



New South Wales

Sydney Harbour Foreshore Authority Amendment Regulation 2005

under the

Sydney Harbour Foreshore Authority Act 1998

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Sydney Harbour Foreshore Authority Act 1998*.

CRAIG KNOWLES, M.P.,
Minister for Infrastructure and Planning

Explanatory note

The objects of this Regulation are:

- (a) to amend Schedule 1 to the *Sydney Harbour Foreshore Authority Act 1998* to update the area described as the foreshore area for the purposes of that Act, and
- (b) to amend the *Sydney Harbour Foreshore Authority Regulation 1999*:
 - (i) to include the former Maritime Services Building at The Rocks, which is currently occupied by the Museum of Contemporary Art, as core land for the purposes of the Act, and
 - (ii) to provide for offences under the Regulation to be penalty notice offences.

This Regulation is made under the *Sydney Harbour Foreshore Authority Act 1998*, including sections 6, 43A, 45 and 46 (the general regulation-making power).

2005 No 367

Clause 1 Sydney Harbour Foreshore Authority Amendment Regulation 2005

Sydney Harbour Foreshore Authority Amendment Regulation 2005

under the

Sydney Harbour Foreshore Authority Act 1998

1 Name of Regulation

This Regulation is the *Sydney Harbour Foreshore Authority Amendment Regulation 2005*.

2 Amendment of Sydney Harbour Foreshore Authority Act 1998

The *Sydney Harbour Foreshore Authority Act 1998* is amended as set out in Schedule 1.

3 Amendment of Sydney Harbour Foreshore Authority Regulation 1999

The *Sydney Harbour Foreshore Authority Regulation 1999* is amended as set out in Schedule 2.

**Schedule 1 Amendment of Sydney Harbour
Foreshore Authority Act 1998**

(Clause 2)

Schedule 1

Omit the Schedule. Insert instead:

Schedule 1 Foreshore area

(Section 5)

The area bounded by a heavy black line drawn on the map marked “Sydney Harbour Foreshore Authority—Foreshore Area—Amendment No 4”, Plan number GIS04251A, dated 14 April 2005, copies of which are deposited in the offices of the Authority and the Department of Infrastructure, Planning and Natural Resources.

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Schedule 2 Amendment of Sydney Harbour Foreshore Authority Regulation 1999

Schedule 2 Amendment of Sydney Harbour Foreshore Authority Regulation 1999

(Clause 3)

[1] Clause 16 Declaration of core land: section 6 (e) of the Act

Insert at the end of the clause:

Land at The Rocks, Circular Quay that is bordered by George Street, Argyle Street and First Fleet Park, comprising Lots 20–22, DP 787906.

[2] Clause 17 and Schedule 1

Insert after clause 16:

17 Penalty notice offences and penalties

For the purposes of section 43A of the Act:

- (a) each offence created by a provision specified in Column 1 of Schedule 1 is an offence for which a penalty notice may be served, and
- (b) the penalty prescribed for each such offence is the amount specified opposite the provision in Column 2 of that Schedule.

Schedule 1 Penalty notice offences

(Clause 17)

Column 1	Column 2
Offence	Penalty
Clause 4 (1) (a)–(o), (q), (r), (t) and (u)	\$220
Clause 4 (1) (p) and (s)	\$440
Clause 5 (2)	\$220
Clause 6 (3)	\$220
Clause 7 (2)	\$220
Clause 9 (2)	\$70
Clause 10 (1)	\$220
Clause 11 (2)	\$110

Column 1	Column 2
Offence	Penalty
Clause 11C (1)	\$220
Clause 11D	\$110
Clause 11E	\$220
Clause 11F (2)	\$220
Clause 11G (a)	\$110
Clause 11G (b) and (d)–(f)	\$220
Clause 11G (c)	\$440
Clause 11H (a), (b) and (e)	\$110
Clause 11H (c) and (d)	\$220
Clause 11I (3) and (4)	\$220
Clause 11J (1)	\$220
Clause 12 (2) (a) and (b)	\$220
Clause 13 (1) (a)–(c)	\$220
Clause 14 (3)	\$220
