:
 - (a) the name, date of birth and address of the person making the claim (**the claimant**),
 - (b) the basis of the claim, including the following and evidence, if any, supporting the following—
 - (i) a description of the claimant's interest in the property,
 - (ii) how the interest in the property was acquired,
 - (iii) why the interest in the property is not illegally acquired property,
 - (c) a statutory declaration supporting the information in the claim.

Unless a dispute claim is made to the Commission, this assets forfeiture notice takes effect immediately after **14 May 2024**.

7 March 2024



Peter Bodor KC
Assistant Commissioner
New South Wales Crime Commission

A2401730

The Cabinet Office, Sydney
15 March 2024

Pursuant to clause 5(1) of Schedule 2 to the *Electoral Act 2017*, Her Excellency the Governor, with the advice of the Executive Council, has appointed Dr Matthew Phillips to act as Electoral Commissioner for New South Wales for the period of vacancy in the office of Electoral Commissioner commencing on 6 April 2024 until either a person is appointed to the office under section 11(1) of the Act or 5 October 2024 (whichever occurs earlier).

Pursuant to clause 5(8) of Schedule 2 to the Act, I, THE HON JOHN GRAHAM MLC, Special Minister of State, Minister for Roads, Minister for the Arts, Minister for Music and the Night-time Economy, and Minister for Jobs and Tourism, have determined that Dr Phillips shall receive the same remuneration as the Electoral Commissioner for the acting period. The Electoral Commissioner's remuneration is determined by the Statutory and Other Offices Remuneration Tribunal.

By Her Excellency's Command,

JOHN GRAHAM MLC
Special Minister of State, Minister for Roads, Minister for the Arts,
Minister for Music and the Night-time Economy, Minister for Jobs and Tourism,
Deputy Leader of the Government in the Legislative Council
