



Norfolk Island Government Gazette

(PRINTED ON THE AUTHORITY OF THE ADMINISTRATION)

- 83 -

NORFOLK ISLAND GOVERNMENT GAZETTE NO. 19

Friday 8 April 2005

ADMINISTRATIVE REVIEW TRIBUNAL ACT 1996

The hearing set for 11 April 2005 is abandoned. The next Sittings of the Tribunal is set down for Thursday 14 April 2005 at 10.00 am.

A.V.A. BATAILLE
SECRETARY

COURT OF PETTY SESSIONS

The next Sittings of the Court of Petty Sessions is set down for Tuesday 12 April, 2005 at 10.00 am.

A.V.A. BATAILLE
CLERK OF THE COURT OF PETTY SESSIONS

ROAD TRAFFIC ACT 1982 APPOINTMENT OF REGISTRAR OF MOTOR VEHICLES

I, Ronald Coane Nobbs, Minister for Finance, under subsection 5(2) of the *Road Traffic Act 1982* appoint —

Allen Vincent Albert Bataille

as Registrar of Motor Vehicles.

Dated 31 March 2005.

R. C. NOBBS
MINISTER FOR FINANCE

ROAD TRAFFIC ACT 1982 APPOINTMENT OF DEPUTY REGISTRAR OF MOTOR VEHICLES

I, Ronald Coane Nobbs, Minister for Finance, under subsection 5(2) of the *Road Traffic Act 1982* appoint —

Margaret Evans

as Deputy Registrar of Motor Vehicles.

Dated 1 April 2005.

R. C. NOBBS
MINISTER FOR FINANCE

LIQUOR ACT 1960

Application is made to transfer the liquor licence from Barry Hyatt to Amal Kemp.

Signed CHARISSE CLARKE
PROPRIETOR
HILLI RESTAURANT & WINE BAR

IMMIGRATION ACT 1980

In accordance with paragraph 34(1)(a) I advise that the following person has applied for a grant of a declaration of residency —

Laura Marie Jensen

Dated 10 March 2005.

JOHN BROWN
MINISTER FOR COMMUNITY SERVICES

IMMIGRATION ACT 1980

In accordance with paragraph 34(1)(a) I advise that the following persons have applied for grants of a declaration of residency —

Roxanne Elaine Barry
Concepcion Crombie

Dated 31 March 2005.

JOHN BROWN
MINISTER FOR COMMUNITY SERVICES

IMMIGRATION ACT 1980

In accordance with paragraph 34(1)(a) I advise that the following persons have applied for grants of a declaration of residency —

Debra Anne Hammond
Jessica Emily Hammond

Dated 4 April 2005.

JOHN BROWN
MINISTER FOR COMMUNITY SERVICES

PLANNING ACT 2002
VARIATION OF THE NORFOLK ISLAND PLAN 2002

I, Stephanie Victoria Jack, Minister for the Environment, give notice under subclause 10(3) of the *Planning Regulation 2004*, that in accordance with the resolution of the Legislative Assembly on 16 March 2005, the draft plan laid before the Legislative Assembly, being a variation to the Norfolk Island Plan 2002 (VAR 1-2005), has been rejected.

The aim and intent of the proposed variation was to accommodate a specific proposed use or development of land, being a veterinary establishment and ancillary kennels, on portion 43s5 off Cascade Road.

For the purposes of subclause 10(c) of the *Planning Regulation 2004*, the reasons for that decision are as follows:
The view held by some members of the Assembly was that noise coming from the boarding kennel aspect, especially in the evening, would be an issue. It was felt that conditions placed on the applicant by the Board regarding this aspect were insufficient and lacking in quantitative measurement. This point affected clause 73 1 (b) of the Norfolk Island Plan 2002. – Amenity provision – that the development would affect adversely existing occupiers especially in relation to noise disturbance

Some Assembly members felt that the proposed variation was an incompatible use or development for the rural residential zone. This point affected clause 71 1 (c) - Use – where all land shall be protected from encroachment by incompatible use or development.

Dated 7 April 2005.

MRS S. V. JACK
MINISTER FOR THE ENVIRONMENT

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 Enclosure 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 21 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 10.00 am to 4.00 pm 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 21 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

PLANNING ACT 2002
NORFOLK ISLAND PLAN 2002

A draft Plan has been prepared by the executive member in accordance with subsection 9(1) of the *Planning Act 2002* and is currently on public exhibition.

Aim and Intent of the draft Plan	Land to which the draft Plan applies
<p>The aim of the draft Plan is to amend the Tables of Use or Development in the rural, rural residential and residential zones to remove "Residence – Dwelling house" from column 2 (Permitted Use or Development) and include "Residence – Dwelling House" in Column 1 (Permitted (As of Right) Use or development).</p> <p>The intent of the draft Plan is to remove the requirement for development approval for residential dwelling houses, and for alterations and extensions to residential dwelling houses in the relevant zones.</p>	<p>All land on Norfolk Island zoned: Rural; Rural Residential; and Residential</p>

Public Exhibition

The details of this draft Plan, and reasons for the draft Plan, are available for inspection between 8 April 2005 and 6 May 2005. This information may be inspected, during business hours, at the Planning Office of the Land Use and Environment Branch of the Administration of Norfolk Island, No 11 Quality Row, Kingston.

Submissions

Any person may, during the period between 8 April 2005 and 6 May 2005, make written submissions to the Chief Executive Officer about the draft Plan.

All submissions must be signed by at least one person making the submission.

If a submission objects to the draft Plan, the grounds for objection must be specified in the submission.

MRS S. V. JACK
MINISTER FOR THE ENVIRONMENT

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
0082/04	Norfolk Island Administration (Ms Eve Semple & Mr Boyd Buffett)	Portion No 26v, New Cascade Road, Norfolk Island.	Shed for museum conservation and storage and storage of Administration records	Approved, subject to conditions on 4 April 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 THE PLANNING AND ENVIRONMENT BOARD
