



Norfolk Island Government Gazette

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NORFOLK ISLAND GOVERNMENT GAZETTE NO. 47

Friday 9 October 2020

**BIRDS PROTECTION ACT 1913
OPEN SEASON: WHALE BIRD EGGS**

I, Eric Hutchinson, Administrator of Norfolk Island and delegate of the Commonwealth Minister, under item 1.09 of the *Ministers Norfolk Island Delegation Instrument 2019 (CTH)*, declare the period —

12 October 2020 to 20 November 2020 (both dates inclusive)

to be an open season in relation to the —

whale bird (Sooty Tern *Onychoprion fuscatus*)

limited to the taking of eggs of the whale bird for non-commercial human consumption with the exception of the National Park zones on Norfolk Island

NOTE:

The effect of the above notice is to allow the taking of whale bird eggs between 12 October 2020 to 20 November 2020. The taking of EGGS is permitted for non-commercial human consumption only, and the species must not otherwise be interfered with. **Eggs may not be harvested from the National Park zones on Norfolk Island.**

Dated: 25 September 2020

ERIC HUTCHINSON
ADMINISTRATOR

**TREES ACT 1997 (NI)
NOTICE UNDER SUBSECTION 9(5)
GRANT OF PERMITS TO TAKE PROTECTED TREES**

I, James Castles, Conservator, authorised officer of the Norfolk Island Regional Council, give notice in accordance with subsection 9(5) of the *Trees Act 1997 (NI)* that the following permits have been granted under subsection 9(1) of the Act during the period 1 July 2020 to 30 September 2020

Tree number	Species	Location
79/20 – 80/20	2 x White Wood	Portion 171, 217 Stockyard Road
83/20 – 94/20	11 x Norfolk pine trees 1 x white oak tree	Portion 159c, 59e Matts Ground Road
95/20 – 97/20	3 x Norfolk pine trees	Portion 113q, 268 Anson Bay Road
98/20 – 109/20	12 x Norfolk pine trees	Portion 52r, 240 Taylors Road
110/20 – 119/20	8 x Norfolk pine trees 2 x White oak trees	Portion 80b4, Middlegate Road
120/20 – 121/20	2 x Norfolk pine trees	Portion 47c4, Martins Road
122/20	1 x Norfolk pine tree	Portion 77k2, 49 Bumboras Road
123/20	1 x white oak tree	Portion 183, Ferry Lane Road
124/20 – 128/20	5 x Norfolk pine trees	Portion 17j2m, 219 Stockyard Road

Dated: 8 October 2020

JAMES CASTLES
CONSERVATOR

**PLANNING ACT 2002 (NI) – SUBSECTION 43(1) NOTICE
AMENDED DEVELOPMENT APPLICATION**

Development Application No.: DA.BA 6/2020
Applicant: Department of Infrastructure Transport Cities and Regional Development
 GPO Box 594, Canberra ACT 2601
Location: Portion 44d, Cascade Road,
 Norfolk Island Central School
Proposed Development: *Educational Establishment:* Covered Outdoor Learning Area (COLA)
Zone: Special Use
Category: Permissible (with consent)

Public Exhibition

In accordance with section 38 of the Act DA.BA 6/2020 has been amended. The nature of the amendment is to change the design of the roof of the proposed Covered Outdoor Learning Area, generally to change the roof line and materials. The amended Development Application may be inspected, during business hours, at the Planning Office at the Norfolk Island Regional Council, New Military Barracks, Kingston. The Development Application may also be viewed at Council's website at <http://www.norfolkisland.gov.nf/your-council/council-documents/documents-public-exhibition>.

Submission

Any person may, during the period between Monday 12 October 2020 and Monday 26 October 2020, make written submissions to the General Manager about this Development Application. All submissions must state the relevant Development Application number. All submissions must be signed by at least one person making the submission. If a submission objects to the proposed development, the grounds for objections must be specified in the submission.

Reviewable decisions

Decisions made on this Development Application under the *Planning Act 2002 (NI)* are reviewable decisions within the meaning of subsection 78(1) of the Act.

Dated: 8 October 2020

JODIE BROWN
SENIOR STRATEGIC PLANNER

PLANNING ACT 2002 (NI) – SUBSECTION 43(1) NOTICE **DEVELOPMENT APPLICATIONS**

Development Application No.: DA.BA 36/2020
Applicant: Department of Infrastructure, Transport, Regional Development and Communications, GPO Box 595, Canberra ACT 2601
Location: Portion 183, Ben Christian Drive
Proposed Development: New *Public Building*
Zone: Airport
Category: Permissible (with consent)

Public Exhibition

This Development Application may be inspected, during business hours, at the Planning Office at the Norfolk Island Regional Council, New Military Barracks, Kingston. The Development Application may also be viewed at Council's website at <http://www.norfolkisland.gov.nf/your-council/council-documents/documents-public-exhibition>.

Submission

Any person may, during the period between Monday 12 October 2020 and Monday 26 October 2020, make written submissions to the General Manager about this Development Application. All submissions must state the relevant Development Application number. All submissions must be signed by at least one person making the submission. If a submission objects to the proposed development, the grounds for objections must be specified in the submission.

Reviewable decisions

Decisions made on this Development Application under the *Planning Act 2002 (NI)* are reviewable decisions within the meaning of subsection 78(1) of the Act.

Dated: 8 October 2020

JODIE BROWN
SENIOR STRATEGIC PLANNER

PLANNING ACT 2002 (NI) – SUBSECTION 43(1) NOTICE **DEVELOPMENT APPLICATIONS**

Development Application No.: DA.BA 35/2020
Applicant: Norfolk Island Regional Council
PO Box 95, New Military Barracks Kingston
Location: Portion(s) 24n and 24g Taylors Road
Proposed Development: Alterations to Public Building and New Educational Establishment
Zone: Special Use – Public Building, Park & Outdoor Sport & Recreation Facilities
Category: Permissible (with consent)

Public Exhibition

This Development Application may be inspected, during business hours, at the Planning Office at the Norfolk Island Regional Council, New Military Barracks, Kingston. The Development Application may also be viewed at Council's website at <http://www.norfolkisland.gov.nf/your-council/council-documents/documents-public-exhibition>.

Submission

Any person may, during the period between Monday 12 October 2020 and Monday 26 October 2020, make written submissions to the General Manager about this Development Application. All submissions must state the relevant

Development Application number. All submissions must be signed by at least one person making the submission. If a submission objects to the proposed development, the grounds for objections must be specified in the submission.

Reviewable decisions

Decisions made on this Development Application under the *Planning Act 2002 (NI)* are reviewable decisions within the meaning of subsection 78(1) of the Act.

Dated: 7 October 2020

JODIE BROWN
SENIOR STRATEGIC PLANNER

TRAFFIC ACT 2010 (NI)
TEMPORARY CLOSURE OF ROAD
INTERSECTION HARPERS ROAD TO PRINCE PHILIP DRIVE / COCKPIT-RED ROAD BRIDGE
REFURBISHMENT

I, Bruce Taylor, Acting General Manager of the Norfolk Island Regional Council, under section 50 of the *Traffic Act 2010 (NI)*, temporarily **close** that part or parts of the road specified in Part 1 of the Schedule to all vehicular traffic (except any vehicle specified in Part 2 of the Schedule) **from 7am Norfolk Island Daylight Savings Time on Friday 9 October 2020 to 4pm on Friday 20 November 2020 inclusive**, as I am of the opinion it is necessary or desirable to do so for the preservation of public safety and for the performance of road works and bridge refurbishment works during these times and for related purposes.

SCHEDULE

- Part 1 -** Partial Road Closure: That part or parts of the roads comprising the intersection from Harpers Road through to Prince Philip Drive and comprising the Cockpit - Red Road Bridge and, as directed by road works and/or bridge works officials / workers and/or by road / bridge works signage during the closure period.
- Part 2 -** Exempted classes of vehicles -
- (a) Vehicles and plant authorised by the General Manager of the Norfolk Island Regional Council or delegate thereof for delivery of goods or services
 - (b) Council vehicles and plant involved on official business
 - (c) Police, ambulance, fire services and emergency vehicles on official business
 - (d) Vehicles authorised by the OTC Police or delegate thereof
 - (e) Fuel and Gas supply vehicles



Dated: 8 October 2020

BRUCE TAYLOR
ACTING GENERAL MANAGER

PLANNING ACT 2002 (NI) – SUBSECTION 43(1) NOTICE
DEVELOPMENT APPLICATIONS

Development Application No.: DA 13/2020
Applicant: R F Nobbs
PO Box 446, NORFOLK ISLAND 2899,
Location: Portion 36d5, 41 Ferny Lane (a) NORFOLK ISLAND
Proposed Development: Earthworks
Zone: Rural
Category: Permissible (with consent)

Public Exhibition

This Development Application may be inspected, during business hours, at the Planning Office at the Norfolk Island Regional Council, New Military Barracks, Kingston. The Development Application may also be viewed at Council's website at <http://www.norfolkisland.gov.nf/your-council/council-documents/documents-public-exhibition>.

Submission

Any person may, during the period between Monday 5 October 2020 and Monday 19 October 2020, make written submissions to the General Manager about this Development Application. All submissions must state the relevant Development Application number. All submissions must be signed by at least one person making the submission. If a submission objects to the proposed development, the grounds for objections must be specified in the submission.

Reviewable decisions

Decisions made on this Development Application under the *Planning Act 2002* (NI) are reviewable decisions within the meaning of subsection 78(1) of the Act.

Dated: 30 September 2020

JODIE BROWN
SENIOR STRATEGIC PLANNER

DRAFT NORFOLK ISLAND REGIONAL COUNCIL PEST MANAGEMENT PLAN
CALL FOR FEEDBACK FROM THE COMMUNITY

The Draft Norfolk Island Regional Council Pest Management Plan has been prepared, and Council is calling for feedback from the community on the content of the Plan so feedback can be considered in the preparation of the Final Plan.

The Draft Norfolk Island Regional Council Pest Management Plan is available on the Norfolk Island Regional Council Website here <http://www.norfolkisland.gov.nf/your-council/council-documents/documents-public-exhibition> and hard copies can be arranged through Customer Care.

To submit feedback on the Plan, please complete the online form available at the link above, or collect a hardcopy form from Councils Customer Care offices on New Cascade Road.

Hardcopy submissions can be returned in person to the Customer Care offices, mailed to PO Box 95, or emailed to regionalcouncil@nirc.gov.nf.

The public submission period is for 28 days and closes at 4:00pm on 23 October 2020.

For more information, please contact Manager Planning and Environment Jim Castles by emailing jim.castles@nirc.gov.nf or telephone Customer Care on local free call 0100.

Dated: 24 September 2020

ANDREW ROACH
GENERAL MANAGER

PLANNING ACT 2002 (NI) – SUBSECTION 43(1) NOTICE
DEVELOPMENT APPLICATIONS

Development Application No.: DA.BA 31/2020
Applicant: Norfolk Island Regional Council
PO Box 95, New Military Barracks Kingston
Location: Portion 183 Ben Christian Road
Proposed Development: New *Public Works* – *Major*: Metal Baler Facility
Zone: Airport
Category: Permissible (with consent)

Public Exhibition

This Development Application may be inspected, during business hours, at the Planning Office at the Norfolk Island Regional Council, New Military Barracks, Kingston. The Development Application may also be viewed at Council's website at <http://www.norfolkisland.gov.nf/your-council/council-documents/documents-public-exhibition>.

Submission

Any person may, during the period between Monday 28 September 2020 and Monday 12 October 2020, make written submissions to the General Manager about this Development Application. All submissions must state the relevant Development Application number. All submissions must be signed by at least one person making the submission. If a submission objects to the proposed development, the grounds for objections must be specified in the submission.

Reviewable decisions

Decisions made on this Development Application under the *Planning Act 2002* (NI) are reviewable decisions within the meaning of subsection 78(1) of the Act.

Dated: 23 September 2020

JODIE BROWN
SENIOR STRATEGIC PLANNER

TRAFFIC ACT 2010 (NI)
TEMPORARY CLOSURE OF ROAD
MOVEMENT OF WIDE AND HEAVY VEHICLES
MARSHS ROAD FROM STOCKYARD ROAD TO BALL BAY

I, Andrew Roach, Chief Executive Officer and General Manager of the Norfolk Island Regional Council, under section 50 of the *Traffic Act 2010*, revoke my previous instrument in this regard and now temporarily **close** that part or parts of the road specified in Part 1 of the Schedule to all vehicular traffic (except any vehicle specified in Part 2 of the Schedule) **for a 24 hr period each day from the date of publication of this notice in the Gazette to 6.00am Wednesday 31 March 2021**, as I am of the opinion it is necessary or desirable to do so for the preservation of public safety during these times and to enable **Boral Resources QLD Pty Limited** to receive and move vehicles, plant, equipment and materials to and from Ball Bay's temporary Groyne involving the operation of wide and heavy vehicles and for related purposes.

SCHEDULE

Part 1 - Partial Road Closure: That part or parts of the roads comprising Marshs Road from Stockyard Road to Ball Bay

Part 2 - Exempted classes of vehicles -

- a) Vehicles and plant authorised by the General Manager of the Norfolk Island Regional Council or delegate thereof for delivery of goods or services;
- b) Council vehicles and plant involved on official business;
- c) Police, ambulance, fire services and emergency vehicles on official business;
- d) Vehicles authorised by OTC Police or delegate thereof;
- e) Fuel and Gas supply vehicles

Dated: 17 September 2020

ANDREW ROACH
GENERAL MANAGER

PLANNING ACT 2002 (NI) – SUBSECTION 43(1) NOTICE
AMENDED DEVELOPMENT APPLICATION

Development Application No.:	DA BA 13/2020
Applicant:	A & S McGillycuddy PO Box 782, Norfolk Island
Location:	Portion 32b, 157 Stockyard Road (a)
Proposed Development:	Two, detached one bedroom <i>Residence – Accommodation Units (Low Density)</i>
Zone:	Rural
Category:	Permissible (with consent)

Public Exhibition

In accordance with section 38 of the Act DA.BA 13/2020 has been amended. The nature of the amendments are as follows

- Re-site 'Villa 2' to comply with development standards for minimum front boundary setbacks for the Rural Zone
- Re-site the water tank to a lower point at the subject land at 21.0 m from the front property boundary
- Change signage from two (2) signs to one (1) *Flush wall advertising structure* attached to the proposed front fence
- Change access from a one way driveway with two access points to Stockyard Road to one access point to Stockyard Road with two adjacent driveways to each villa

- Amend elevation plans to show correct land slope and corrected maximum building heights and demonstrate compliance with development standards for maximum building height standards for the Rural Zone.

This Amended Development Application may be inspected, during business hours, at the Planning Office at the Norfolk Island Regional Council, New Military Barracks, Kingston, and also at the Norfolk Island Regional Council website <http://www.norfolkisland.gov/nf/your-council/council-documents-public-exhibition>

An environmental impact statement was not required to accompany the Development Application under the Act and was not included with the Development Application.

Submission

Any person may, during the period between Monday 21 September 2020 and Monday 5 October 2020, make written submissions to the General Manager about the Amended Development Application. All submissions must state the relevant Development Application number. All submissions must be signed by at least one person making the submission. If a submission objects to the proposed development, the grounds for objections must be specified in the submission.

Reviewable decisions

Decisions made on Development Applications under the *Planning Act 2002* (NI) are reviewable decisions within the meaning of subsection 78 of the Act.

Dated: 16 September 2020

JODIE BROWN
SENIOR STRATEGIC PLANNER

PASTURAGE AND ENCLOSURE ACT 1949 (NI)

REGULATION 5

I, Andrew Roach, General Manager of Norfolk Island Regional Council, direct the owners of stock depastured under the *Pasturage and Enclosure Act 1949*, to muster stock for drenching at one of the following places between 7am and 3pm on the dates indicated below for that area. Dates are subject to change depending on the weather. Any variation of dates will be notified over the local radio.

Stock Found in the Following areas	Muster Place	Muster Dates
Cockpit Burnt Pine New Cascade Road J.E. Road Red Road Cascade	Cascade Yards	Monday 21 st September
Kingston Store Road Middlegate Rooty Hill Road Cutters Corn Bloody Bridge Bumbras Peters Highway New Farm Road Longridge Rocky Point	Pound Paddock, Kingston	Monday/Tuesday 21 st and 22 nd September
Anson Bay Road Duncombe Bay Road Kingfisher Paddock	Kingfisher Paddock Yards, Anson Bay	Wednesday 23 rd September
Ball Bay Bucks Point Steels Point	Pound Paddock, Kingston	Thursday 24 th October
Mt Pitt Road Mission Road Headstone Road Douglas Drive	Mission Pool Yards	Friday 25 th October

Cattle owners are required to attend in person, at the appropriate muster place to muster and drench stock. Cattle owners may appoint an agent to attend the muster on their behalf, at the appropriate muster place(s) provided any such appointment is in writing and handed to the Inspector of Brands and Marks prior to muster. Failure to attend muster or failure to submit the written appointment of an agent will result in that cattle owner being ineligible to be granted pasturage rights for the next 12 month period beginning April 2021, in accordance with the approved *Depasturing Cattle Policy*. 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: 14 September 2020

ANDREW ROACH
GENERAL MANAGER

DISASTER AND EMERGENCY MANAGEMENT ACT 2001 (NI)

EXTENSION OF DECLARATION OF STATE OF EMERGENCY

I **Eric Hutchinson**, Administrator of Norfolk Island and delegate of the Minister under Section 5 of, and item 1.27 of the Schedule to, the *Minister's Norfolk Island Delegation Instrument 2019*:

PURSUANT to Section 9 of the *Disaster and Emergency Management Act 2001* (NI) [the Act] and acting on the advice of the Controller;

EXTEND the declaration of emergency made under section 9 of the Act at 16:15 Hrs on Monday 26 March 2020, for the whole of the Territory of Norfolk Island, until 16:15 hr on Thursday 31 December 2020 for recovery operations.

Dated: 22 June 2020

ERIC HUTCHINSON
ADMINISTRATOR

DISASTER AND EMERGENCY MANAGEMENT ACT 2001 (NI)

DECLARATION OF STATE OF DISASTER OR EMERGENCY (RECOVERY OPERATIONS)

COVID-19 DIRECTIONS RECOVERY OPERATIONS (NO.1) 2020

I, **George Ivor Andrew Plant**, Emergency Management Norfolk Island Controller:

- 1) under section 11(2)(g) of the *Disaster and Emergency Management Act 2001* (NI) am of the opinion that it is necessary to make directions in respect of recovery from the State of Emergency in respect of COVID-19 relating to the movement of persons within the disaster or emergency area as set out in the Schedule; and
- 2) under section 11(2)(h) of the *Disaster and Emergency Management Act 2001* (NI) am of the opinion that it is necessary to make directions in respect of recovery from the State of Emergency in respect of COVID-19 relating to the removal of persons within the disaster or emergency area who obstructs or threatens to obstruct recovery operations as set out in the Schedule; and
- 3) under section 11(2)(i) of the *Disaster and Emergency Management Act 2001* (NI) am of the opinion that it is necessary to make directions in respect of recovery from the State of Emergency in respect of COVID-19 relating to giving directions to persons whose responsibilities require him or her to engage in recovery operations.

SCHEDULE

Direction 1 (2020) – Adjustment of COVID 19 measures – to commence 23:59 on 30th June 2020

1. These Directions take effect at 23.59 on 10th July, 2020 and remain in force while the State of Disaster or Emergency (Recovery Operations) is in force.
2. In these Directions:

Persons includes people residing on Norfolk Island, visiting Norfolk Island for holiday or work purposes

COVID-19 hotspot means a particular area of Australia decided by the Chief Health Officer and published on the Queensland Health website.

Incident Controller means the person appointed under the State of Emergency in accordance with the NORDISPLAN.

3. Persons will be permitted* to travel to Norfolk Island without the need to quarantine provided they:
 - a. do not have COVID-19.
 - b. have not been in contact within anyone in the prior 14 days with COVID-19;
 - c. have been granted a Norfolk Island Entry Pass*

*Any person travelling to Norfolk Island may be denied entry without a Norfolk Island Entry Pass
4. A person whilst on Norfolk Island must comply with physical distancing principles as published from time to time on (<http://www.norfolkisland.gov.nf/norfolk-islands-covid-19-advice>).
5. A person whilst on Norfolk Island must follow any directions in relation to COVID-19 from staff of the *Norfolk Island Hospital and Residential Aged Care (NIHRACS)*.
6. A person or business on Norfolk Island must follow any advice or operational direction provided by the Incident Controller or authorised officer of the *Norfolk Island Police Force (NIPF)* in relation to COVID-19.
7. A person or business involving close contact with persons is required to keep a daily customer register. A business will be required to retain the records for a period of three months. The register must be produced upon request by the Incident Controller.

* Please Note *

- *Online applications required by all travellers prior to travel (within 72 hours of travel).*
- *While the State of Emergency is in place verification of where travellers are from will be required*

- *Travel to mainland states and territories is a matter for residents to seek approval from State and Territory Government authorities.*

Dated: 8 July 2020

GEORGE PLANT
EMNI CONTROLLER

BICENTENNIAL CENTRE REFURBISHMENT PROJECT
EXPRESSIONS OF INTEREST 23/20

Council has been awarded funds under the Commonwealth Governments External Territories Infrastructure Stimulus Package and is seeking Expressions of Interest from suitably equipped and experienced contractors for the following works:

- the refurbishment, re-roof and extension of the Bi Centennial building
- the re-roofing, painting and remedial works of Rawson Hall
- the extension and re-roof of the Visitors Information Centre to include a new area for the Public Library

Trades to be included:

- building and construction including demolition, framing and roofing
- concreting form work and steel fixing
- electrical and/or data installation
- plumbing
- painting
- floor laying including: tiling, carpeting, etc.
- plastering, gib fixing and suspended ceiling systems installation
- joinery works and cabinet making

In addition to trade services, businesses who have the ability to provide material supplies are invited to submit expressions of interest for the supply of materials for the proposed works.

Expressions of Interest are to include:

- name and contact information
- Australian Business Number (ABN)
- which of the three works projects you wish to submit a proposal for
- which trades you are able to provide resource for and/or which materials you are able to provide
- your ability to provide resource and/or materials to complete the project works between November 2020 and 30 June 2021
- current insurance certification with a minimum of \$20,000,000 public liability
- any declared conflicts of interest

There will be three information sessions held by Project Manager Trevor Gow to provide more detail about the BiCentennial Centre Project at the following dates and times: Wednesday 14, 21 and 28 October, 3:00pm at Rawson Hall; interested parties are encouraged to attend.

Expressions of Interest close **4:00pm Friday 30 October 2020** and must be submitted in writing to regionalcouncil@nirc.gov.nf or, by hand in a sealed envelope to Customer Care offices at 9 New Cascade Road. Expressions of Interest must be clearly marked with the EOI number. For more information, please contact Trevor Gow on telephone 50419.

Dated: 8 October 2020

LEANNE WEBB
MANAGER CUSTOMER SERVICE
