

Norfolk Island Government Gazette

(PRINTED ON THE AUTHORITY OF THE ADMINISTRATION)

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NORFOLK ISLAND GOVERNMENT GAZETTE NO. 17

Thursday 24 March 2005

NORFOLK ISLAND ACT 1979
ASSENT TO AN ACT OF THE LEGISLATIVE ASSEMBLY

IT IS HEREBY NOTIFIED that, on 22 March 2005, acting pursuant to section 21 of the Norfolk Island Act 1979, I declared my assent to the following proposed laws passed by the Legislative Assembly:

<u>Act</u>	<u>Commencement</u>
➤ Interpretation (Amendment) Act 2005 (Act No. 3 of 2005)	On gazettal
➤ Norfolk Island Hospital (Amendment) Act 2005 (Act No. 4 of 2005)	On gazettal
➤ Healthcare Levy (Amendment) Act 2005 (Act No. 5 of 2005)	On gazettal
➤ Road Traffic (Amendment) Act 2005 Act No. 6 of 2005)	On gazettal
➤ Fuel Levy (Amendment) Act 2005 (Act No. 7 of 2005)	On gazettal

Dated 22 March 2005

GRANT TAMBLING
ADMINISTRATOR

NORFOLK ISLAND
TELECOMMUNICATIONS (AMENDMENT NO. 2) ACT 2004
NOTICE OF COMMENCEMENT OF AN ACT

IT IS HEREBY NOTIFIED that, on 22 March 2005, acting in accordance with the advice of the Executive Council of Norfolk Island and under section 2 of the *Telecommunications (Amendment No. 2) Act 2004*, I fixed:

24 March 2005

as the date upon which the Act shall commence.

Dated 22 March 2005

GRANT TAMBLING
ADMINISTRATOR

NOTIFICATION OF THE MAKING OF REGULATIONS

IT IS HEREBY NOTIFIED, under section 33 of the Interpretation Act 1979, that the following Regulations have been made:

Enactment under which the Regulations made	Citation of the Regulations	Number & Year of the Regulations
Pharmacy Act 1956	Pharmacy (Amendment) Regulations 2005	No. 3 of 2005

Dated 22 March 2005

MICHAEL STEPHENS
OFFICIAL SECRETARY

PROBATE AND ADMINISTRATION ACT 1976
REVOCATION OF APPOINTMENT AND APPOINTMENT OF
CURATOR OF ESTATES OF DECEASED PERSONS

I, Geoffrey Robert Gardner, Chief Minister, under subsection 8(1) of the *Administration and Probate Ordinance 1929* of the Australian Capital Territory in its application to Norfolk Island by virtue of section 4 of the *Probate and Administration Act 1976*, hereby:

- (a) revoke the appointment of SONYA KILKENNY as Curator of Estates of Deceased Persons; and
- (b) appoint PATRICIA ROBYN COWLES as Curator of Estates of Deceased Persons for the purposes of the *Probate and Administration Act 1976*.

Dated 16 March 2005

G R GARDNER
CHIEF MINISTER

MUSEUM TRUST ACT 1987
APPOINTMENT OF TRUSTEES

I, Geoffrey Robert Gardner, Chief Minister, under paragraph 5(1) of the *Museum Trust Act 1987*, and in accordance with a resolution of the Legislative Assembly appoint -

Ian Hamilton McCowan, and
Katherine Halcomb Sexton

as trustees of the Norfolk Island Museum Trust for the period 16 March 2005 to 15 March 2005.

Dated 18 March 2005

G R GARDNER
CHIEF MINISTER

PASTURAGE AND ENCLOSURE REGULATIONS
REGULATION 5

I, Victoria Jack, Minister for Land and the Environment, direct the owners of stock depastured under the *Pasturage and Enclosures Act 1949*, to muster the stock for drenching and inspection by the Stock Inspector at one of the following places between 7 am and 3 pm on any of the dates indicated below for that area. Any variation of dates will be notified over the local radio.

STOCK FOUND IN THE FOLLOWING AREAS	MUSTER PLACE	MUSTER_DATES
Kingston, Store Road Middlegate Rooty Hill Road Cutters Corn Bloody Bridge Bumboras Peters Highway New Farm Road Longridge Rocky Point	Pound Paddock, Kingston	4,5 & 6 April 2005
Anson Bay Road Duncombe Bay Road Mt Pitt Road Mission Road Headstone Road Douglas Drive	Mission Pool Yards	7 & 8 April 2005
Cockpit Burnt Pine New Cascade Road J.E. Road Red Road Cascade	Cattleyard at Cascade	11 & 12 April 2005
Ball Bay Bucks Point Steels Point	Old Ball Bay Corral	13, 14 & 15 April 2005

It should be noted that owners of stock to which this direction applies are required to attend either in person or by their appointed agent, at the appropriate muster place to assist the Stock Inspector.

It should be further noted that an approved right of pasturage must exist in respect of calves over the age of 6 months, which are expected to be depastured on common land.

Dated 21 March 2005

VICTORIA JACK
MINISTER FOR THE ENVIRONMENT

CHARGES FOR MUSTERING STOCK

When an owner of stock fail to arrange for his stock to be mustered in accordance with the direction dated 17 March 2005, issued by the Minister for Environment and it is necessary for the work to be carried out by the Administration workers, the Administration will exercise its powers under section 9A(1) of the Stock Diseases Act 1936, and charge the owner the cost of such work.

Dated 17 March 2005

STEVE MATHEWS
ACTING CHIEF EXECUTIVE OFFICER

PASTURAGE TAGS

Owners of stock to be depastured under the Pasturage and Enclosure Act 1949 for the period 2005 / 2006 are advised that tags will be available from the Cashier's Office, main Administration Building during the hours of 10.00am to 4.0pm Monday to Friday.

Tags must be presented to the Stock Inspector at a date of muster for adult cattle. The Stock Inspector will allocate tags for calves when the animals are presented with their mothers for identification.

Owners of calves that were tagged during the September 2004 muster are reminded that those animals will be over the age of six months by April 2005 and must have a full Rich of Pasturage if they are to remain depastured on Commons and unfenced lands. The calf identification tags will be removed from those animals during April 2005.

Dated 17 March 2005

STEVE MATHEWS
ACTING CHIEF EXECUTIVE OFFICER

NOTICE FOR GENERAL INFORMATION
STOCK HEALTH PROGRAMME

In accordance with the direction by the Minister for Environment under the Pasturage and Enclosure Regulations and dated 17 March 2005, it is advised that a calf up to the age of six months which is to be depastured with its mother, will be drenched and tagged at the same time as the mother and a fee of \$4.00 per calf be charged for this service.

Owners of stock depastured on common lands are advised that stock is to receive medication for the control of copper deficiency. Stockowners should note that a right of pasturage would not be granted to any animal declared by a Stock Inspector to be a useless animal.

Dated 17 March 2005

STEVE MATHEWS
ACTING CHIEF EXECUTIVE OFFICER

PASTURAGE AND ENCLOSURE ACT 1949
RIGHTS OF PASTURAGE FOR 2005/2006

Subject to the payment by 31 March 2005 of the fee of \$50.00 for each head of cattle to the Cashier, Administration, the rights of pasturage are granted for the year ended 31 March 2006 as follows:

Applicant 2nd Name	Applicant 1st Name	05/06 Number of Head of Cattle	Applicant 2nd Name	Applicant 1st Name	05/06 Number of Head of Cattle
ADAMS	ROBIN-ELEANOR	3	GRAHAM	AARON	4
BATAILLE	ALLEN	9	GRAHAM	ELTON	6
BATES	BRIAN	2	GRUBE	BELINDA	2
BATES	DARREN	3	HOWELL	RIA	2
BATES	DAVID	3	HUCKSTEP	JOHN	2
BIGG	ARCHIE	6	JUDD	NORMA	2
BIGG	MAT	4	McCOY	BEVERLEY	2
BIGG	SIMON	4	McCoy	HARVEY	2
BUFFETT	ALLEN ANTHONY	4	McCoy	RUTH	3
BUFFETT	BOYD	4	MENGHETTI	PAUL	3
BUFFETT	FRANCES	3	MOGEY	JOHN	2
BUFFETT	IAN	4	NOBBS	CANDICE	2
BUFFETT	MERVYN	9	NOBBS	RON	2
BUFFETT	NORMAN	9	PARSONS	GEORGE	3
BUFFETT	PETER	3	PARTRIDGE	ALLEN	3
BUFFETT	SHANELLE	3	PARTRIDGE	JAMES	4
BUFFETT	SHELLEY	2	PARTRIDGE	KIM	3
BUFFETT	SHEREE	3	PARTRIDGE	LINDA	4
BUFFETT	SHERYL	2	PROLE	PHYLLIS	2
BUFFETT	TODD	3	QUINTAL	APRIL	2

CHRISTIAN	DARREN	4	QUINTAL	LAURIE	1
CHRISTIAN	DOLLY	2	RANDALL	BASIL	7
CHRISTIAN	EDITH	5	RANDALL	DEBBIE-JANE	4
CHRISTIAN	JOHN M.	4	RANDALL	FRANKLIN	8
CHRISTIAN	JOY	3	RANDALL	KEVIN	4
CHRISTIAN	RAYMOND	3	RANDALL	SUZANNE	3
COOPER	SIDNEY	6	REEVES	MATTHEW	4
DOURAN	SINDY	2	ROBINSON	GLENN	2
DOURAN	VICKIE	2	SANDERS	MICHAEL	2
EVANS	ADRIAN	3	SANDERS	WILLIAM H.	7
EVANS	ARTHUR	4	SANDERS	WILLIAM W.	9
EVANS	BERYL	2	SHERIDAN	SAM	2
EVANS	DAVID R.G.	2	SIM	JEAN & TOM	8
EVANS	KAYE	2	SINGER	DIANA	2
EVANS	KERRY-ANNE	2	SNELL	DENE	3
EVANS	LEON	9	SNELL	JONATHON	2
EVANS	PAUL	4	TAVENER	LYLE	9
			WOOD	KAYE	1

A right of pasturage is also granted for the progeny of female cattle referred to in the table until that progeny attains the age of six months and will be tagged with an identification brand.

Notice is given to each person named in the table that they are prohibited from depasturing a head of cattle in respect of which a right of pasturage has been granted, if that animal:

- does not have a tag attached to it; **or**
- is not branded with the owner's registered brand.

Pasturage rights are allocated in accordance with and subject to the Administration of Norfolk Island Pasturage Rights Policy August 2003.

Dated 21 February 2005.

VICTORIA JACK
MINISTER FOR THE ENVIRONMENT

DEPUTY CROWN COUNSEL
POSITION VACANT
THE ADMINISTRATION OF NORFOLK ISLAND

The Administration of Norfolk Island is seeking a Deputy Crown Counsel to join its Legal team.

The Legal Services Unit provides a full range of legal services and policy advice to the Government of Norfolk Island, the Corporate Management Group of the Public Service (The Administration) and all operational areas of the Public Service, including government bodies and statutory authorities.

In a key legal advice/litigation role, the Deputy Crown Counsel will have skills including at least 2 yrs post admission experience in either government law or private practice; an understanding of the political environment; experience in criminal prosecutions, civil and statutory actions; the drafting of commercial legal documents; and a knowledge of law relating to wills, probate and estates.

The ideal applicant will have the capacity to juggle work and meet deadlines; a high level of interpersonal and communication skills; a customer focus; and proven ability to be flexible and a contributing team player.

The appointment will be for a period of three years, and is subject to Norfolk Island Immigration laws.

Salary commences at \$51,291 per annum (currently free of income tax).

An Information Package, which includes the detailed job specifications, is available at our website www.gov.nf/jobs or by contacting Human Resources on hr@admin.gov.nf (phone 0011 6723 22001 extension 2). If after reading the information you wish to discuss the position further, please contact Mr Graham Rhead by e-mail grhead@admin.gov.nf (Phone 0011 6723 22001 extension 5).

Applications will need to be received by close of business on Friday 25 March 2005

STEVE MATHEWS
ACTING CHIEF EXECUTIVE OFFICER

ADMINISTRATION OF NORFOLK ISLAND
POSITION VACANT
ADMINISTRATIVE OFFICER - WELFARE SERVICES/COMPANIES

The Administration is seeking applications from interested persons for the position of Administrative Officer – Welfare Services/Companies.

The position is responsible for the administration of the *Social Services Act 1980* including interviewing applicants and processing of applications and reviews, calculations of benefits and acting as Secretary to the Social Services Board. It also involves administering the *Companies Act 1985*, the *Business Names Act 1976*, the Legal Aid Scheme and to act as Secretary for the Legal Aid Advisory Committee, including the interview of the Legal Aid applicant/s and assessing legal aid application forms. As Officer in Charge of the Retail Price Index, this position is also responsible for the collection of prices and input of data and preparing of gazettal information for the relevant executive member.

Salary commences at \$34,845 per annum.

How to Apply

A position specification containing the essential and desirable criteria along with the major responsibilities and the salary range for this position is available from the Human Resources section of the Administration or by phoning 22001 extension 2. Further information can be obtained by contacting the Community Services Manager on extension 4.

All Administration positions are advertised as subject to 7-day spread of hours and positions may be rostered dependent on customer and service level needs.

Appointments will be on merit according to skills and experience and in accordance with the *Public Sector Management Act 2000*. If you are interested in this position you will need to submit a comprehensive written application addressing the criteria contained in the position specification. Applications will need to also include two recent work related references and two nominated referees. Applications will need to be lodged with the Human Resources section at the Administration offices by close of business Friday 25 March 2005.

The Administration promotes a smoke-free workplace.

STEVE MATHEWS
ACTING CHIEF EXECUTIVE OFFICER

BURSARIES AND SCHOLARSHIPS

Applications are invited for awards of bursaries and scholarships to enable students to continue their education elsewhere than on Norfolk Island.

Students must have completed at least three years schooling on Norfolk Island and their parents or guardians must be residents of Norfolk Island.

Particular attention is drawn to the fact that **FRESH APPLICATIONS ARE REQUIRED IN RESPECT OF STUDENTS WHO HAVE BEEN IN RECEIPT OF A BURSARY OR SCHOLARSHIP DURING 2004.**

Bursaries and scholarships are considered on a means tested basis. A statement about income **must** be lodged with each application.

Brief details of awards available are:

BURSARIES

(a) Up to School Certificate

Available to students between the ages of 11 and 16 years who are eligible for secondary schooling, who in the opinion of the Bursaries and Scholarships Committee established under the Education Regulations, are capable of proceeding to the level of the School Certificate and who have special requirements for schooling elsewhere than on Norfolk Island.

(b) Beyond School Certificate

Available to students who have attained the School Certificate and who, in the opinion of the Bursaries and Scholarships Committee, are capable of proceeding to and passing the Higher School Certificate examination or its equivalent and who have special requirements for schooling elsewhere than on Norfolk Island.

SPECIAL NOTE

As both the School Certificate and Higher School Certificate are available at the Norfolk Island Central School, these bursaries are limited to applicants with special curriculum needs.

SCHOLARSHIPS

(a) Tertiary Education Scholarships

Available to assist full time students undertaking a course leading to a tertiary qualification from a university or other tertiary institution.

(b) Vocational Trainee Scholarships

These are intended to assist persons wishing to undertake apprenticeships, technical or para-professional studies and/or training away from Norfolk Island.

Award payments are as follows:

School Certificate Bursary

One return airfare between Norfolk Island and Sydney
50% of the costs of prescribed textbooks or \$250 whichever is less

Higher School Certificate Bursary

One return airfare between Norfolk Island and Sydney
50% of the costs of prescribed textbooks or \$500 whichever is less

Tertiary Education Scholarship

One return airfare between Norfolk Island and Sydney
50% of the costs of prescribed textbooks or \$500 whichever is less

Vocational Training Scholarships

One return airfare between Norfolk Island and Sydney
50% of the costs of prescribed textbooks or \$500 whichever is less

Please note that reimbursement of textbook costs will be made upon production of receipts.

To obtain application forms and for further enquiries please contact Bella Wilson at the Administration on telephone 22001.

ALL APPLICATIONS SHOULD BE LODGED BY CLOSE OF BUSINESS ON 25 MARCH 2005.

**STEVE MATHEWS
ACTING CHIEF EXECUTIVE OFFICER**

**ADMINISTRATION OF NORFOLK ISLAND
CLEANING OF ADMINISTRATION BUILDING
PERFORMANCE BASED CONTRACT**

TENDER NO. 2/05

Tenders are invited for the cleaning of the Airport Terminal building. The contract is for a period of approximately 15 months ending on 30 June 2006. There is provision within the contract for 12 months extension. The contract is also subject to 6 monthly performance reviews.

Any interested person needs to obtain a copy of the Schedule of Cleaning and the Tender Submission Form prior to submitting any tender. These documents can be obtained from Katie Sexton, telephone 22001, extension 121 or ksexton@admin.gov.nf. **Tenders must be submitted using a Tender Submission Form.**

Tender amounts are to be on a per-annum basis.

Workers Compensation and Public Liability insurance are compulsory for all Administration cleaning contracts. Prospective tenderers are strongly encouraged to obtain insurance quotations before submitting a tender.

Tenders should be placed in a sealed envelope marked 'Tender No. 2/05 – Cleaning of Administration Building – Airport Terminal' and placed in the tender box located in Records section, top floor, New Military Barracks, Kingston. Closing date for tenders is 4:00pm Tuesday 29 March 2005. There will be a public opening of tenders 9:00am Wednesday 30 March 2005 in the Records section.

The lowest or any tender need not necessarily be accepted.

STEVE MATHEWS
ACTING CHIEF EXECUTIVE OFFICER

DISPOSAL OF WASTE IN PUBLIC RUBBISH BINS

Rubbish bins are provided in public areas, particularly through the Burnt Pine shopping area, the Bicentennial Centre and at picnic areas in public reserves so people can conveniently dispose of waste that is generated by their picnicking or shopping.

Depositing commercial or domestic wastes in public rubbish bins significantly increases the Administration's rubbish disposal costs and can also leave little or no room for genuine picnicking or shopping rubbish.

Thank you to the majority of people who "do the right thing" with their waste. It is not much of an effort to take your sorted rubbish to the Waste Management Centre, where we can deal with it efficiently.

Disposing of commercial or domestic waste in a rubbish bin in a public place is an offence under the *Waste Management Act 2003* (maximum fine \$2,000).

PETER DAVIDSON
EXECUTIVE DIRECTOR ENVIRONMENT AND INFRASTRUCTURE

ELECTRICITY SUPPLY ACT 1985 **NOTICE TO CONSUMERS**

PLEASE NOTE THAT under subsection 9(1) of the Electricity supply Act 1985, authorised officers will be entering lands Island wide in Norfolk Island on 29, 30, 31 March and 1 April 2005 between the hours of 7.00am and 4.00pm for the purpose of reading electricity meters.

All dogs on lands in the above mentioned times should be securely tethered or housed to allow the authorised officers to carry out their duty in safety.

Failure to securely tether or house a dog will result in an electricity meter not being read.

If an electricity meter on any land is not read as a result of a dog not being securely tethered or housed, the electricity supply to that land may be assessed.

Persistent failure to comply with the request to restrain dogs at all times when the meters are to be read, may cause a disconnection of the service.

Dated 14 March 2005.

JOHN CHRISTIAN
ELECTRICITY MANAGER

ADMINISTRATIVE REVIEW TRIBUNAL

On 14 March 2005 the President of the Tribunal published his reasons in ART.8/2002 –

Pitcher & Others v. Minister for Lands and the Environment and Island Industries Pty. Limited as Intervener.

The decision and reasons are available from the Registry Department.

**A V A BATAILLE
SECRETARY
ADMINISTRATIVE REVIEW TRIBUNAL**

**PLANNING ACT 2002
DEVELOPMENT APPLICATIONS**

The following Development Application for permissible (with consent) use or development of land has been determined under the *Planning Act 2002*.

DA Number	Applicant	Location	Proposed Use and/or Development	Decision
0073/04	The Norfolk Island Hospital Enterprise	Portion No 24c, Grassy Road, Norfolk Island.	Erection of signage	Approved, subject to conditions on 21 March 2005

Public Exhibition

This Development Application, the Planning Report and the Instrument of Approval may be inspected, free of charge, during business hours at the Planning Office at the Administration of Norfolk Island, No 11 Quality Row, Kingston.

Reviewable Decisions

A decision to approve/refuse the above development application(s) subject to conditions, is a reviewable decision within the meaning of subsection 78(1) of the *Planning Act 2002*.

The applicant and any person who made a written public submission in relation to one of the above proposals has the right to apply to the Administrative Review Tribunal for review of the decision in relation to that proposal.

An application for a review must be lodged within 28 days of the date the approval was given. An application for review must:

- be made in writing;
- be in the approved form;
- identify the decision to be reviewed; and
- state the reasons for the application.

Where a person has been appointed under section 91 of the *Planning Act 2002* to enquire into and make recommendations on matters relevant to the decision makes a recommendation, the decision is a reviewable decision only to the extent the decision does not conform with the recommendation.

**MIRIAM MATHEW
PLANNING OFFICER
SECRETARY TO PLANNING AND ENVIRONMENT BOARD**

LIQUOR ACT 1960

We, the undersigned owners of 'The Governors Lodge' situated on Portion 53b2, hereby apply to transfer the existing Restaurant Licence and Guest House Licence to our nominee Bruce Stanley Walker.

Sgd L.R.Ford & A.N. Ford
M.K.Johnson & J.M. Johnson
B.S.Walker & A.M. Walker
R.H.Sills & S.R.Christian-Sills
R.F. Nobbs & G.W.Christian

Sgd. **BRUCE WALKER**

**IN THE SUPREME COURT)
NORFOLK ISLAND)**

P.2 of 2005

IN THE WILL OF Judith Lorking
Late of J E Road, Norfolk Island
Deceased

NOTICE OF INTENDED APPLICATION FOR PROBATE

APPLICATION will be made not earlier than 14 days after the publication of this notice that probate of the will dated 14 December 2004 of the abovenamed deceased be granted to Catherine Elizabeth O'Sullivan the executor and trustee under Power of Attorney.

All notices may be served at the address below.

Creditors of the estate of the deceased are required to send particulars of their claims to:

C E O'Sullivan & Associates
Taylors Road, P O Box 294
Norfolk Island, South Pacific, 2899

Dated 22 March 2005

C E O'SULLIVAN
