

**TIMBER INDUSTRY (INTERIM PROTECTION)  
AMENDMENT ACT 1994 No. 21**

NEW SOUTH WALES



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**TIMBER INDUSTRY (INTERIM PROTECTION)  
AMENDMENT ACT 1994 No. 21**

NEW SOUTH WALES



**Act No. 21, 1994**

An Act to amend the Timber Industry (Interim Protection) Act 1992 to extend its provisions to control logging within the Eden Native Forest Management Area and to postpone the expiry date of that Act. [Assented to 16 May 1994]

*Timber Industry (Interim Protection) Amendment Act 1994 No. 21*

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**The Legislature of New South Wales enacts:**

**Short title**

1. This Act may be cited as the Timber Industry (Interim Protection) Amendment Act 1994.

**Commencement**

2. This Act commences on the date of assent.

**Amendment of Timber Industry (Interim Protection) Act 1992 No. 1**

3. The Timber Industry (Interim Protection) Act 1992 is amended as set out in Schedule 1.

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**SCHEDULE 1—AMENDMENTS**

(Sec. 3)

(1) Section 16 (**Expiry of this Act**):

Omit “1994”, insert instead “1995”.

(2) Schedule 1 (**Substantial areas of old growth forests on which no logging operations may be carried out until an EIS is obtained**):

At the end of Schedule 1, insert:

**EDEN NATIVE FOREST MANAGEMENT AREA**

*Nadgee State Forest No. 125*

1. Nadgee State Forest No. 125 (dedicated 4 November 1914), and its Extensions set out in clause 2, excluding compartments 142, 147, 157, 158 and 170.

2. The Extensions (with their dedication dates shown in brackets) are:

- No. 1 (28 September 1917)
- No. 2 (5 May 1922)
- No. 3 (21 July 1972)
- No. 4 (29 June 1973)
- No. 5 (17 October 1986).

SCHEDULE 1—AMENDMENTS—*continued*

***Yambulla State Forest No. 126***

1. Yambulla State Forest No. 126 (dedicated 4 November 1914), and its Extensions set out in clause 2, excluding compartments 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 271, 272, 274, 276, 278, 282, 283, 284, 285, 286, 287, 290, 291, 294, 295, 298, 299, 300, 303, 304, 305, 306, 307, 308, 309, 310, 313, 315, 323, 329, 330, 331, 332, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 346, 347, 349, 351, 355, 356, 359, 360, 361, 362, 363, 364, 366, 369, 411 and 415.

2. The Extensions (with their dedication dates shown in brackets) are:

- No. 1 (7 May 1971)
- No. 2 (12 July 1974)
- No. 3 (13 November 1987)
- No. 4 (1 September 1989).

***East Boyd State Forest No. 127***

1. East Boyd State Forest No. 127 (dedicated 4 November 1914), and its Extensions set out in clause 2, excluding compartments 3, 4, 6, 7, 34, 38, 172, 173, 174, 175, 176, 181, 182, 184, 185, 186, 187, 189, 191, 192, 193, 194, 195, 201, 202, 203, 204, 205, 206, 209, 210, 211, 212, 213, 214 and 216.

2. The Extensions (with their dedication dates shown in brackets) are:

- No. 1 (1 August 1924)
- No. 2 (10 May 1929)
- No. 3 (13 April 1934)
- No. 5 (4 June 1971)
- No. 6 (3 February 1978)
- No. 7 (7 April 1978)
- No. 8 (16 January 1981).

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SCHEDULE—AMENDMENTS—*continued*

***Bondi State Forest No. 128***

1. The Extensions to Bondi State Forest No. 128 set out in clause 2, excluding:

- (a) the parts of Extensions Nos. 2, 8, 15 and 39 that are within the Bombala Management Area; and
- (b) compartments 1702, 1709 and 1710.

2. The Extensions (with their dedication dates shown in brackets) are:

- No. 2 (23 April 1926)
- No. 8 (13 October 1961)
- No. 9 (13 July 1962)
- No. 15 (27 August 1971)
- No. 19 (5 September 1975)
- No. 20 (14 April 1978)
- No. 22 (19 October 1979)
- No. 23 (30 November 1979)
- No. 27 (18 September 1981)
- No. 29 (29 June 1984)
- No. 30 (12 May 1989)
- No. 31 (14 February 1992)
- No. 39 (10 September 1993).

***Nalbaugh State Forest No. 129***

1. Nalbaugh State Forest No. 129 (dedicated 4 November 1914), and. its Extensions set out in clause 2, excluding so much of that Forest, and of its No. 9 Extension, as are within the Bombala Management Area.

2. The Extensions (with their dedication dates shown in brackets) are:

- No. 1 (26 June 1925)
- No. 2 (13 November 1925)
- No. 3 (24 August 1956)
- No. 4 (26 March 1971)
- No. 6 (24 December 1976)
- No. 7 (4 February 1977)
- No. 9 (17 September 1993).

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SCHEDULE 1—AMENDMENTS—*continued*

***Bombala State Forest No. 130***

Bombala State Forest No. 130 (dedicated 4 November 1914), and its No. 1 Extension (dedicated 19 October 1917), excluding compartment 1339 and any of that Forest that is within the Bombala Management Area.

***Nungatta State Forest No. 131***

Nungatta State Forest No. 131 (dedicated 4 November 1914) and its No. 1 Extension (dedicated 19 June 1953).

***Gnupa State Forest No. 132***

1. Gnupa State Forest No. 132 (dedicated 4 November 1914) and its Extensions set out in clause 2.

2. The Extensions (with their dedication dates shown in brackets) are:

- No. 1 (24 March 1922)
- No. 2 (28 July 1922).

***Yurammie State Forest No. 133***

1. Yurammie State Forest No. 133 (dedicated 4 November 1914), and its Extensions set out in clause 2, excluding compartments 981, 990, 991, 993, 995, 999 and 1000.

2. The Extensions (with their dedication dates shown in brackets) are:

- No. 1 (11 May 1923)
- No. 2 (23 April 1926)
- No. 3 (10 May 1968)
- No. 4 (9 July 1971)
- No. 5 (4 February 1977)
- No. 6 (4 March 1977)
- No. 7 (31 March 1978)
- No. 8 (3 August 1979)
- No. 9 (2 June 1989)
- No. 10 (6 October 1989)
- No. 11 (6 October 1989).

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SCHEDULE 1—AMENDMENTS—*continued*

***Tantawangalo State Forest No. 134***

1. Tantawangalo State Forest No. 134 (dedicated 4 November 1914), and its Extensions set out in clause 2, excluding compartments 2404, 2426, 2427, 2428, 2429, 2430 and 2431.

2. The Extensions (with their dedication dates shown in brackets) are:

- No. 1 (31 August 1928)
- No. 2 (26 February 1965)
- No. 3 (23 April 1971)
- No. 4 (27 August 1971)
- No. 5 (2 March 1973)
- No. 6 (8 November 1974)
- No. 7 (5 September 1975)
- No. 8 (26 January 1979)
- No. 9 (2 January 1981)
- No. 10 (12 February 1982)
- No. 11 (2 March 1984)
- No. 12 (20 December 1991)
- No. 13 (23 April 1993).

***Murrah State Forest No. 140***

1. Murrah State Forest No. 140 (dedicated 4 November 1914), and its Extensions set out in clause 2, excluding compartments 2024, 2028, 2029, 2030, 2032, 2035, 2046, 2847, 2048, 2049, 2050, 2060, 2062, 2063, 2064 and 2065.

2. The Extensions (with their dedication dates shown in brackets) are:

- No. 1 (28 September 1917)
- No. 2 (17 November 1922)
- No. 3 (27 January 1956)
- No. 4 (6 November 1981).

SCHEDULE 1—AMENDMENTS—*continued****Bermagui State Forest No. 142***

1. Bermagui State Forest No. 142 (dedicated 4 November 1914) and its Extensions set out in clause 2.

2. The Extensions (with their dedication dates shown in brackets) are:

- No. 1 (28 September 1917)
- No. 2 (21 May 1920)
- No. 3 (28 July 1922)
- No. 4 (16 March 1923)
- No. 5 (20 May 1955)
- No. 6 (1 November 1957)
- No. 7 (15 November 1957)
- No. 8 (5 September 1958)
- No. 9 (24 January 1964)
- No. 10 (27 June 1975)
- No. 11 (5 June 1981)
- No. 12 (18 July 1986).

***Glenbog State Forest No. 149***

1. Glenbog State Forest No. 149 (dedicated 28 September 1917), and its Extensions set out in clause 2, excluding:

- (a) so much of No. 6 Extension as is within the Bombala Management Area; and
- (b) compartments 2301, 2302, 2303, 2304, 2305, 2312, 2313, 2314, 2324, 2326, 2329, 2330, 2331, 2332, 2333, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2343, 2344, 2345, 2346, 2347, 2348, 2351, 2362, 2368, 2369, 2370, 2376, 2454 and 2455.

2. The Extensions (with their dedication dates shown in brackets) are:

- No. 1 (6 February 1925)
- No. 2 (24 September 1926)
- No. 3 (13 March 1953)
- No. 4 (22 February 1957)
- No. 5 (7 June 1968)
- No. 6 (31 May 1968)
- No. 7 (3 November 1972)



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SCHEDULE 1—AMENDMENTS—*continued*

- No. 9 (29 October 1976)
- No. 10 (1 June 1979)
- No. 11 (19 July 1981)
- No. 12 (2 March 1984)
- No. 13 (5 July 1985)
- No. 14 (26 March 1994).

***Tanja State Forest No. 544***

The following Extensions (with their dedication dates shown in brackets) to Tanja State Forest No. 544:

- No. 1 (26 May 1922)
- No. 2 (28 July 1922)
- No. 10 (16 March 1973).

***Nullica State Forest No. 545***

1. Nullica State Forest No. 545 (dedicated 28 September 1917), and its Extensions set out in clause 2, excluding compartment 604.

2. The Extensions (with their dedication dates shown in brackets) are:

- No. 1 (24 March 1922)
- No. 2 (25 August 1939)
- No. 3 (2 November 1973)
- No. 4 (7 December 1973)
- No. 5 (18 October 1974)
- No. 6 (18 April 1975)
- No. 7 (21 November 1975)
- No. 8 (21 November 1975)
- No. 9 (19 November 1976)
- No. 10 (19 November 1976)
- No. 11 (6 May 1977)
- No. 12 (30 December 1977)
- No. 13 (19 January 1979)
- No. 14 (4 December 1981)
- No. 15 (16 July 1982)
- No. 16 (5 November 1982)

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SCHEDULE 1—AMENDMENTS—*continued*

- No. 17 (17 May 1985)
- No. 18 (10 May 1985)
- No. 19 (12 February 1988)
- No. 20 (19 February 1988)
- No. 21 (31 March 1988)
- No. 22 (14 December 1990).

***Coolangubra State Forest No. 547***

1. Coolangubra State Forest No. 547 (dedicated 19 October 1917), and its Extensions set out in clause 2, excluding:

- (a) such parts of that Forest, and such parts of Extensions Nos. 1 and 3, as are within the Bombala Management Area; and
- (b) the part of compartment 1339 that is within that State Forest.

2. The Extensions (with their dedication dates shown in brackets) are:

- No. 1 (3 July 1925)
- No. 3 (23 June 1972)
- No. 5 (18 April 1975)
- No. 6 (31 October 1975)
- No. 7 (17 September 1976)
- No. 9 (20 April 1979)
- No. 11 (28 January 1983)
- No. 14 (16 October 1992)
- No. 17 (30 October 1992).

***Broadwater State Forest No. 570***

Extension No. 3 (dedicated 5 May 1922) to Broadwater State Forest No. 570.

***Mumbulla State Forest No. 605***

1. Mumbulla State Forest No. 605 (dedicated 2 November 1917), and its Extensions set out in clause 2, excluding compartments 2125, 2126, 2127, 2128, 2131, 2133, 2161, 2164, 2167, 2168, 2169, 2179, 2180 and 2181.

SCHEDULE 1—AMENDMENTS—*continued*

2. The Extensions (with their dedication dates shown in brackets) are:

- No. 1 (25 March 1938)
- No. 2 (24 October 1958)
- No. 4 (14 April 1972)
- No. 5 (14 November 1975)
- No. 6 (6 January 1978)
- No. 8 (20 October 1989).

***Cathcart State Forest No. 607***

1. Cathcart State Forest No. 607 (dedicated 2 November 1917) and its Extensions set out in clause 2.

2. The Extensions (with their dedication dates shown in brackets) are:

- No. 1 (23 April 1971)
- No. 2 (27 August 1971)
- No. 3 (16 June 1972)
- No. 4 (29 November 1985).

***Timbillica State Forest No. 768***

1. Timbillica State Forest No. 768 (dedicated 5 May 1922), and its Extensions set out in clause 2, excluding compartments 219, 221, 222, 223, 226, 227, 229, 232, 234, 235, 236, 237, 240, 241, 242, 243, 244, 247, 248, 249, 253, 254 and 255.

2. The Extensions (with their dedication dates shown in brackets) are:

- No. 1 (1 October 1971)
- No. 2 (22 May 1981).

***Bruces Creek State Forest No. 777***

Bruces Creek State Forest No. 777 (dedicated 5 May 1922), except compartment 106.

SCHEDULE 1—AMENDMENTS—*continued****Towamba State Forest No. 908***

1. Towamba State Forest No. 908 (dedicated 17 February 1950), and its Extensions set out in clause 2, excluding such parts of Extensions 3 and 5 that are within the Bombala Management Area.

2. The Extensions (with their dedication dates shown in brackets) are:

- No. 1 (9 July 1971)
- No. 2 (8 September 1978)
- No. 3 (29 October 1993)
- No. 5 (21 January 1994).

***Murrabrine State Forest No. 947***

Murrabrine State Forest No. 947 (dedicated 4 November 1955) and its No. 1 Extension (dedicated 14 September 1979).

***Bemboka State Forest No. 1007***

Bemboka State Forest No. 1007 (dedicated 20 July 1979), except compartment 2206.

***Glen Allen State Forest No. 1031***

Glen Allen State Forest No. 1031 (dedicated 25 May 1984) and its No. 1 Extension (dedicated 14 November 1986).

The above land within the Eden Native Forest Management Area is shown by hatching on the map catalogued Misc. F. 1216 in the office of the Forestry Commission.

(3) Schedule 4 (**Other forest areas in which logging operations may be carried out pending obtaining of EIS**):

(a) After the heading to Schedule 4, insert:

**PART 1—ORIGINAL AREAS**

SCHEDULE 1—AMENDMENTS—*continued*

(b) At the end of Schedule 4, insert:

**PART 2—ADDITIONAL AREA**

Area: That part of the Eden Native Forest Management Area comprising the areas enclosed by a heavy black line on the map catalogued Misc. F. 1216 in the office of the Forestry Commission, excluding from them the areas specified in Schedule 1, those excluded areas being the areas that are shown hatched on the map.

Date for completion of environmental impact statement:  
31 December 1995.

The following compartments, namely:

Nadgee State Forest No. 125, compartments 142, 147, 157, 158 and 170

Nullica State Forest No. 545, compartment 604

Coolangubra State Forest No. 547, the part of compartment 1339 that is within that State Forest

Mumbulla State Forest No. 605, compartment 2133

must not be logged until after all the parts of the Eden Native Forest Management Area to which this Part applies and for which logging is authorised have been logged and unless any licence that is necessary before logging in those compartments can be carried out has been issued under the National Parks and Wildlife Act 1974 by the Director-General of National Parks and Wildlife. Such a licence may not be issued unless, because of wet weather or some other contingency, logging cannot be carried out in other areas.

Each quarterly report required under section 15 must include specific reference to the compartments listed above indicating whether logging is scheduled, is being carried out or has been completed.

**PART 3—REGULATORY AND PUBLIC INFORMATION COMMITTEE**

1. There is established by this Part, for the areas specified in Parts 1 and 2 of this Schedule, a committee comprising:

SCHEDULE 1—AMENDMENTS—*continued*

- (a) the Director-General of National Parks and Wildlife or the Director-General's nominee; and
  - (b) the Director-General of the Environment Protection Authority or the Director-General's nominee; and
  - (c) the Director of the Soil Conservation Service or the Director's nominee; and
  - (d) a nominee of the Forestry Commission.
2. The functions of the committee are:
- (a) to determine the compartments to be logged and the sites of roads proposed by the Forestry Commission during any period when logging and roading takes place before the Forestry Commission obtains an environmental impact statement for those compartments or sites or before the Minister for Planning makes a determination under Division 4 of Part 5 of the EPA Act concerning logging operations within those compartments; and
  - (b) to monitor logging and roading undertaken by or on behalf of the Forestry Commission after the Minister for Planning makes a determination under Division 4 of Part 5 of the EPA Act concerning logging operations within the Area; and
  - (c) to keep a register containing particulars of:
    - (i) proposed logging and roading plans; and
    - (ii) licences issued by the Director-General of National Parks and Wildlife and by the Environment Protection Authority; and
    - (iii) timber licences issued by the Forestry Commission; and
    - (iv) any monitoring reports of the Forestry Commission, the National Parks and Wildlife Service, the Environment Protection Authority or the Soil Conservation Service.
3. The Forestry Commission must submit a proposed logging and roading plan to the committee not less than 40 days before it adopts the plan or not less than such shorter period as may be agreed to by the committee in the event of wet weather or some other contingency.

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SCHEDULE 1—AMENDMENTS—*continued*

4. Anyone may inspect the committee's register during ordinary office hours at the head office of the Forestry Commission, without cost.

5. Anyone may obtain a copy of the whole or part of the committee's register for the reasonable cost of making the copy.

6. The first meeting of the committee is to be held within 40 days after the commencement of this Part.

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*[Minister's second reading speech made in—  
Legislative Assembly on 14 April 1994  
Legislative Council on 4 May 1994]*