

1994—No.182

TIMBER MARKETING ACT 1977—REGULATION

(Relating to fees and prescribed forms)

NEW SOUTH WALES



[Published in Gazette No. 73 of 27 May 1994]

HIS Excellency the Governor, with the advice of the Executive Council, and in pursuance of the Timber Marketing Act 1977, has been pleased to make the Regulation set forth hereunder.

GEORGE SOURIS

Minister for Land and Water Conservation.

Commencement

1. This Regulation commences on 1 June 1994.

Amendments

2. The Timber Marketing Regulation 1987 is amended:
 - (a) by omitting from clause 19 (2) the matter “\$20” and by inserting instead the matter “\$150”;
 - (b) by omitting from clause 20 (2) the matter “\$10” and by inserting instead the matter “\$150”;
 - (c) by omitting from clauses 21 (2) and 22 (2) the matter “\$10” wherever occurring and by inserting instead the matter “\$75”;
 - (d) by omitting Schedule 1 and by inserting instead the following Schedule:

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SCHEDULE 1**FORMS****Form 1****TIMBER MARKETING ACT 1977**

(Section 18)

**APPLICATION FOR APPROVAL OF A PRESERVATIVE TREATMENT AND
FOR REGISTRATION OF A BRAND**

I/we
(name/company name)

of
(address/registered office)

make application for approval by the Forestry Commission of New South Wales of a preservative treatment and registration by the Commission of a brand to be used to brand timber treated by means of that preservative treatment, particulars of which are shown below.

1. Particulars of the proposed preservative treatment
 - A. Object(s) of the proposed preservative treatment:
Protecting timber from attack by:
WOOD DESTROYING INSECTS—YES/NO*
ANIMALS—YES/NO* FUNGI—YES/NO*
(* Delete whichever is inapplicable)
 - B. Trade name of preservative:
.....
 - C. Chemicals comprising the preservative:
.....
 - D. Amount of preservative to be used in respect of the quantity of timber to be treated:
.....
 - E. Method of treatment:
.....
 - F. Nature of timber to be treated (that is, species, form and dimension):
.....
 - G. Use for which that timber is intended:
.....
 - H. Method of determining concentration of preservative in timber:
.....
 - I. Method of determining concentration of preservative in treating solution:
.....

2. Particulars of the proposed brand:

A. Proposed form and design of brand are shown full size on attached sheet.

B. Proposed method of application of brand to timber:

.....

3. Location of preservation treatment plant:

.....

4. Location of premises at which brand is to be used (if same as in clause (3), state "as above"):

.....

5. Additional information where the applicant is a person not resident in New South Wales. Address in New South Wales for the giving of notices under the Act as required by section 18(3) of the Act:

.....

.....

Dated this day of 19

Signature(s) of applicant(s)

.....

Telephone No.: Fax No.:

Form 2**TIMBER MARKETING ACT 1977**

(Section 23)

**APPLICATION FOR RENEWAL OF APPROVAL OF A PRESERVATIVE
TREATMENT AND REGISTRATION OF BRAND**

I/We

(name/company name)

of

(address/registered office)

to whom each of the approvals mentioned below of preservative treatments has been given, make application for renewal of each of those approvals and each of the registrations of the brands in respect of those approvals for a further period of 3 years from the date of their expiration.

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I/We declare that each preservative treatment will be used strictly in accordance with the current approval(s).

1.
Approval(s) No(s):

2.
Imprint(s) of Brand(s):
(ink pad stamp or carbon paper)

3.
Location of preservative treatment
plant:

4.
Location of premises at which brand is
to be used:
(if same as in 3, state "same").

Dated this day of 19

Telephone No: Fax No:

.....
(Signature(s) of applicant(s))

.....
(Signature(s) of applicant(s))

Form 3**TIMBER MARKETING ACT 1977**

(Section 24)

**APPLICATION FOR VARIATION OF APPROVAL OF A PRESERVATIVE
TREATMENT OR VARIATION OF BRAND OR BOTH**

I/We
(name/company name)

of
(address/registered office)

to whom Approval No. of a preservative treatment has been given, apply for:

A. Variation of the terms of that approval as follows (give explanation of proposed change and reasons for the change):

.....
.....
.....

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B. Variation of the form and design of the brand registered in respect of that approval, the proposed form and design being as shown full size on the attached sheet. Reasons for proposed change:

.....

Dated this day of 19

Telephone No: Fax No:

.....
 (Signature of applicant)

.....
 (Signature of applicant)

Form 4**TIMBER MARKETING ACT 1977**

(Section 25)

**APPLICATION FOR TRANSFER OF APPROVAL OF PRESERVATIVE
 TREATMENT AND REGISTRATION OF BRAND**

I/We
 (name/company name)

of
 (address/registered office)

to whom Approval No. of a preservative treatment was given/transferred on
 (date), apply to transfer, subject to the consent of the Forestry
 Commission of New South Wales, that approval and the registration of the brand
 registered in respect of that approval to

..... of

That approval is submitted with this application.

Transfer is desired because:

.....

Dated this day of 19

.....

.....
 (Signature(s) of witness(es))

.....

.....
 (Signature(s) of transferor(s))

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(Section to be completed by the proposed transferee)

I/We
 of
 agree to accept this transfer.

I/We have perused the approval and the application dated
 in respect of which that approval was given, or copies of that approval or application,
 and declare that* except as stated below, the particulars shown in clauses 1 and 2 of the
 application are correct for the purposes of the intended usage(s) of the preservative
 treatment and brand by me/us.

(* Delete if inapplicable)

.....

(The proposed transferee is also required to complete the following):

- (a) Location of plant at which preservative treatment is to be used:

- (b) Location of premises at which brand is to be used (if same as in clause (a),
 state "as above"):

- (c) Additional information where the transferee is a person not resident in New
 South Wales. Address in New South Wales for the giving of notices under the
 Act:

Telephone No: Fax No:

Dated this day of 19

.....

 (Signature(s) of witness(es)) (Signature(s) of transferee(s))

Form 5**TIMBER MARKETING ACT 1977**

(Section 27)

Certificate of Authority

No.

Sydney, (date)

THIS CERTIFIES THAT

(whose photograph is attached) is a person authorised under section 27(1) of the 'Timber Marketing Act 1977 to exercise and perform the powers, authorities, duties and functions under that section and section 27A.

The seal of the Forestry Commission
of New South Wales was affixed to this
certificate on the date mentioned above
in the presence of

.....
Secretary.

EXPLANATORY NOTE

This Regulation increases fees under the Timber Marketing Regulation 1987 relating to applications:

- for an approval of a preservative treatment and the registration of a brand (from \$20 to \$150)
- for a renewal of an approval of a preservative treatment and the registration of a brand (from \$10 to \$150)
- for a variation of an approval of a preservative treatment and the form and design of a registered brand (from \$10 to \$75)
- for an application for the transfer of an approval of a preservative treatment and the registration of a brand (from \$10 to \$75).

The fees have not been increased since 1987.

This Regulation also effects minor changes of an administrative nature to Forms 1–5.

The Regulation is made under the Timber Marketing Act 1977, including section 34 (the general regulation-making power) and sections 18, 23, 24 and 25.
