

First print



New South Wales

Forestry and National Park Estate Bill 1998

Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

Overview of Bill

The object of this Bill is to make provision with respect to forestry operations and additions to the national park estate following regional resource and conservation assessments.

The particular objects of this Bill are as follows:

- (a) to transfer certain State forest and other Crown lands in the Eden, Lower North East and Upper North East regions to the national park estate and to Aboriginal ownership,
 - (b) to provide for Ministerial forest agreements and for community consultation and reporting on forests on a regional basis, including a system of integrated approvals for future forestry operations in relation to the regulatory regimes for environmental planning and assessment, for the protection of the environment and for threatened species conservation.
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- (c) to amend the *Forestry Act 1916* to provide for a new category of informal reserves,
- (d) to amend the *Timber Industry (Interim Protection) Act 1992* to extend its operation for a further year and to additional land pending Ministerial forest agreements and integrated approvals,
- (e) to amend the *Native Title (New South Wales) Act 1994* to preserve native title rights and interests in relation to additions to the national park estate and declarations of wilderness,
- (f) to amend certain other Acts and to make related and other provisions.

Outline of provisions

Part 1 Preliminary

Clause 1 sets out the name (also called the short title) of the proposed Act.

Clause 2 provides for the commencement of the proposed Act on a day or days to be appointed by proclamation. However, the provisions relating to the transfer of lands are to commence on 1 January 1999 and the provisions relating to the *Timber Industry (Interim Protection) Act 1992* and the extension of logging operations in the Eden Management Area are to commence on the date of assent to the proposed Act.

Clause 3 defines expressions used in the proposed Act. In particular:

- (a) *forestry operations* is defined to mean logging operations, forest products operations, on-going forest management operations and ancillary road construction, and
- (b) *national park estate* is defined to include wilderness areas, national parks, historic sites, nature reserves, Crown land reserves and State forest flora reserves.

Clause 4 provides that notes in the text of the proposed Act do not form part of the Act.

Part 2 Land transfers to national park estate and Aboriginal ownership

Clause 5 revokes the dedication, as State forest, of land that is to be transferred to the national park estate or Aboriginal ownership.

Clause 6 reserves or dedicates certain land in revoked State forests as national park, nature reserve or historic site. The land concerned is set out in Schedule 1.

Clause 7 reserves or dedicates certain Crown lands as national park or nature reserve. The land concerned is set out in Schedule 2.

Clause 8 sets apart certain land in State forests as flora reserves under the *Forestry Act 1916*. The land concerned is set out in Schedule 3.

Clause 9 dedicates certain land in revoked State forests as a single Crown reserve under the *Crown Lands Act 1989* and appoints the Director-General of National Parks and Wildlife as the manager of the reserve trust. The land concerned is set out in Schedule 4.

Clause 10 vests certain land in revoked State forests in the Minister administering the *National Parks and Wildlife Act 1974* for the purposes of Part 11 of that Act, subject to existing leases to which the land is subject. The land concerned is set out in Schedule 5.

Clause 11 enables the Director-General of National Parks and Wildlife to adjust the descriptions of land in Schedules 1–5 in order to provide a more detailed description of land shown on maps by black edging or to alter the boundaries of the land for the purposes of the more effective management of national park estate land and State forest land (so long as the adjustment will not result in any significant reduction in the size or value of any such land). Adjustments are also authorised in connection with easements.

Clause 12 provides for the transfer of certain revoked State forest and Crown lands to the ownership of Local Aboriginal Land Councils. The land and Councils concerned are set out in Schedule 6.

Clause 13 gives effect to Schedule 7, which contains ancillary and special provisions with respect to the land transfers under this Part.

Part 3 Forest agreements

Clause 14 authorises the relevant Ministers in the planning, environment, forestry and fisheries portfolios to enter into forest agreements for particular regions of the State.

Clause 15 provides that a regional forest assessment carried out by or on behalf of the Resource and Conservation Assessment Council is a pre-requisite to the entering into of a forest agreement.

Clause 16 provides that a forest agreement is to describe the region to which it applies and list the documents making up the relevant regional forest assessment and contain appropriate provisions for ecologically sustainable forest management, sustainable timber supply, community consultation, arrangements with respect to Aboriginals and other matters within the Ministers' respective portfolios.

Clause 17 makes provision for public consultation on the making of a forest agreement.

Clause 18 enables the Ministers to amend or terminate a forest agreement.

Clause 19 requires the Ministers to carry out 5-yearly reviews of forest agreements (and integrated forestry operations approvals under Part 4), including public consultation and parliamentary reporting.

Clause 20 provides that the Minister for Urban Affairs and Planning is required to report annually to Parliament on each forest agreement. The clause requires the tabling in Parliament of copies of forest agreements and integrated forestry operations approvals (together with any amendments, suspensions, terminations or revocations of agreements or approvals and a statement of reasons for any such action).

Clause 21 requires public notice of the making or granting of forest agreements or integrated forestry operations approvals (or any amendments, suspensions, terminations or revocations of agreements or approvals). The clause also requires forest agreements, resource assessments, integrated forestry operations approvals and reports to be available for public inspection.

Clause 22 enables the Minister to establish forest landscape management committees to provide advice to the Minister.

Part 4 Integrated forestry operations approvals

Clause 23 provides that the Part applies to forestry operations in State forests and other Crown-timber lands, except in any part of the national park estate, a timber plantation or any other land for the purposes of clearing natural forest.

Clause 24 specifies that the purpose of an integrated forestry operations approval is to provide a framework for relevant forestry operations:

- (a) that is established in connection with a forest agreement made after forest assessments conducted by or on behalf of the Resource and Conservation Assessment Council and other environmental studies, and
- (b) that integrates the regulatory regimes for environmental planning and assessment, for the protection of the environment and for threatened species conservation.

Clause 25 provides for the grant of integrated forestry operations approvals. The powers of the Forestry Commission to carry out forestry operations will be subject to the terms of any such approval once it is granted.

Clause 26 authorises the same Ministers who may enter into a forest agreement to jointly grant integrated forestry operations approvals.

Clause 27 makes a forest agreement a pre-requisite to the grant of an approval.

Clause 28 provides that an approval is to describe the forestry operations covered by the approval and may set out conditions subject to which forestry operations may be carried out and the terms of any relevant licences for the operations as referred to in clauses 32–34.

Clause 29 provides that an approval may be granted for a term of up to 20 years. Clause 19 provides for the review of any such approval every 5 years.

Clause 30 enables the Ministers who granted an approval to amend, revoke or suspend the approval.

Clause 31 enables any of the Ministers to bring proceedings in the Land and Environment Court to remedy or restrain a breach of the conditions of an approval (other than the terms of relevant licences issued with the approval, which may be enforced in accordance with clause 34).

Clause 32 sets out the relevant licences that may be issued with an approval, namely, pollution control or environment protection licences and licences under the threatened species legislation for animals, plants or fish.

Clause 33 authorises an approval to set out the terms of a relevant licence. The persons carrying out the forestry operations concerned are taken to hold a licence in those terms.

Clause 34 provides for the enforcement of a relevant licence provided by an approval in the same way as any other licence (except that the revocation or amendment of the licence can only be effected by an amendment of the approval by the relevant Ministers).

Clause 35 suspends the provisions of the *Environmental Planning and Assessment Act 1979* (including Part 5 of that Act) in respect of forestry operations carried out during any period that an integrated forestry operations approval is in force.

Clause 36 suspends the power of local councils to issue orders under section 124 of the *Local Government Act 1993* if they operate to prevent or interfere with forestry operations authorised by an approval.

Clause 37 prevents official proposals for wilderness areas and the declaration of wilderness areas over any land on which forestry operations are authorised by an approval.

Clause 38 excludes certain civil and criminal enforcement proceedings by third-parties under environment protection and other legislation for breaches of the proposed Act or related to the proposed Act.

Part 5 Miscellaneous

Clause 39 provides that the proposed Act binds the Crown.

Clause 40 empowers the making of regulations for the purposes of the proposed Act.

Clauses 41–44 give effect to the amendment of various Acts in Schedules 8–11.

Clause 45 gives effect to the Schedule of savings, transitional and other provisions.

Clause 46 provides for a review of the proposed Act after 5 years.

Schedule 1 sets out the land whose dedication as State forest is revoked and that is reserved or dedicated as national park, historic site or nature reserve.

Schedule 2 sets out the Crown lands that are reserved or dedicated as national park or nature reserve.

Schedule 3 sets out the land within State forests that is set apart as flora reserves under the *Forestry Act 1916*.

Schedule 4 sets out the land whose dedication as State forest is revoked and that is dedicated as Crown reserve under the *Crown Lands Act 1989*.

Schedule 5 sets out the land (which is the subject of existing leases) whose dedication as State forest is revoked and that is vested in the Minister administering the *National Parks and Wildlife Act 1974*.

Schedule 6 sets out the State forest and Crown lands that are transferred to the ownership of Local Aboriginal Land Councils.

Schedule 7 makes ancillary and special provisions with respect to land transferred under the proposed Act.

Schedule 8 amends the *Forestry Act 1916* to provide for a new category of informal reserves, namely land in State forests set aside by the Minister subject to prohibitions on activities to protect its special conservation value.

Schedule 9 amends the *Timber Industry (Interim Protection) Act 1992*:

- (a) to extend its operation for a further year pending Ministerial forest agreements and integrated approvals, and
- (b) to suspend any obligation for the preparation of an EIS in the areas concerned, and
- (c) to extend the definition of “logging operations” to “forestry operations” within the meaning of the proposed Act, and
- (d) to extend the areas in which Part 5 of the *Environmental Planning and Assessment Act 1979* is suspended for logging operations to an additional area within the South Monaro Management Area.

Schedule 10 amends the *National Parks and Wildlife Act 1974* to add Biamanga National Park to Schedule 14 to that Act (Lands of cultural significance to Aboriginals). As a result the park can be vested in relevant Aboriginal ownership and leased back for national park purposes. The Schedule also makes a minor consequential amendment to section 117 of the Act (relating to the picking or possession of native plants) to recognise the lawful authority to deal with native plants that is conferred by a licence under the threatened species legislation.

Schedule 11 amends the *Native Title (New South Wales) Act 1994* to ensure that land that is dedicated, reserved, declared or vested by the proposed Act for the national park estate (or by previous national park estate Acts or proclamations), or land declared as wilderness, does not operate to extinguish or affect native title rights and interests.

Schedule 12 contains savings, transitional and other provisions. In particular, the Schedule provides that forest operations may be carried out in certain compartments of State forest in the Eden region that were excluded from a previous approval for logging by the Minister for Planning and Environment under Part 5 of the *Environmental Planning and Assessment Act 1979* or that were approved for logging for a limited period.



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New South Wales

Forestry and National Park Estate Bill 1998

No. , 1998

A Bill for

An Act to make provision with respect to forestry operations and the national park estate following regional resource and conservation assessments; to transfer certain State forest and other Crown lands to the national park estate or Aboriginal ownership; to provide for Ministerial agreements and a system of integrated approvals for future forestry operations; to amend the *Forestry Act 1916*, the *Timber Industry (Interim Protection) Act 1992* and certain other Acts; and for other purposes.

The Legislature of New South Wales enacts:

Part 1 Preliminary

1 Name of Act

This Act is the *Forestry and National Park Estate Act 1998*.

2 Commencement

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(1) This Act commences on a day or days to be appointed by proclamation, except as provided by this section.

(2) The following provisions commence on the date of assent to this Act:

(a) section 42 and Schedule 9,

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(b) section 45 and Schedule 12.

(3) Parts 1 and 2 and Schedules 1–7 commence on 1 January 1999.

3 Definitions

In this Act:

Crown-timber lands has the same meaning as in the *Forestry Act 1916*. 15

forest agreement means a forest agreement referred to in Part 3 that is in force.

forestry operations means:

(a) logging operations, namely, the cutting and removal of timber from land for the purpose of timber production, or 20

(b) forest products operations, namely, the harvesting of products of trees, shrubs and other vegetation (other than timber) that are of economic value, or

(c) on-going forest management operations, namely, activities relating to the management of land for timber production such as thinning, bush fire hazard reduction, bee-keeping, grazing and other silvicultural activities, or 25

(d) ancillary road construction, namely, the provision of roads and fire trails, and the maintenance of existing railways, to enable or assist in the above operations. 30

integrated forestry operations approval means an approval referred to in Part 4 that is in force.

national park estate means:

- (a) land declared as a wilderness area under the *Wilderness Act 1987* or the *National Parks and Wildlife Act 1974*, or 5
- (b) land reserved or dedicated under the *National Parks and Wildlife Act 1974*, or
- (c) land dedicated or set apart as a flora reserve under the *Forestry Act 1916*, or
- (d) land dedicated or reserved for a similar public purpose 10
under the *Crown Lands Act 1989*.

Resource and Conservation Assessment Council means the body by that name established by the Government of the State in 1995, or any other body established by the Government of the State to replace that body. 15

State forest means land dedicated under the *Forestry Act 1916* (or under the former *Forestry Act 1909*) as a State forest, being a dedication that is in force.

4 Notes

Notes included in this Act are explanatory notes and do not form part of this Act. 20

Clause 5	Forestry and National Park Estate Bill 1998
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Part 2 Land transfers to national park estate and Aboriginal ownership

5 Revocation of dedication of certain lands as State forest and of reservation of associated flora reserves

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|-----|--|----------|
| (1) | The dedication as State forest of the following lands is revoked: | 5 |
| | (a) lands described in Schedule 1, | |
| | (b) lands described in Schedule 4, | |
| | (c) lands described in Schedule 5, | |
| | (d) lands described in Part 1 of Schedule 6. | |
| (2) | Any notices under section 25A of the <i>Forestry Act 1916</i> that set apart, as flora reserves, areas of State forests whose dedication is revoked by subsection (1) are also revoked by this Act, but only to the extent to which they relate to flora reserves or parts of flora reserves situated within the lands referred to in that subsection. | 10 |
| (3) | Any notifications under section 19A of the <i>Forestry Act 1916</i> that declare, as national forests, areas of State forests whose dedication is revoked by subsection (1) are also revoked by this Act, but only to the extent to which they relate to national forests or parts of national forests situated within the lands referred to in that subsection. | 15
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6 Reservation or dedication of former State forest as national park, nature reserve or historic site

The lands described in Schedule 1 are reserved or dedicated under the <i>National Parks and Wildlife Act 1974</i> as, or as part of, the following (as indicated in that Schedule):	25
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|----------------------|--|
| (a) national parks, | |
| (b) nature reserves, | |
| (c) historic sites. | |

7 Reservation or dedication of Crown lands as national park or nature reserve

The lands described in Schedule 2 are reserved or dedicated under the *National Parks and Wildlife Act 1974* as, or as part of, the following (as indicated in that Schedule):

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- (a) national parks.
- (b) nature reserves.

8 Setting apart of areas in State forest as flora reserves

The lands described in Schedule 3 that are within State forests are set apart as, or as part of, flora reserves under the *Forestry Act 1916* (as indicated in that Schedule).

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9 Dedication as Crown reserves under Crown Lands Act 1989 of certain former State forests

- (1) The lands described in Schedule 4 are taken to be lands dedicated under the *Crown Lands Act 1989* for the purposes of public recreation, conservation and mineral and petroleum exploration.
- (2) The *Crown Lands Act 1989* applies to and in respect of the lands described in Schedule 4, except as provided by this Act.
- (3) A reserve trust is established under the name of the National Parks and Wildlife Reserve Trust. The reserve trust is appointed as trustee of the reserve consisting of all the land described in Schedule 4.
- (4) The Director-General of National Parks and Wildlife is appointed to manage the affairs of the reserve trust.
- (5) Nothing in this section prevents any land to which this section applies from being reserved, dedicated or acquired under the *National Parks and Wildlife Act 1974*.

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10 Vesting in NPW Minister of certain former State forests subject to existing leases

- (1) The lands described in Schedule 5 vest in the Minister administering the *National Parks and Wildlife Act 1974* on behalf of the Crown for the purposes of Part 11 of the *National Parks and Wildlife Act 1974* for an estate in fee simple, freed and discharged from:

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- (a) all trusts, obligations, estates, interests, rights of way or other easements, and
 - (b) any dedication, reservation, Crown grant or vesting to which the lands were subject, and any such dedication, reservation, grant or vesting is revoked by the operation of this section. 5
- (2) Despite subsection (1), the lands described in Schedule 5 are not freed and discharged from any perpetual lease, special lease or term lease within the meaning of the *Crown Lands (Continued Tenures) Act 1989* to which the lands were subject immediately before their vesting under this section. 10
- 11 Adjustment of description of land transferred to national park estate**
- (1) The description of any land in Schedules 1–5 may be adjusted in accordance with this section. 15
 - (2) A description of land may be adjusted from time to time:
 - (a) to provide a more detailed description of the boundaries of the land that are shown on a map by heavy black edging, or
 - (b) to alter the boundaries of the land for the purposes of the effective management of national park estate land and State forest land, including adjustments to enable boundaries to follow distinctive land features, to provide access to land or to rationalise the boundaries of similar areas of land, or 20 25
 - (c) to include, remove or change a description of any easement or restriction to which the land is subject.
 - (3) An adjustment of the description of land may include an alteration with respect to whether land is added to (or created as a new) national park, nature reserve or flora reserve, or with respect to the name of any new national park, nature reserve or flora reserve. 30
 - (4) An adjustment of the description of land is to be made by the Director-General of National Parks and Wildlife by a notice published in the Gazette that amends Schedules 1–5. Any such notice may only be published with the approval of the Minister administering the *National Parks and Wildlife Act 1974* and the Minister administering the *Forestry Act 1916*. 35

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- (5) The Director-General of National Parks and Wildlife is required to certify in any such notice that the adjustments effected by the notice will not result in any significant reduction in the size or value of national park estate land or State forest land.
- (6) An adjustment of the description of land may only be made before 28 February 1999. 5
- (7) If any of the land described in Schedules 1–5 on the commencement of those Schedules is not included in the adjusted description of the land, the land that is not so included is taken never to have been subject to or affected by this Part or the relevant Schedule. 10
- (8) If land included in the adjusted description of the land includes any land not described in Schedules 1–5 on the commencement of those Schedules, the land concerned is taken to have been subject to this Part and the relevant Schedule on the commencement of this Part. 15

12 Transfer of former State forest and Crown lands to ownership of Local Aboriginal Land Councils

- (1) The lands described in Schedule 6 are to be transferred to the relevant Local Aboriginal Land Council (as indicated in that Schedule) by the Crown Lands Minister in accordance with Division 2 of Part 6 of the *Aboriginal Land Rights Act 1983*. For that purpose, the Crown Lands Minister is taken to have granted a claim under that Division for the lands (whether or not the lands are claimable Crown lands or any claim has in fact been made). 20 25
- (2) The lands are to be transferred as soon as practicable after the commencement of this Part.
- (3) The Crown Lands Minister may, in connection with the transfer of any such land, do any one or more of the following: 30
- (a) cause the land to be surveyed and adjust the boundaries of the land described in Schedule 6 in accordance with the survey for the purpose of the transfer of the land,
- (b) exclude from the transfer:
- (i) an area within the East Boyd State Forest of approximately 20 hectares for purposes of, or associated with, a wharf, or 35

Clause 12 Forestry and National Park Estate Bill 1998

Part 2 Land transfers to national park estate and Aboriginal ownership

- (ii) any other part of the land that is subject to an existing interest immediately before the transfer.
- (c) make the transfer subject to any such existing interest.
- (d) make the transfer subject to any condition relating to the use of the land for a government purpose, whether by way of the creation of an easement, covenant, lease or other interest in or affecting the land. 5

(4) In this section, *Crown Lands Minister* has the same meaning it has in section 36 of the *Aboriginal Land Rights Act 1983*.

13 Land transfers—ancillary and special provisions 10

Schedule 7 has effect.

Part 3 Forest agreements

14 Making of agreements

- (1) Forest agreements may be made under this Part with respect to particular regions of the State.
- (2) The parties to a forest agreement are to be the following Ministers: 5
- (a) the Minister administering the *Environmental Planning and Assessment Act 1979*,
 - (b) the Minister administering the *Forestry Act 1916*,
 - (c) the Minister administering the *National Parks and Wildlife Act 1974*, 10
 - (d) the Minister administering the *Protection of the Environment Administration Act 1991*.
- (3) The Minister administering the *Fisheries Management Act 1994* may also be a party to a forest agreement. 15

15 Requirement for RACAC forest assessment before agreement made

- (1) A forest agreement may only be made in respect of a region that has been the subject of a regional forest assessment carried out by or on behalf of the Resource and Conservation Assessment Council. 20
- (2) Any such assessment is to include an assessment of the following (in the particular areas of the region that the Council considers appropriate):
- (a) environment and heritage values (including indigenous heritage), 25
 - (b) economic and social values,
 - (c) ecologically sustainable forest management,
 - (d) timber resources.
- (3) For the purposes of this Act, the ***relevant regional forest assessment*** comprises any such assessment for the agreement concerned, together with any environmental impact statements 30

obtained by the Forestry Commission or other determining authority under Part 5 of the *Environmental Planning and Assessment Act 1979*, or related environmental studies, that the parties to the agreement consider relevant.

- 16 Contents of agreement** 5
- (1) A forest agreement must:
- (a) describe the region of the State to which it applies, and
 - (b) list the documents containing information about the relevant regional forest assessment.
- (2) A forest agreement may contain such of the following provisions as the relevant Ministers consider appropriate with respect to the land in the region:
- (a) provisions that promote ecologically sustainable forest management, 10
 - (b) provisions with respect to sustainable timber supply from forestry operations covered by the agreement, 15
 - (c) provisions with respect to community consultation on forestry operations and other matters covered by the agreement,
 - (d) provisions with respect to arrangements made or to be made relating to native title rights and interests or Aboriginal land claims, 20
 - (e) other provisions that are not inconsistent with this Act or any other Act or law relating to matters within their respective Ministerial portfolios. 25
- (3) A forest agreement is to refer to any integrated forestry operations approval for the region that has been granted or proposed to be granted at the time the agreement is made.
- 17 Public consultation on making agreement**
- (1) The Ministers who are to be parties to a proposed forest agreement are required to ensure that the public is given an opportunity to participate in connection with the making of the forest agreement. 30

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- (2) The public participation is to include:
- (a) giving notice of the making of the proposed agreement (including notice of the place at which and times during which the proposed agreement will be available for public inspection) in a newspaper circulating throughout the State and also in a newspaper circulating in the region concerned, and 5
 - (b) making the proposed agreement available for public inspection, at the place and during the times specified in the notice, for at least 28 days after the notice is given in both of those newspapers, and 10
 - (c) inviting representations in connection with the proposed agreement within the time specified in the notice, and
 - (d) consideration of any such representation before the agreement is made. 15

18 Amendment or termination of agreement

A forest agreement may be amended or terminated at any time jointly by the parties to the agreement.

19 Review of agreements and related integrated forestry operations approvals 20

- (1) The Ministers who are parties to a forest agreement are required to jointly review the agreement and any integrated forestry operations approval for the region.
- (2) A review is to be undertaken by those Ministers every 5 years after the agreement is made. 25
- (3) Those Ministers are to ensure that the public is given an opportunity to participate in the review. The public participation is to include:
 - (a) giving at least 6 months' notice of the review (including the proposed terms of reference of the review) in a newspaper circulating throughout the State and also in a newspaper circulating in the region concerned, and 30
 - (b) inviting representations in connection with the proposed terms of reference within the time specified in the notice, and the consideration of any such representations before the terms of reference are settled, and 35

- (c) giving notice of whether any changes are proposed to the forest agreement or to the integrated forestry operations approval (including notice of the place at which and times during which any proposed changes will be available for public inspection) in a newspaper circulating throughout the State and also in a newspaper circulating in the region concerned, and 5
 - (d) making any proposed changes available for public inspection, at the place and during the times specified in the notice, for at least 28 days after the notice is given in both of those newspapers, and 10
 - (e) inviting representations in connection with any proposed changes within the time specified in the notice, and
 - (f) consideration of any such representation before a decision is made on the outcome of the review and any changes are made. 15
- (4) The Ministers are to cause a report on the outcome of each review to be tabled in each House of Parliament within 12 months after the end of the relevant 5-year period.
- (5) A provision of any other Act for the review by a government agency or other body of a licence to which Division 3 of Part 4 applies has no effect with respect to the terms of a relevant licence set out in an integrated forestry operations approval. 20
- 20 Annual Parliamentary reports and tabling of documents by Minister** 25
- (1) The Minister administering the *Environmental Planning and Assessment Act 1979* is to prepare an annual report on each forest agreement, including with respect to:
 - (a) ecologically sustainable forest management in the region, and 30
 - (b) compliance with any integrated forestry operations approval for the region.
 - (2) Each such report is to be tabled in each House of Parliament as soon as practicable after it is prepared. The report may be combined with any other report required to be tabled under this Act or any other annual report of the Department of Urban Affairs and Planning. 35

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- (3) The Minister administering the *Environmental Planning and Assessment Act 1979* must cause a copy of the following to be tabled in each House of Parliament within 3 sitting days of that House:
- (a) each forest agreement made under this Act, and any amendment or termination of a forest agreement (together with a statement of the reasons for the amendment or termination), 5
 - (b) each integrated forestry operations approval granted under this Act, and any amendment, suspension or revocation of an integrated forestry operations approval (together with a statement of the reasons for the amendment, suspension or revocation). 10

21 Public notice and public availability of agreements, assessment documents, approvals and reports 15

- (1) The Minister administering the *Environmental Planning and Assessment Act 1979* must cause public notice to be given of the following in a newspaper circulating throughout the State and also in a newspaper circulating in the area concerned:
- (a) the making of a forest agreement made under this Act, and any amendment or termination of a forest agreement, 20
 - (b) the granting of an integrated forestry operations approval under this Act, and any amendment, suspension or revocation of an integrated forestry operations approval.
- Any such notice is to state the place at which copies of the relevant documents will be available for public inspection. 25
- (2) Copies of the following documents are to be available for public inspection at the head office of the Department of Urban Affairs and Planning, and at such other offices or places as the head of the Department directs: 30
- (a) each forest agreement made under this Act, and any amendment or termination of a forest agreement (together with a statement of the reasons for the amendment or termination),

- (b) each integrated forestry operations approval granted under this Act, and any amendment, suspension or revocation of an integrated forestry operations approval (together with a statement of the reasons for the amendment, suspension or revocation). 5
 - (c) the terms of reference of each 5-yearly review of a forest agreement,
 - (d) the last annual report on, and the report on the last 5-yearly review of, each forest agreement that are tabled in Parliament. 10
- (3) A person may take copies of any such documents on payment of a reasonable charge determined by the head of the Department of Urban Affairs and Planning to cover the cost of the copying.
 - (4) Any such document need only be available for public inspection during ordinary office hours. 15

22 Committees of advice—forest landscape management

- (1) The Minister administering the *Environmental Planning and Assessment Act 1979* may establish committees to provide advice to the Minister on the management of land in any region covered by a forest agreement. 20
- (2) In particular, the Minister may establish any such committee with representatives of other specialist committees or bodies to co-ordinate advice over the range of land management issues in the region.
- (3) The constitution and procedure of any such committee is to be determined by the Minister. 25

Part 4 Integrated forestry operations approvals

Division 1 Preliminary

23 Forestry operations to which Part applies

- (1) This Part applies to forestry operations in State forests or other Crown-timber lands. 5
- (2) This Part does not apply to forestry operations:
 - (a) on any part of the national park estate, or
 - (b) on timber plantations within the meaning of the *Timber Plantations (Harvest Guarantee) Act 1995*, or
 - (c) on any land for the purposes of clearing natural forest to establish such a timber plantation or for agricultural or other non-forestry uses. 10

24 Purpose of integrated forestry operations approvals

The purpose of this Part is to provide a framework for forestry operations to which this Part applies: 15

- (a) that is established in connection with a forest agreement made after forest assessments conducted by or on behalf of the Resource and Conservation Assessment Council and other environmental studies, and
- (b) that integrates the regulatory regimes for environmental planning and assessment, for the protection of the environment and for threatened species conservation. 20

Division 2 Approvals generally

25 Granting of approvals

- (1) Approval for the carrying out of forestry operations to which this Part applies may be granted under this Part. Such an approval is called an *integrated forestry operations approval*. 25

- (2) This Act does not prevent or affect the carrying out of forestry operations authorised by the *Forestry Act 1916* or any other Act or law. However, the carrying out of forestry operations to which an integrated forestry operations approval applies is subject to the terms of the approval.

5

Note. Forestry operations the subject of an approval are excluded from environmental assessment and approval under Part 4 or 5 of the *Environmental Planning and Assessment Act 1979*—see section 35.

26 Approvals to be granted jointly by relevant Ministers

- (1) An integrated forestry operations approval may only be granted jointly by the following Ministers:
- (a) the Minister administering the *Environmental Planning and Assessment Act 1979*,
 - (b) the Minister administering the *Forestry Act 1916*,
 - (c) the Minister administering the *National Parks and Wildlife Act 1974*,
 - (d) the Minister administering the *Protection of the Environment Administration Act 1991*,
 - (e) the Minister administering the *Fisheries Management Act 1994* if the approval includes the terms of a licence under Part 7A of that Act.
- (2) An integrated forestry operations approval is to be in writing signed by those Ministers.

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27 Forest agreement prerequisite for approval

- (1) An integrated forestry operations approval may only be granted for the whole or any part of the area covered by a forest agreement.
- (2) The integrated forestry operations approval for an area is revoked if the forest agreement for the area is terminated.

25

28 Terms of approval

- (1) An integrated forestry operations approval is to describe the forestry operations covered by the approval, including a description of the area of the State to which it applies.

30

- (2) The approval may set out conditions subject to which forestry operations covered by the approval are to be carried out.
- (3) The approval may contain the terms of any relevant licences that are taken to be granted by the approval for forestry operations covered by the approval, as referred to in Division 3. 5

29 Duration of approval

- (1) An integrated forestry operations approval has effect for the period (not exceeding 20 years) specified in it, unless sooner revoked.
- (2) A further approval or approvals may be granted after the expiry of an earlier approval, subject to subsection (1). 10

30 Revocation, suspension or amendment of approval

- (1) An integrated forestry operations approval may be amended, suspended or revoked at any time jointly by the Ministers authorised to grant the approval. 15
- (2) An amendment of the approval extends to an amendment of the terms of any relevant licences provided by the approval.
- (3) A suspension of the approval may extend to all or any of the forestry operations covered by the approval.
- Note.** See section 19 for review of approvals every 5 years and for reports on approvals. 20

31 Civil enforcement of certain conditions of approval

- (1) In this section:
- breach* includes a threatened or apprehended breach.
- conditions* means any conditions subject to which forestry operations covered by an integrated forestry operations approval may be carried out (other than the terms of a relevant licence set out in the approval). 25
- relevant Minister*, in relation to an integrated forestry operations approval, means a Minister who is a party to the approval (other than the Minister administering the *Forestry Act 1916*). 30
- Note.** Section 34 makes provision with respect to the enforcement of the terms of a relevant licence.

- (2) A relevant Minister may bring proceedings in the Land and Environment Court for an order to remedy or restrain a breach of the conditions of an integrated forestry operations approval.
- (3) Any such proceedings may be brought whether or not any right of the relevant Minister or the State has been or may be infringed by or as a result of the breach. 5
- (4) If the Land and Environment Court is satisfied that a breach has been committed or that a breach will, unless restrained by order of the Court, be committed, it may make such orders as it thinks fit to remedy or restrain the breach. 10
- (5) Without limiting the powers of the Court under this section, an order under this section may suspend an approval with respect to the forestry operations concerned in the breach.
- (6) The jurisdiction of the Court under this section is Class 4 jurisdiction for the purposes of the *Land and Environment Court Act 1979*. 15

Division 3 Terms of relevant licences under integrated approval

32 Licences to which Division applies

- (1) This Division applies to any of the following licences for forestry operations covered by an integrated forestry operations approval: 20
 - (a) a licence under the *Pollution Control Act 1970* or, after the repeal of that Act, under the *Protection of the Environment Operations Act 1997*, or
 - (b) a licence under the *Threatened Species Conservation Act 1995*, or 25
 - (c) a licence under Part 7A of the *Fisheries Management Act 1994*.
- (2) Any such licence is referred to in this Division as a **relevant licence**. 30
- (3) The Act under which such a licence is granted is referred to in this Division as **the relevant Act**.

33 Approval may set out terms of relevant licence

- (1) An integrated forestry operations approval may set out the terms of any relevant licence. If the approval does so, any person carrying out forestry operations covered by the approval is taken to hold a licence in those terms under the relevant Act. 5
- (2) Any such licence has effect, for all purposes, as a licence granted under the relevant Act.
- (3) The Ministers granting the approval may rely on the information in the relevant regional forest assessment for the purpose of determining the terms of any relevant licence. In particular, a species impact statement or other separate environmental assessment is not required to be obtained for that purpose. 10
- (4) The terms of any relevant licence need not extend to all forestry operations covered by the approval.
- (5) Any licence previously granted under the relevant Act ceases to have effect to the extent that it deals with forestry operations covered by the approval and the terms of a relevant licence set out in the approval. 15
- (6) This section does not prevent the grant of a relevant licence under a relevant Act if it does not deal with forestry operations covered by the terms of a relevant licence set out in an integrated forestry operations approval. 20

34 Enforcement of relevant licence

- (1) The terms of a relevant licence set out in an integrated forestry operations approval are to be enforced (subject to this Act) in the same way as any other licence under the relevant Act. However, the terms of a relevant licence set out in an integrated forestry operations approval cannot be varied, and the licence cannot be revoked, under the relevant Act. 25

Note. A contravention of the terms of a relevant licence makes the person carrying out the forestry operations liable for offences for which the licence provides a defence (eg damage to critical habitat of threatened species under the *National Parks and Wildlife Act 1974*; offence of polluting waters under the *Protection of the Environment Operations Act 1997*). 30

- (2) The government agency responsible for the enforcement of a relevant licence may notify the Ministers who granted the approval of any contravention of the terms of the licence by the persons carrying out forestry operations covered by the approval.

Note. Section 30 provides that the Ministers may amend, suspend or revoke an approval at any time. 5

Division 4 Application of other legislation

35 Application of Environmental Planning and Assessment Act 1979

- (1) Part 5 of the *Environmental Planning and Assessment Act 1979* does not apply in respect of the carrying out of forestry operations during any period that an integrated forestry operations approval applies to those operations. That Part does not apply to the granting or amendment of any such approval or to the making or amendment of a forest agreement. 10 15
- (2) An environmental planning instrument under the *Environmental Planning and Assessment Act 1979* cannot prohibit, require development consent for or otherwise restrict forestry operations during any period that an integrated forestry operations approval applies to those operations. 20
- (3) An order under Division 2A of Part 6 of the *Environmental Planning and Assessment Act 1979* does not have effect to the extent that it prevents or interferes with the carrying out of forestry operations authorised by an integrated forestry operations approval. 25
- (4) Any approval of forestry operations that is in force under Division 4 of Part 5 of the *Environmental Planning and Assessment Act 1979* has no effect during any period that Part 5 of that Act does not apply to the forestry operations. Any development consent for forestry operations that is in force under Part 4 of the *Environmental Planning and Assessment Act 1979* has no effect during any period that development consent under Part 4 of that Act is not required for the forestry operations. 30
- (5) Subsection (2) applies to an environmental planning instrument made before or after the commencement of this section. 35

36 Application of Local Government Act orders

An order under section 124 of the *Local Government Act 1993* does not have effect to the extent that it prevents or interferes with the carrying out of forestry operations authorised by an integrated forestry operations approval.

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37 Application of wilderness legislation

An area in which forestry operations authorised by an integrated forestry operations approval may be carried out cannot be proposed or identified as, or declared to be, a wilderness area under the *Wilderness Act 1987* or the *National Parks and Wildlife Act 1974*.

10

38 Application of statutory provisions relating to proceedings by third parties

(1) This section applies to the following statutory provisions:

(a) section 25 of the *Environmental Offences and Penalties Act 1989*, or, after the repeal of that Act, section 252 or 253 of the *Protection of the Environment Operations Act 1997*,

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(b) a provision of an Act that gives any member of the public a right to institute proceedings in a court to remedy or restrain a breach (or a threatened or apprehended breach) of the Act or an instrument made under the Act, whether or not any right of the person has been or may be infringed by or as a consequence of that breach,

20

(c) section 13 (2A) of the *Environmental Offences and Penalties Act 1989* or, after the repeal of that Act, section 219 of the *Protection of the Environment Operations Act 1997*.

25

(2) Proceedings may not be brought under a statutory provision to which this section applies if the breach (or threatened or apprehended breach) to which the proceedings relate is as follows:

30

(a) a breach of this Act (including a breach of any forest agreement).

- (b) a breach of an integrated forestry operations approval (including a breach of the terms of any licence provided by the approval),
 - (c) a breach of an Act or law that arises because any defence provided by any such licence is not available as a result of a breach of the licence, 5
 - (d) a breach of the Act that includes the statutory provision (including a breach of an instrument made under that Act) if the breach relates to the carrying out of forestry operations to which an integrated forestry operations approval applies. 10
- (3) This section does not apply to any proceedings brought by:
- (a) a Minister, or
 - (b) the Environment Protection Authority or a member of the staff of the Authority, or 15
 - (c) in the case of the provision of an Act referred to in subsection (1) (b)—a government agency or any government official engaged in the execution or administration of the Act.

Part 5 Miscellaneous

39 Act to bind Crown

This Act binds the Crown in right of New South Wales and, in so far as the legislative power of the Parliament of New South Wales permits, the Crown in all its other capacities.

5

40 Regulations

The Governor may make regulations, not inconsistent with this Act, for or with respect to any matter that by this Act is required or permitted to be prescribed or that is necessary or convenient to be prescribed for carrying out or giving effect to this Act.

10

41 Amendment of Forestry Act 1916 No 55

The *Forestry Act 1916* is amended as set out in Schedule 8.

Note. The amendment inserts provisions for a new category of informal reserves within State forests, to be called special management zones, that are established by the Minister administering that Act and that enable that Minister to prohibit particular operations to protect the special conservation value of the land.

15

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

The *Timber Industry (Interim Protection) Act 1992* is amended as set out in Schedule 9.

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Note. The amendments extend the operation of that Act for a further period of 12 months until 31 December 1999 and make other modifications and additions to that Act following the enactment of this Act.

43 Amendment of National Parks and Wildlife Act 1974 No 80

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The *National Parks and Wildlife Act 1974* is amended as set out in Schedule 10.

Note. The amendments include the insertion of Biamanga National Park into Schedule 14 to the *National Parks and Wildlife Act 1974* (Lands of cultural significance to Aboriginals).

30

44 Amendment of Native Title (New South Wales) Act 1994 No 45

The *Native Title (New South Wales) Act 1994* is amended as set out in Schedule 11.

Clause 44	Forestry and National Park Estate Bill 1998
Part 5	Miscellaneous

Note. The amendment saves native title rights and interests in land reserved, dedicated or vested under this Act, and in connection with certain other acts comprising the reservation or dedication of land for the national park estate or as wilderness.

45 Savings, transitional and other provisions	5
Schedule 12 has effect.	
46 Review of Act	
(1) The Minister is to review this Act to determine whether the policy objectives of this Act remain valid and whether the terms of this Act remain appropriate for securing those objectives.	10
(2) The review is to be undertaken as soon as possible after the period of 5 years from the date of assent to this Act.	
(3) A report on the outcome of the review is to be tabled in each House of Parliament within 12 months after the end of the period of 5 years.	15

Schedule 1 State forest reserved as national park or historic site or dedicated as nature reserve

(Sections 5 and 6)

Part 1 Eden Region 5

Part 1.1 Addition to Wadbilliga National Park

Murrabrine State Forest No 947

An area of about 6 735 hectares, being the balance of Murrabrine State Forest No 947, dedicated 4 November 1955, and the balance of No 1 Extension thereto, dedicated 14 September 1979, and being the land shown by diagonal hatching on diagram catalogued Misc F 1289 in the Forestry Commission of New South Wales. Subject to any variations or exceptions noted on that diagram. 10

Part 1.2 Addition to Biamanga National Park 15

Part Murrah State Forest No 140

An area of about 6 185 hectares, being the part of Murrah State Forest No 140, dedicated 4 November 1914, and the whole or the part of the extensions to that State forest listed hereunder (with their dedication dates shown in brackets) within the land shown by diagonal hatching on diagram catalogued Misc F 1274 in the Forestry Commission of New South Wales. Subject to any variations or exceptions noted on that diagram. 20

The Extensions are:

No 2 (17 November 1922) 25

No 3 (27 January 1956)

No 4 (6 November 1981)

Schedule 1	State forest reserved as national park or historic site or dedicated as nature reserve
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Part 1.3 Additions to South East Forest National Park

Part Yurammie State Forest No 133

An area of about 2 195 hectares, being the balance of Yurammie State Forest No 133, dedicated 4 November 1914, and the whole or the part of the extensions to that State forest listed hereunder (with their dedication dates shown in brackets) within the land shown by diagonal hatching on diagram catalogued Misc F 1275 in the Forestry Commission of New South Wales. Subject to any variations or exceptions noted on that diagram. 5

The Extensions are: 10

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) 15

No 7 (31 March 1978)

No 8 (3 August 1979)

Part Yurammie State Forest No 133

An area of about 915 hectares, being the whole or the part of the extensions to Yurammie State Forest No 133 listed hereunder (with their dedication dates shown in brackets) within the land shown by vertical hatching on diagram catalogued Misc F 1275 in the Forestry Commission of New South Wales. Subject to any variations or exceptions noted on that diagram. 20

The Extensions are: 25

No 4 (9 July 1971)

No 9 (2 June 1989)

No 11 (6 October 1989)

Part Tantawangalo State Forest No 134

An area of about 4 020 hectares, being the whole or the part of the extensions to Tantawangalo State Forest No 134 listed hereunder (with their dedication dates shown in brackets) within the land shown by diagonal hatching on diagram catalogued Misc F 1276 in the Forestry Commission of New South Wales. Subject to any variations or exceptions noted on that diagram. 5

The Extensions are:

No 1 (31 August 1928)

No 3 (23 April 1971) 10

No 5 (2 March 1973)

No 14 (10 February 1995)

Part Nullica State Forest No 545

An area of about 800 hectares, being the parts of Nullica State Forest No 545, No 4 Extension dedicated 7 December 1973, and the part of Nullica State Forest No 545, No 11 Extension dedicated 6 May 1977, within the land shown by diagonal hatching on diagram catalogued Misc F 1278 in the Forestry Commission of New South Wales. Subject to any variations or exceptions noted on that diagram. 15
20

Part Nalbaugh State Forest No 129

An area of about 295 hectares, being the part of Nalbaugh State Forest No 129, No 4 Extension dedicated 26 March 1971, within the land shown by horizontal hatching on diagram catalogued Misc F 1279 in the Forestry Commission of New South Wales. Subject to any variations or exceptions noted on that diagram. 25

Part Coolangubra State Forest No 547

An area of about 122 hectares, being the part of Coolangubra State Forest No 547, No 3 Extension, dedicated 23 June 1972, within the land shown by diagonal hatching on diagram catalogued Misc F 1277 in the Forestry Commission of New South Wales. Subject to any variations or exceptions noted on that diagram. 30

Schedule 1	State forest reserved as national park or historic site or dedicated as nature reserve
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Part Coolangubra State Forest No 547

An area of about 16 hectares, being the part of Coolangubra State Forest No 547, No 3 Extension, dedicated 23 June 1972 within the land shown by cross hatching on diagram catalogued Misc F 1279 in the Forestry Commission of New South Wales. Subject to any variations or exceptions noted on that diagram. 5

Part Coolangubra State Forest No 547

An area of about 5 415 hectares, being the whole or the part of the extensions to Coolangubra State Forest No 547 listed hereunder (with their dedication dates shown in brackets), within the land shown by diagonal hatching on diagram catalogued Misc F 1279 in the Forestry Commission of New South Wales. Subject to any variations or exceptions noted on that diagram. 10

The Extensions are:

No 3 (23 June 1972) 15

No 6 (31 October 1975)

No 11 (28 January 1983)

No 14 (16 October 1992)

Part Bondi State Forest No 128

An area of about 2 155 hectares, being the part of Bondi State Forest No 128 No 15 Extension, dedicated 27 August 1971, and the part of Bondi State Forest No 128 No 20 Extension, dedicated 14 April 1978, within the land shown by horizontal hatching on diagram catalogued Misc F 1280 in the Forestry Commission of New South Wales. Subject to any variations or exceptions noted on that diagram. 20
25

Part Bondi State Forest No 128

An area of about 26 hectares, being the part of Bondi State Forest No 128 No 15 Extension, dedicated 27 August 1971, within the land shown by diagonal hatching on diagram catalogued Misc F 1280 in the Forestry Commission of New South Wales. Subject to any variations or exceptions noted on that diagram. 30

Part Bondi State Forest No 128

An area of about 275 hectares, being the part of Bondi State Forest No 128 No 15 Extension, dedicated 27 August 1971, within the land shown by diagonal hatching on diagram catalogued Misc F 1281 in the Forestry Commission of New South Wales. Subject to any variations or exceptions noted on that diagram.

5

Part Yambulla State Forest No 126

An area of about 1 895 hectares, being the part of Yambulla State Forest No 126, No 1 Extension, dedicated 7 May 1971 and the part of Yambulla State Forest No 126, No 5 Extension, dedicated 8 October 1993, within the land shown by vertical hatching on diagram catalogued Misc F 1280 in the Forestry Commission of New South Wales. Subject to any variations or exceptions noted on that diagram.

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15

Part Nungatta State Forest No 131

An area of about 8 hectares, being the part of Nungatta State Forest No 131, dedicated 4 November 1914, within the land shown by cross hatching on diagram catalogued Misc F 1280 in the Forestry Commission of New South Wales. Subject to any variations or exceptions noted on that diagram.

20

Part Nungatta State Forest No 131

An area of about 41 hectares, being the part of Nungatta State Forest No 131, No 1 Extension dedicated 19 June 1953, within the land shown by broken horizontal hatching on diagram catalogued Misc F 1280 in the Forestry Commission of New South Wales. Subject to any variations or exceptions noted on that diagram.

25

Part 1.4 Additions to Mount Imlay National Park

Part Towamba State Forest No 908

30

An area of about 375 hectares, being the part of Towamba State Forest No 908, dedicated 17 February 1950, and the whole or the part of the extensions to that State forest listed hereunder (with their dedication dates shown in brackets) within the land shown by vertical hatching on diagram catalogued Misc F 1282 in the Forestry Commission of New South Wales. Subject to any variations or exceptions noted on that diagram.

35

Forestry and National Park Estate Bill 1998

Schedule 1 State forest reserved as national park or historic site or dedicated as nature reserve

The Extensions are:

No 1 (9 July 1971)

No 2 (8 September 1978)

Part Yambulla State Forest No 126

An area of about 188 hectares, being the parts (two) of Yambulla State Forest No 126, No 1 Extension, dedicated 7 May 1971, within the lands shown by diagonal hatching on diagram catalogued Misc F 1282 in the Forestry Commission of New South Wales. Subject to any variations or exceptions noted on that diagram. 5
10

Part East Boyd State Forest No 127

An area of about 265 hectares, being the part of East Boyd State Forest No 127, dedicated 4 November 1914, and the part of No 5 Extension thereto, dedicated 4 June 1971, within the land shown by horizontal hatching on diagram catalogued Misc F 1282 in the Forestry Commission of New South Wales. Subject to any variations or exceptions noted on that diagram. 15

Part East Boyd State Forest No 127

An area of about 186 hectares, being the part of East Boyd State Forest No 127, No 5 Extension, dedicated 4 June 1971, within the land shown by cross hatching on diagram catalogued Misc F 1282 in the Forestry Commission of New South Wales. Subject to any variations or exceptions noted on that diagram. 20

Part 1.5 Addition to Ben Boyd National Park

Part East Boyd State Forest No 127 25

An area of about 110 hectares, being the part of East Boyd State Forest No 127, dedicated 4 November 1914, and the balance of No 1 Extension thereto, dedicated 1 August 1924, within the land shown by diagonal hatching on diagram catalogued Misc F 1290 in the Forestry Commission of New South Wales. Subject to any variations or exceptions noted on that diagram. 30

Part 1.6 Addition to Davidson Whaling Station Historic Site

Part East Boyd State Forest No 127

An area of about 20 hectares, being the part of East Boyd State Forest No 127, dedicated 4 November 1914, and the whole of No 2 Extension thereto, dedicated 10 May 1929, within the land shown by diagonal hatching on diagram catalogued Misc F 1283 in the Forestry Commission of New South Wales. Subject to any variations or exceptions noted on that diagram.

5

Part 2 Lower North East Region

10

Part 2.1 Back River Nature Reserve

Part Hanging Rock State Forest No 671

An area of about 730 hectares, being part of Hanging Rock State Forest No 671, and being the land designated as area "A" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

15

Part 2.2 Bago Bluff National Park

Part Lorne State Forest No 58

An area of about 1,055 hectares, being parts of Lorne State Forest No 58, and being the land designated as area "B" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

20

Part Broken Bago State Forest No 184

An area of about 2,770 hectares, being part of Broken Bago State Forest No 184, and being the land designated as area "C" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

25

Schedule 1	State forest reserved as national park or historic site or dedicated as nature reserve
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Part 2.3 Barakee National Park

Part Giro State Forest No 286

An area of about 3,230 hectares, being part of Giro State Forest No 286, and being the land designated as area "D" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 5

Part 2.4 Additions to Barrington Tops National Park

Part Stewarts Brook State Forest No 276

An area of about 3,690 hectares, being parts of Stewarts Brook State Forest No 276, and being the land designated as area "E" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 10

Part Chichester State Forest No 292

An area of about 1,540 hectares, being parts of Chichester State Forest No 292, and being the land designated as area "F" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 15

Part Barrington Tops State Forest No 977

An area of about 6,280 hectares, being parts of Barrington Tops State Forest No 977, and being the land designated as area "G" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 20

Part 2.5 Bielsdown National Park

Bielsdown State Forest No 490

An area of about 920 hectares, being Bielsdown State Forest No 490, and being the land designated as area "H" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 25

Part 2.6 Big Avon Nature Reserve

Part Avon River State Forest No 293

An area of about 720 hectares, being part of Avon River State Forest No 293, and being the land designated as area "I" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

5

Part 2.7 Big Nellie National Park

Part Lansdowne State Forest No 291

An area of about 1,600 hectares, being part of Lansdowne State Forest No 291, and being the land designated as area "J" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

10

Part Comboyne State Forest No 698

An area of about 225 hectares, being part of Comboyne State Forest No 698, and being the land designated as area "K" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

15

Part 2.8 Booroolong Nature Reserve

Booroolong State Forest No 313

An area of about 865 hectares, being Booroolong State Forest No 313, and being the land designated as area "L" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

20

Part 2.9 Bulga National Park

Part Bulga State Forest No 285

An area of about 4,410 hectares, being parts of Bulga State Forest No 285, and being the land designated as area "M" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

25

Schedule 1	State forest reserved as national park or historic site or dedicated as nature reserve
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Part 2.10 Cairncross East Nature Reserve

Part Cairncross State Forest No 183

An area of about 535 hectares, being part of Cairncross State Forest No 183, and being the land designated as area "N" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 5

Part 2.11 Carrai National Park

Part Cochrane State Forest No 701

An area of about 1,100 hectares, being parts of Cochrane State Forest No 701, and being the land designated as area "O" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 10

Part Carrai State Forest No 909

An area of about 6,630 hectares, being part of Carrai State Forest No 909, and being the land designated as area "P" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 15

Part 2.12 Cascade National Park

Part Wild Cattle Creek State Forest No 488

An area of about 3,680 hectares, being part of Wild Cattle Creek State Forest No 488, and being the land designated as area "Q" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 20

Part 2.13 Addition to Cathedral Rocks National Park

Part Yooroonah State Forest No 1040 25

An area of about 600 hectares, being parts of Yooroonah State Forest No 1040, and being the land designated as area "R" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

Part 2.14 Chrysotricha Nature Reserve

Part Newry State Forest No 487

An area of about 975 hectares, being part of Newry State Forest No 487, and being the land designated as area "S" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

5

Part 2.15 Cockspur Nature Reserve

Cockspur State Forest No 902

An area of about 1,540 hectares, being Cockspur State Forest No 902, and being the land designated as area "T" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

10

Part 2.16 Cooperabung Creek Nature Reserve

Part Ballengarra State Forest No 474

An area of about 330 hectares, being part of Ballengarra State Forest No 474, and being the land designated as area "U" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

15

Part 2.17 Craven Nature Reserve

Craven State Forest No 523

An area of about 2,750 hectares, being Craven State Forest No 523, and being the land designated as area "V" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

20

Part 2.18 Addition to Crowdy Bay National Park

Part Johns River State Forest No 804

An area of about 192 hectares, being part of Johns River State Forest No 804, and being the land designated as area "W" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

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Schedule 1	State forest reserved as national park or historic site or dedicated as nature reserve
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Part 2.19 Cunnawarra National Park

Part Lower Creek State Forest No 161

An area of about 1,750 hectares, being part of Lower Creek State Forest No 161, and being the land designated as area "X" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 5

Part Styx River State Forest No 339

An area of about 13,345 hectares, being part of Styx River State Forest No 339, and being the land designated as area "Y" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 10

Part 2.20 Diehappy Nature Reserve

Part Oakes State Forest No 609

An area of about 1,190 hectares, being part of Oakes State Forest No 609, and being the land designated as area "Z" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 15

Part Diehappy State Forest No 823

An area of about 4 hectares, being part of Diehappy State Forest No 823, being the land designated as area "AA" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 20

Part 2.21 Dingo Tops National Park

Part Bulga State Forest No 285

An area of about 5,855 hectares, being part of Bulga State Forest No 285, and being the land designated as area "BB" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 25

Part Dingo State Forest No 779

An area of about 4,970 hectares, being part of Dingo State Forest No 779, and being the land designated as area "CC" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 30

Part 2.22 Additions to Dorrigo National Park

Part Never Never State Forest No 613

An area of about 2,475 hectares, being part of Never Never State Forest No 613, and being the land designated as area "DD" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 5

Part Killungoondie State Forest No 849

An area of about 208 hectares, being part of Killungoondie State Forest No 849, and being the land designated as area "EE" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 10

Part 2.23 Dorrigo Plateau Nature Reserve

Part Muldiva State Forest No 1049

An area of about 520 hectares, being parts of Muldiva State Forest No 1049, and being the land designated as area "FF" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 15

Part 2.24 Doyles River National Park

Part Bulga State Forest No 285

An area of about 218 hectares, being part of Bulga State Forest No 285, and being the land designated as area "GG" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 20

Part Enfield State Forest No 337

An area of about 5,555 hectares, being part of Enfield State Forest No 337, and being the land designated as area "HH" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 25

Mount Seaview State Forest No 877

An area of about 96 hectares, being Mount Seaview State Forest No 877, and being the land designated as area "JJ" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 30

Schedule 1	State forest reserved as national park or historic site or dedicated as nature reserve
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Part Doyles River State Forest No 911

An area of about 21,050 hectares, being parts of Doyles River State Forest No 911, and being the land designated as area "KK" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 5

Part 2.25 Dulcie Nature Reserve

Mitchells Island State Forest No 179

An area of about 62 hectares, being Mitchells Island State Forest No 179, and being the land designated as area "LL" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 10

Part 2.26 Duval Nature Reserve

Duval State Forest No 329

An area of about 166 hectares, being Duval State Forest No 329, and being the land designated as area "MM" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 15

Part 2.27 Eastwood Nature Reserve

Eastwood State Forest No 548 20

An area of about 218 hectares, being Eastwood State Forest No 548, and being the land designated as area "NN" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

Part 2.28 Giro Nature Reserve 25

Part Giro State Forest No 286

An area of about 1,385 hectares, being parts of Giro State Forest No 286, and being the land designated as area "OO" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 30

Part 2.29 Goonook Nature Reserve

Part Yarratt State Forest No 654

An area of about 965 hectares, being part of Yarratt State Forest No 654, and being the land designated as area "PP" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

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Part 2.30 Hell Hole Nature Reserve

Part Riamukka State Forest No 992

An area of about 1,270 hectares, being part of Riamukka State Forest No 992, and being the land designated as area "QQ" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

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Part 2.31 Hillgrove Nature Reserve

Hillgrove Creek State Forest No 328

An area of about 100 hectares, being Hillgrove Creek State Forest No 328, and being the land designated as area "RR" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

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Part 2.32 Karuah Nature Reserve

Part Karuah State Forest No 114

An area of about 2,430 hectares, being parts of Karuah State Forest No 114, and being the land designated as area "SS" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

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Part Wallaroo State Forest No 781

An area of about 182 hectares, being parts of Wallaroo State Forest No 781, and being the land designated as area "TT" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

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Schedule 1	State forest reserved as national park or historic site or dedicated as nature reserve
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Part 2.33 Kennaicle Creek Nature Reserve

Part Gladstone State Forest No 163

An area of about 390 hectares, being part of Gladstone State Forest No 163, and being the land designated as area "UU" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 5

Part 2.34 Addition to Khappinghat Nature Reserve

Part Kiwarrak State Forest No 298

An area of about 2,410 hectares, being part of Kiwarrak State Forest No 298, and being the land designated as area "VV" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 10

Part 2.35 Killabakh Nature Reserve

Marsh State Forest No 893

An area of about 2,540 hectares, being Marsh State Forest No 893, and being the land designated as area "WW" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 15

Part 2.36 Kumbatine National Park

Part Kalateenee State Forest No 31 20

An area of about 108 hectares, being part of Kalateenee State Forest No 31, and being the land designated as area "XX" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

Part Maria River State Forest No 469 25

An area of about 1,135 hectares, being part of Maria River State Forest No 469, and being the land designated as area "YY" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

Part Ballengarra State Forest No 474

An area of about 7,535 hectares, being part of Ballengarra State Forest No 474, and being the land designated as area "ZZ" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

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Part Yessabah State Forest No 602

An area of about 3,525 hectares, being part of Yessabah State Forest No 602, and being the land designated as area "AAA" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

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Part Kippara State Forest No 641

An area of about 790 hectares, being part of Kippara State Forest No 641, and being the land designated as area "BBB" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

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Part 2.37 Little Myall River National Park

Part Myall River State Forest No 294

An area of about 3,699 hectares, being part of Myall River State Forest No 294, and being the land designated as area "CCC" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

20

Part 2.38 Lower Hunter National Park

Part Cessnock State Forest No 874

An area of about 1,125 hectares, being part of Cessnock State Forest No 874, and being the land designated as area "DDD" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

25

Part Aberdare State Forest No 981

An area of about 1,015 hectares, being parts of Aberdare State Forest No 981, and being the land designated as area "EEE" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

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Schedule 1	State forest reserved as national park or historic site or dedicated as nature reserve
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Part 2.39 Maria River National Park

Part Maria River State Forest No 469

An area of about 1,740 hectares, being parts of Maria River State Forest No 469, and being the land designated as area "FFF" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 5

Part 2.40 Middle Brother National Park

Part Middle Brother State Forest No 284

An area of about 1,870 hectares, being part of Middle Brother State Forest No 284, and being the land designated as area "GGG" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 10

Part 2.41 Monkerai Nature Reserve

Dungog State Forest No 898

An area of about 880 hectares, being Dungog State Forest No 898, and being the land designated as area "HHH" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 20

Part 2.42 Addition to Mount Royal National Park

Mount Royal State Forest No 297

An area of about 1,385 hectares, being Mount Royal State Forest No 297, and being the land designated as area "III" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 25

Part 2.43 Mummel Gulf National Park

Part Enfield State Forest No 337

An area of about 8,620 hectares, being part of Enfield State Forest No 337, and being the land designated as area "JJJ" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 30

Part Riamukka State Forest No 992

An area of about 3,692 hectares, being part of Riamukka State Forest No 992, and being the land designated as area "KKK" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

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Part 2.44 Mungay Mountain Nature Reserve

Part Collombatti State Forest No 465

An area of about 605 hectares, being part of Collombatti State Forest No 465, and being the land designated as area "LLL" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

10

Part Tamban State Forest No 526

An area of about 440 hectares, being part of Tamban State Forest No 526, and being the land designated as area "MMM" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

15

Part Ingalba State Forest No 527

An area of about 9,605 hectares, being part of Ingalba State Forest No 527, and being the land designated as area "NNN" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

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Part 2.45 Additions to Myall Lakes National Park

Renwick State Forest No 47

An area of about 1,430 hectares, being Renwick State Forest No 47, and being the land designated as area "OOO" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

25

Part Nerong State Forest No 49

An area of about 5,865 hectares, being part of Nerong State Forest No 49, and being the land designated as area "PPP" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

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Schedule 1	State forest reserved as national park or historic site or dedicated as nature reserve
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Part Myall River State Forest No 294

An area of about 2,070 hectares, being part of Myall River State Forest No 294, and being the land designated as area "QQQ" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 5

Part Wang Wauk State Forest No 295

An area of about 295 hectares, being part of Wang Wauk State Forest No 295, and being the land designated as area "RRR" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 10

Part Bulahdelah State Forest No 296

An area of about 2,825 hectares, being part of Bulahdelah State Forest No 296, and being the land designated as area "SSS" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 15

Part 2.46 Additions to New England National Park

Part Buckra Bendinni State Forest No 471

An area of about 2 hectares, being part of Buckra Bendinni State Forest No 471, and being the land designated as area "TTT" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 20

Andersons State Forest No 485

An area of about 440 hectares, being Andersons State Forest No 485, and being the land designated as area "UUU" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 25

Part Mistake State Forest No 525

An area of about 385 hectares, being part of Mistake State Forest No 525, and being the land designated as area "VVV" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 30

Part Pee Dee State Forest No 600

An area of about 760 hectares, being part of Pee Dee State Forest No 600, and being the land designated as area "WWW" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

5

Part Nulla-Five Day State Forest No 601

An area of about 9,400 hectares, being parts of Nulla-Five Day State Forest No 601, and being the land designated as area "XXX" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

10

Part Oakes State Forest No 609

An area of about 4,070 hectares, being part of Oakes State Forest No 609, and being the land designated as area "YYY" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

15

Part Thumb Creek State Forest No 655

An area of about 315 hectares, being part of Thumb Creek State Forest No 655, and being the land designated as area "ZZZ" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

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Part 2.47 Additions to Nymboi-Binderay National Park

Part Wild Cattle Creek State Forest No 488

An area of about 660 hectares, being part of Wild Cattle Creek State Forest No 488, and being the land designated as area "AAAA" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

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Part 2.48 Queens Lake Nature Reserve

Part Burrawan State Forest No 181

An area of about 310 hectares, being part of Burrawan State Forest No 181, and being the land designated as area "BBBB" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

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Schedule 1	State forest reserved as national park or historic site or dedicated as nature reserve	
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Part Queens Lake State Forest No 475

An area of about 555 hectares, being part of Queens Lake State Forest No 475, and being the land designated as area "CCCC" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 5

Part 2.49 Ringwood Nature Reserve

Part Gladstone State Forest No 163

An area of about 15 hectares, being part of Gladstone State Forest No 163, and being the land designated as area "DDDD" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 10

Part Irishman State Forest No 616

An area of about 2,165 hectares, being part of Irishman State Forest No 616, and being the land designated as area "EEEE" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 15

Part 2.50 Sarahs Creek Nature Reserve

Part Cowarra State Forest No 59

An area of about 191 hectares, being part of Sarahs Creek State Forest No 59, and being the land designated as area "FFFF" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 20

Part 2.51 Skillion Nature Reserve

Part Collombatti State Forest No 465

An area of about 230 hectares, being part of Collombatti State Forest No 465, and being the land designated as area "GGGG" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 25

Part Old Station State Forest No 468

An area of about 265 hectares, being part of Old Station State Forest No 468, and being the land designated as area "HHHH" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 30

Mount Skillion State Forest No 637

An area of about 197 hectares, being Mount Skillion State Forest No 637, and being the land designated as area "IIII" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

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Part 2.52 Stony Creek National Park

Part Nowendoc State Forest No 310

An area of about 5,585 hectares, being parts of Nowendoc State Forest No 310, and being the land designated as area "JJJJ" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

10

Part Tuggolo State Forest No 312

An area of about 2,875 hectares, being parts of Tuggolo State Forest No 312, and being the land designated as area "KKKK" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

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Part 2.53 Talawahl Nature Reserve

Part Kiwarrak State Forest No 298

An area of about 3,985 hectares, being parts of Kiwarrak State Forest No 298, and being the land designated as area "LLLL" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

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Part 2.54 Tomalla Nature Reserve

Part Tomalla State Forest No 744

An area of about 540 hectares, being part of Tomalla State Forest No 744, and being the land designated as area "MMMM" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

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Schedule 1	State forest reserved as national park or historic site or dedicated as nature reserve
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Part 2.55 Tuggolo Creek Nature Reserve

Part Tuggolo State Forest No 312

An area of about 610 hectares, being part of Collombatti State Forest No 312, and being the land designated as area "NNNN" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 5

Part 2.56 Urumbilum National Park

Part Tuckers Nob State Forest No 612

An area of about 490 hectares, being part of Tuckers Nob State Forest No 612, and being the land designated as area "OOOO" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 10

Part Never Never State Forest No 613

An area of about 55 hectares, being part of Never Never State Forest No 613, and being the land designated as area "PPPP" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 15

Part 2.57 Valery Nature Reserve

Part Tuckers Nob State Forest No 612

An area of about 260 hectares, being part of Tuckers Nob State Forest No 612, and being the land designated as area "QQQQ" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 20

Part 2.58 Viewmont Nature Reserve

Part Viewmont State Forest No 1035 25

An area of about 675 hectares, being part of Viewmont State Forest No 1035, and being the land designated as area "RRRR" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

Part 2.59 Wallamba Nature Reserve

Wallamba State Forest No 50

An area of about 625 hectares, being Wallamba State Forest No 50, and being the land designated as area "SSSS" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 5

Coolongolook State Forest No 51

An area of about 525 hectares, being Coolongolook State Forest No 51, and being the land designated as area "TTTT" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 10

Part 2.60 Wallaroo Nature Reserve

Part Wallaroo State Forest No 781

An area of about 2,835 hectares, being part of Wallaroo State Forest No 781, and being the land designated as area "UUUU" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 15

Part 2.61 Wallingat National Park

Part Wallingat State Forest No 48

An area of about 5,125 hectares, being part of Wallingat State Forest No 48, and being the land designated as area "VVVV" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 20

Part Bachelor State Forest No 689

An area of about 1,285 hectares, being parts of Bachelor State Forest No 689, and being the land designated as area "WWWW" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 25

Schedule 1	State forest reserved as national park or historic site or dedicated as nature reserve
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Part 2.62 Walter Nature Reserve

Part Fosterton State Forest No 46

An area of about 275 hectares, being part of Fosterton State Forest No 46, and being the land designated as area "XXXX" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 5

Part 2.63 Watagans National Park

Part Watagan State Forest No 123

An area of about 4,585 hectares, being parts of Watagan State Forest No 123, and being the land designated as area "YYYY" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 10

Part Olney State Forest No 124

An area of about 2,915 hectares, being parts of Olney State Forest No 124, and being the land designated as area "ZZZZ" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 15

Part 2.64 Addition to Werrikimbe National Park

Part Mount Boss State Forest No 910

An area of about 3,915 hectares, being part of Mount Boss State Forest No 910, and being the land designated as area "AAAAA" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 20

Part 2.65 Additions to Willi Willi National Park

Part Yessabah State Forest No 602 25

An area of about 2,450 hectares, being part of Yessabah State Forest No 602, and being the land designated as area "BBBBB" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

Part Kippara State Forest No 641

An area of about 800 hectares, being part of Kippara State Forest No 641, and being the land designated as area "CCCCC" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 5

Part Carrai State Forest No 909

An area of about 2,895 hectares, being part of Carrai State Forest No 909, and being the land designated as area "DDDDD" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 10

Part Mount Boss State Forest No 910

An area of about 5,610 hectares, being part of Mount Boss State Forest No 910, and being the land designated as area "EEEEEE" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 15

Part 2.66 Addition to Yarravel Nature Reserve

Skillion Flat State Forest No 466

An area of about 280 hectares, being Skillion Flat State Forest No 466, and being the land designated as area "FFFFFF" on the Lower North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 20

Part 3 Upper North East Region

Part 3.1 Addition to Bald Rock National Park

Jenner State Forest No 1016 25

An area of about 1,035 hectares, being Jenner State Forest No 1016, and being the land designated as area "A" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

Schedule 1	State forest reserved as national park or historic site or dedicated as nature reserve
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Part 3.2 Addition to Banyabba Nature Reserve

Part Mount Marsh State Forest No 770

An area of about 1,855 hectares, being part of Mount Marsh Forest No 770, and being the land designated as area "B" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 5

Part 3.3 Basket Swamp National Park

Part Boonoo State Forest No 119

An area of about 2,730 hectares, being part of Boonoo Forest No 119, and being the land designated as area "C" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 10

Part 3.4 Addition to Boonoo Boonoo National Park

Part Boorook State Forest No 841

An area of about 1,345 hectares, being part of Boorook State Forest No 841, and being the land designated as area "D" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 15

Part 3.5 Buchanan National Park

Buchanan State Forest No 325 20

An area of about 940 hectares, being Buchanan State Forest No 325, and being the land designated as area "E" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

Part 3.6 Additions to Bundjalung National Park 25

Part Devils Pulpit State Forest No 16

An area of about 905 hectares, being part of Devils Pulpit State Forest No 16, and being the land designated as area "F" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 30

Part Mororo State Forest No 833

An area of about 1,245 hectares, being part of Mororo State Forest No 833, and being the land designated as area "G" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

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Part 3.7 Bungabbee Nature Reserve

Part Bungabbee State Forest No 171

An area of about 164 hectares, being part of Bungabbee State Forest No 171, and being the land designated as area "H" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

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Part 3.8 Bungawalbin National Park

Part Bungawalbin State Forest No 152

An area of about 3,737 hectares, being part of Bungawalbin State Forest No 152, and being the land designated as area "I" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

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Part 3.9 Burnt-Down Scrub Nature Reserve

Part Washpool State Forest No 355

An area of about 340 hectares, being part of Washpool State Forest No 355, and being the land designated as area "J" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

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Part 3.10 Butterleaf National Park

Part Butterleaf State Forest No 307

An area of about 3,005 hectares, being part of Butterleaf State Forest No 307, and being the land designated as area "K" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

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Schedule 1	State forest reserved as national park or historic site or dedicated as nature reserve
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Part 3.11 Byrnes Scrub Nature Reserve

Part Kangaroo River State Forest No 21

An area of about 630 hectares, being part of Kangaroo River State Forest No 21, and being the land designated as area "L" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 5

Part 3.12 Capoompeta National Park

Part Forest Land State Forest No 529

An area of about 3,920 hectares, being part of Forest Land State Forest No 529, and being the land designated as area "M" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 10

Part 3.13 Captains Creek Nature Reserve

Part Beaury State Forest No 2

An area of about 2,325 hectares, being part of Beaury State Forest No 2, and being the land designated as area "N" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 15

Part 3.14 Additions to Chaelundi National Park

Part Boundary Creek State Forest No 627 20

An area of about 56 hectares, being part of Boundary Creek State Forest No 627, and being the land designated as area "O" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

Part Chaelundi State Forest No 996 25

An area of about 3 hectares, being part of Chaelundi State Forest No 996, and being the land designated as area "P" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

Part 3.15 Cooraldooral National Park

Part Mount Mitchell National Park No 308

An area of about 250 hectares, being part of Mount Mitchell State Forest No 308, and being the land designated as area "Q" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 5

Part Gibraltar Range State Forest No 352

An area of about 11,090 hectares, being part of Gibraltar Range State Forest No 352, and being the land designated as area "R" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 10

Part 3.16 Additions to Dorrigo National Park

Part Never Never State Forest No 613

An area of about 8 hectares, being part of Never Never State Forest No 613, and being the land designated as area "S" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 15

Part Brooklana State Forest No 850

An area of about 1,090 hectares, being part of Brooklana State Forest No 850, and being the land designated as area "T" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 20

Part 3.17 Addition to Gibraltar Range National Park

Cangai State Forest No 354

An area of about 3,570 hectares, being Cangai State Forest No 354, and being the land designated as area "U" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 25

Schedule 1	State forest reserved as national park or historic site or dedicated as nature reserve
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Part 3.18 Goonengerry National Park

Part Goonengerry State Forest No 1044

An area of about 390 hectares, being part of Goonengerry State Forest No 1044, and being the land designated as area "V" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 5

Part 3.19 Additions to Guy Fawkes River National Park

Part Brother State Forest No 311

An area of about 515 hectares, being part of Brother State Forest No 311, and being the land designated as area "W" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 10

Part Oakwood State Forest No 555

An area of about 2,505 hectares, being parts of Oakwood State Forest No 555, and being the land designated as area "X" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 15

Part Chaelundi State Forest No 996

An area of about 24 hectares, being part of Chaelundi State Forest No 996, and being the land designated as area "Y" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 20

Part 3.20 Hogarth Range Nature Reserve

Part Royal Camp State Forest No 794

An area of about 660 hectares, being part of Royal Camp State Forest No 794, and being the land designated as area "Z" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 25

Part 3.21 Koreelah National Park

Part Koreelah State Forest No 1

An area of about 5,265 hectares, being part of Koreelah State Forest No 1, and being the land designated as area "AA" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 5

Part 3.22 Mallanganee National Park

Part Cherry Tree State Forest No 168

An area of about 505 hectares, being part of Cherry Tree State Forest No 168, and being the land designated as area "BB" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 10

Cherry Tree North State Forest No 350

An area of about 470 hectares, being Cherry Tree North State Forest No 350, and being the land designated as area "CC" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 15

Part Cherry Tree West State Forest No 351

An area of about 179 hectares, being part of Cherry Tree West State Forest No 351, and being the land designated as area "DD" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 20

Part 3.23 Additions to Mann River Nature Reserve

Part Mount Mitchell State Forest No 308 25

An area of about 510 hectares, being parts of Mount Mitchell State Forest No 308, and being the land designated as area "EE" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

Part Brother State Forest No 311 30

An area of about 128 hectares, being part of Brother State Forest No 311, and being the land designated as area "FF" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

Schedule 1	State forest reserved as national park or historic site or dedicated as nature reserve
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Part 3.24 Maryland National Park

Maryland State Forest No 740

An area of about 890 hectares, being Maryland State Forest No 740, and being the land designated as area "GG" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 5

Part 3.25 Mebbin National Park

Part Mebbin State Forest No 626

An area of about 3,760 hectares, being part of Mebbin State Forest No 626, and being the land designated as area "HH" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 10

Part 3.26 Mooball National Park

Mooball State Forest No 342

An area of about 1,130 hectares, being Mooball State Forest No 342, and being the land designated as area "II" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 15

Part 3.27 Addition to Mount Warning National Park

Part Wollumbin State Forest No 357 20

An area of about 9 hectares, being part of Wollumbin State Forest No 357, and being the land designated as area "JJ" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

Part 3.28 Mount Clunie National Park 25

Part Koreelah State Forest No 1

An area of about 1,325 hectares, being part of Koreelah State Forest No 1, and being the land designated as area "KK" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 30

Part 3.29 Additions to Mount Hyland Nature Reserve

Part Marengo State Forest No 318

An area of about 550 hectares, being parts of Marengo State Forest No 318, and being the land designated as area "LL" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 5

Part Hyland State Forest No 659

An area of about 243 hectares, being parts of Hyland State Forest No 659, and being the land designated as area "MM" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 10

Part 3.30 Additions to Mount Jerusalem National Park

Burringbar State Forest No 4

An area of about 79 hectares, being Burringbar State Forest No 4, and being the land designated as area "NN" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 15

Nullum State Forest No 356

An area of about 4,080 hectares, being Nullum State Forest No 356, and being the land designated as area "OO" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 20

Part 3.31 Additions to Mount Neville Nature Reserve

Part Mount Belmore State Forest No 361

An area of about 560 hectares, being part of Mount Belmore State Forest No 361, and being the land designated as area "PP" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 25

Part Mount Marsh State Forest No 770

An area of about 2,520 hectares, being part of Mount Marsh State Forest No 770, and being the land designated as area "QQ" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 30

Schedule 1 State forest reserved as national park or historic site or dedicated as nature reserve

Part 3.32 Mount Nothofagus National Park

Part Donaldson State Forest No 121

An area of about 2,120 hectares, being part of Donaldson State Forest No 121, and being the land designated as area "RR" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 5

Part 3.33 Mount Pikapene National Park

Part Mount Pikapene State Forest No 170

An area of about 2,685 hectares, being part of Mount Pikapene State Forest No 170, and being the land designated as area "SS" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 10

Part 3.34 Mucklewee Mountain Nature Reserve

Part Bungabbee State Forest No 171

An area of about 345 hectares, being part of Bungabbee State Forest No 171, and being the land designated as area "TT" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 15

Part 3.35 New Valley Nature Reserve

New Valley State Forest No 1065 20

An area of about 315 hectares, being New Valley State Forest No 1065, and being the land designated as area "UU" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

Part 3.36 Additions to Nightcap National Park 25

Part Whian Whian East State Forest No 3

An area of about 405 hectares, being parts of Whian Whian East State Forest No 3, and being the land designated as area "VV" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 30

Part Whian Whian State Forest No 173

An area of about 2,795 hectares, being parts of Whian Whian State Forest No 173, and being the land designated as area "WW" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

5

Part 3.37 Additions to Nymboi-Binderay National Park

Part Kangaroo River State Forest No 21

An area of about 19 hectares, being part of Kangaroo River State Forest No 21, and being the land designated as area "XX" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

10

Part Clouds Creek State Forest No 111

An area of about 4,485 hectares, being parts of Clouds Creek State Forest No 111, and being the land designated as area "YY" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

15

Part Wild Cattle Creek State Forest No 488

An area of about 1,176 hectares, being part of Wild Cattle Creek State Forest No 488, and being the land designated as area "ZZ" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

20

Part Moonpar State Forest No 489

An area of about 1,570 hectares, being part of Moonpar State Forest No 489, and being the land designated as area "AAA" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

25

Part 3.38 Additions to Nymboida National Park

Part Ramornie State Forest No 660

An area of about 485 hectares, being part of Ramornie State Forest No 660, and being the land designated as area "BBB" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

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Schedule 1	State forest reserved as national park or historic site or dedicated as nature reserve
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Part Dalmorton State Forest No 814

An area of about 183 hectares, being part of Dalmorton State Forest No 814, and being the land designated as area "CCC" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 5

Part 3.39 Orara National Park

Part Orara East State Forest No 536

An area of about 685 hectares, being part of Orara East State Forest No 536, and being the land designated as area "DDD" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 10

Part 3.40 Ramornie National Park

Part Ramornie State Forest No 660

An area of about 3,080 hectares, being parts of Ramornie State Forest No 660, and being the land designated as area "EEE" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 15

Part 3.41 Addition to Richmond Range National Park

Part Richmond Range State Forest No 610

An area of about 675 hectares, being part of Richmond Range State Forest No 610, and being the land designated as area "FFF" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 20

Part 3.42 Addition to Sherwood Nature Reserve 25

Part Conglomerate State Forest No 349

An area of about 2,300 hectares, being parts of Conglomerate State Forest No 349, and being the land designated as area "GGG" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 30

Part 3.43 Single National Park

Single State Forest No 324

An area of about 2,280 hectares, being Single State Forest No 324, and being the land designated as area "HHH" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

5

Part 3.44 Additions to Washpool National Park

Part Spirabo State Forest No 321

An area of about 1,510 hectares, being part of Spirabo State Forest No 321, and being the land designated as area "III" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

10

Part Forest Land State Forest No 529

An area of about 2,830 hectares, being part of Forest Land State Forest No 529, and being the land designated as area "JJJ" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

15

Part Little Spirabo State Forest No 695

An area of about 22 hectares, being part of Little Spirabo State Forest No 695, and being the land designated as area "KKK" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

20

Part 3.45 Tabbimoble Swamp Nature Reserve

Part Doubleduke State Forest No 15

An area of about 1,115 hectares, being part of Doubleduke State Forest No 15, and being the land designated as area "LLL" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

25

Part 3.46 Addition to Tooloom National Park

Part Beaury State Forest No 2

An area of about 410 hectares, being part of Beaury State Forest No 2, and being the land designated as area "MMM" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

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Schedule 1	State forest reserved as national park or historic site or dedicated as nature reserve
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Part 3.47 Additions to Toonumbar National Park

Part Toonumbar State Forest No 343

An area of about 5,310 hectares, being part of Toonumbar State Forest No 343, and being the land designated as area "NNN" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 5

Part Yabbra State Forest No 394

An area of about 974 hectares, being part of Yabbra State Forest No 394, and being the land designated as area "OOO" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 10

Part Unumgar State Forest No 540

An area of about 770 hectares, being parts of Unumgar State Forest No 540, and being the land designated as area "PPP" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 15

Part Edinburgh Castle State Forest No 541

An area of about 1,520 hectares, being part of Edinburgh Castle State Forest No 541, and being the land designated as area "QQQ" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 20

Part Richmond Range State Forest No 610

An area of about 6,985 hectares, being parts of Richmond Range State Forest No 610, and being the land designated as area "RRR" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 25

Part 3.48 Urumbilum National Park

Part Orara West State Forest No 535 30

An area of about 4,320 hectares, being part of Orara West State Forest No 535, and being the land designated as area "SSS" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

Part 3.49 Waragai Creek Nature Reserve

Part Southgate State Forest No 757

An area of about 189 hectares, being part of Southgate State Forest No 757, and being the land designated as area "TTT" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

5

Part 3.50 Warra National Park

Part Warra State Forest No 335

An area of about 1,910 hectares, being part of Warra State Forest No 335, and being the land designated as area "UUU" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

10

Part 3.51 Additions to Washpool National Park

Part Spirabo State Forest No 321

An area of about 133 hectares, being part of Spirabo State Forest No 321, and being the land designated as area "VVV" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

15

Part Moogem State Forest No 614

An area of about 56 hectares, being part of Moogem State Forest No 614, and being the land designated as area "WWW" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

20

Part Curramore State Forest No 763

An area of about 810 hectares, being part of Curramore State Forest No 763, and being the land designated as area "XXX" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

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Schedule 1	State forest reserved as national park or historic site or dedicated as nature reserve
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Part 3.52 Woodford Island Nature Reserve

Woodford South State Forest No 603

An area of about 260 hectares, being Woodford South State Forest No 603, and being the land designated as area "YYY" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 5

Part Woodford North State Forest No 604

An area of about 117 hectares, being part of Woodford North State Forest No 604, and being the land designated as area "ZZZ" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 10

Part 3.53 Yabbra National Park

Part Yabbra State Forest No 394

An area of about 8,835 hectares, being part of Yabbra State Forest No 394, and being the land designated as area "AAAA" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map. 15

Part 3.54 Additions to Yuraygir National Park

Part Candole State Forest No 24 20

An area of about 2,270 hectares, being part of Candole State Forest No 24, and being the land designated as area "BBBB" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

Part Barcoongere State Forest No 826 25

An area of about 1,855 hectares, being part of Barcoongere State Forest No 826, and being the land designated as area "CCCC" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

Part Newfoundland State Forest No 827

An area of about 2,235 hectares, being part of Newfoundland State Forest No 827, and being the land designated as area "DDDD" on the Upper North East Region (National Park Additions) Map. Subject to any variations or exceptions noted on that map.

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Part 4 Map definitions

For the purposes of this Schedule:

the Lower North East Region (National Park Additions) Map means the map marked "Lower North East Region (National Park Additions) 1998" and presented to the Speaker of the Legislative Assembly (by or on behalf of the Member of the Assembly who introduced the Bill for this Act) when the Bill was introduced into the Assembly.

10

the Upper North East Region (National Park Additions) Map means the map marked "Upper North East Region (National Park Additions) 1998" and presented to the Speaker of the Legislative Assembly (by or on behalf of the Member of the Assembly who introduced the Bill for this Act) when the Bill was introduced into the Assembly.

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Schedule 2 Crown lands reserved as national park or dedicated as nature reserve

(Section 7)

Part 1 Eden Region

Part 1.1 Additions to Coolumbooka Nature Reserve 5

All that piece or parcel of land containing an area of about 38 hectares, situated in the Local Government Area of Bombala, Parish of Coolumbooka, County of Wellesley being the area bounded by Lots 9 and 159, DP 756827, end of road, Lot 73, DP 756827, the left bank of Coolumbooka River, the land Resumed for Closer Settlement and notified in the Government Gazette of 4th June 1948, Lot 182, DP 704202, the land Resumed for Closer Settlement notified in the Government Gazette of 4th June 1948 and the left bank of Coolumbooka River. 10

All that piece or parcel of land containing an area of about 61 hectares, situated in the Local Government Area of Bombala, Parish of Maharatta, County of Wellesley, being the area bounded by Lots 151 and 152, DP 756842, end of road, Lot 76, DP 756827, Lot 69, DP 756842, right bank of Warburton Creek, Lot 187, DP 756842, end of road, and Lot 128, DP 756842. 15
20

Part 1.2 Addition to Biamanga National Park

All that piece or parcel of land containing an area of 32.37 hectares, situated in the Local Government Area of Bega Valley, Parish of Cadjagarry, County of Dampier, being Lot 155, DP 752136. 25

Part 1.3 Additions to Mimosa Rocks National Park

All that piece or parcel of land containing an area of about 25 hectares, situated in the Local Government Area of Bega Valley, Parish of Tanja, County of Dampier, being Lot 139, DP 752158 and Crown road separating Lot 139 from Mimosa Rocks National Park; exclusive of Public Road. 30

All that piece or parcel of land containing an area of about 26.86 hectares, situated in the Local Government Area of Bega Valley, Parish of Bega, County of Auckland, being Lot 303, DP 821463, and the area bounded by Tanja State Forest, Lot 302 DP 821463, R 82753 for Public Recreation notified 12/08/1960 and the mean high water mark of the Bega River; exclusive of the area separating Lot 225 from Lot 226 DP 750190. 5

Part 1.4 Addition to Bournda National Park

All that piece or parcel of land containing an area of 185.12 hectares, situated in the Local Government Area of Bega Valley, Parish of Wallagoot, County of Auckland, being Lot 249 DP 44314, Lots 191 DP 750236, Lots 1 & 2 DP 722361 and part Lot 239 DP 750236 south of Lot 108 DP 750236 and Lots 3 & 4 DP 722361 and the easterly prolongation of the southern boundary of Lots 3 & 4 DP 722361 and Crown road separation Lot 239 from Bournda National Park. 10
15

Part 1.5 Addition to Bournda Nature Reserve

All that piece and parcel of land containing an area of about 31 hectares in the Local Government Area of Bega Valley, Parish of Bournda, County of Auckland, being the area bounded by the Princes Highway, Lot 94, DP 750194, Bournda Nature Reserve and Lot 39, DP 750194. 20

Part 1.6 Additions to South East Forest National Park

All that piece or parcel of land containing an area of 119.9 hectares, situated in the Local Government Area of Bega Valley, Parish of Wyndham, County of Auckland, being Lot 273 DP 750240; the area bounded by Lot 320, end of road, Lots 338, 99 & 98 DP 750240, the easterly prolongation of the southern boundary of Lot 98, Lot 273 and the westerly prolongation of the southern boundary of Lot 273 DP 750240 and the right bank of Myrtle Creek; and the area bounded by Lot 270, end of road, Lots 60 & 59, end of road, Lot 320 DP 750240 and the right bank of Myrtle Creek. 25
30

Forestry and National Park Estate Bill 1998

Schedule 2 Crown lands reserved as national park or dedicated as nature reserve

All that piece or parcel of land containing an area of 109.36 hectares, situated in the Local Government Area of Bega Valley, Parish of Burragate, County of Auckland, being lot 59 DP 750200, and the area bounded by the western boundary of lot 59 and left bank of Towamba River.

5

All that piece or parcel of land containing an area of about 82 hectares, situated in the Local Government Area of Bombala, Parish of Nalbaugh, County of Auckland, being lots 66 & 67 DP 750221; inclusive of reserved roads.

**Schedule 3 Parts of State forests set apart as
flora reserves under Forestry Act
1916**

(Section 8)

- Part 1 Eden Region** 5
- Part 1.1 Addition to Maxwells Flora Reserve No 116
(No 1 Extension)**
- An area of about 138 hectares, being the part of Nadgee State Forest No 125, dedicated 4 November 1914, within the land shown by cross hatching on the diagram catalogued Misc F 1288 in the Forestry Commission of New South Wales. 10
- Part 1.2 Letts Mountain Flora Reserve No 167**
- An area of about 910 hectares, being the part of Yambulla State Forest No 126, No 1 Extension, dedicated 7 May 1971, within the land shown by broken diagonal hatching on the diagram catalogued Misc F 1288 in the Forestry Commission of New South Wales. 15
- Part 1.3 Mount Poole Flora Reserve No 168**
- An area of about 940 hectares, being the part of Yambulla State Forest No 126, dedicated 4 November 1914, and the part of No 1 Extension thereto, dedicated 7 May 1971, within the land shown by vertical hatching on the diagram catalogued Misc F 1288 in the Forestry Commission of New South Wales. 20
- Part 1.4 Sidlings Swamp Flora Reserve No 169**
- An area of about 1248 hectares, being the part of Timbillica State Forest No 768, No 1 Extension, dedicated 1 October 1971, within the land shown by horizontal hatching on diagram catalogued Misc F 1288 in the Forestry Commission of New South Wales; EXCLUSIVE OF that part of Timbillica State Forest aforesaid within the Right of Carriage Way "variable width and 10 wide" delineated on DP 847330. 25 30

Part 1.5 Narrabarba Hill Flora Reserve No 170

An area of about 125 hectares, being the part of East Boyd State Forest No 127, dedicated 4 November 1914, and the part of Nadgee State Forest No 125, No 3 Extension, dedicated 21 July 1972, within the land shown by shading on diagram catalogued Misc F 1288 in the Forestry Commission of New South Wales. 5

Part 1.6 Wallagaraugh Flora Reserve No 171

An area of about 3080 hectares, being the part of Yambulla State Forest No 126, Nos 1 and 3 Extensions, dedicated 7 May 1971 and 13 November 1987, respectively, the part of Nadgee State Forest No 125, Nos 1 and 2 Extensions, dedicated 28 September 1917 and 5 May 1922, respectively, the part of Timbillica State Forest No 768, and the part of No 1 Extension thereto, dedicated 5 May 1922 and 1 October 1971, respectively, the part of East Boyd State Forest No 127, No 5 Extension, dedicated 4 June 1971, and the part of Nungatta State Forest No 131, No 1 Extension, dedicated 19 June 1953, within the land shown by diagonal hatching on diagram catalogued Misc F 1288 in the Forestry Commission of New South Wales. 10
15

Part 2 Lower North East Region 20

Part 2.1 Frenchs Creek Flora Reserve No 172

An area of about 900 hectares, being part of Bulga State Forest No 285, and being the land designated as area "A" on the Lower North East Region (Flora Reserve Additions) Map. Subject to any variations or exceptions noted on that map. 25

Part 2.2 Mount Allyn Flora Reserve No 173

An area of about 2,115 hectares, being part of Chichester State Forest No 292, and being the land designated as area "B" on the Lower North East Region (Flora Reserve Additions) Map. Subject to any variations or exceptions noted on that map. 30

Part 2.3 Big Run Creek Flora Reserve No 174

An area of about 4 hectares, being part of Dingo State Forest No 779, and being the land designated as area "C" on the Lower North East Region (Flora Reserve Additions) Map. Subject to any variations or exceptions noted on that map.

5

Part 2.4 Daisy Patch Flora Reserve No 76, No 1 Extension

An area of about 585 hectares, being parts of Enfield State Forest No 337, and being the land designated as area "D" on the Lower North East Region (Flora Reserve Additions) Map. Subject to any variations or exceptions noted on that map.

10

Part 2.5 Mount Pipanpinga Flora Reserve No 175

An area of about 4 hectares, being part of Knorrit State Forest No 767, and being the land designated as area "E" on the Lower North East Region (Flora Reserve Additions) Map. Subject to any variations or exceptions noted on that map.

15

Part 3 Upper North East Region

Part 3.1 Twelve Sixty Flora Reserve No 111, No 1 Extension

An area of about 17 hectares, being part of Bagawa State Forest No 30, and being the land designated as area "A" on the Upper North East Region (Flora Reserve Additions) Map. Subject to any variations or exceptions noted on that map.

20

Part 3.2 Grahams Creek Flora Reserve No 176

An area of about 70 hectares, being part of Donaldson State Forest No 121, and being the land designated as area "B" on the Upper North East Region (Flora Reserve Additions) Map. Subject to any variations or exceptions noted on that map.

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Schedule 3	Parts of State forests set apart as flora reserves under Forestry Act 1916
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Part 3.3 Table Creek Flora Reserve No 177

An area of about 127 hectares, being parts of Grange State Forest No 771, and being the land designated as area "C" on the Upper North East Region (Flora Reserve Additions) Map. Subject to any variations or exceptions noted on that map. 5

Part 4 Map definitions

For the purposes of this Schedule:

the Lower North East Region (Flora Reserve Additions) Map means the map marked "Lower North East Region (Flora Reserve Additions) 1998" and presented to the Speaker of the Legislative Assembly (by or on behalf of the Member of the Assembly who introduced the Bill for this Act) when the Bill was introduced into the Assembly. 10

the Upper North East Region (Flora Reserve Additions) Map means the map marked "Upper North East Region (Flora Reserve Additions) 1998" and presented to the Speaker of the Legislative Assembly (by or on behalf of the Member of the Assembly who introduced the Bill for this Act) when the Bill was introduced into the Assembly. 15

Schedule 4 State forests dedicated as Crown reserves under Crown Lands Act 1989

(Section 9)

Part 1 Eden Region 5

Part Yurammie State Forest No 133

An area of about 221 hectares, being the whole or the part of the extensions to Yurammie State Forest No 133 listed hereunder (with their dedication dates shown in brackets) within the land shown by diagonal hatching on diagram catalogued Misc F 1287 in the Forestry Commission of New South Wales. Subject to any variations or exceptions noted on that diagram. 10

The Extensions are:

No 4 (9 July 1971)

No 9 (2 June 1989) 15

No 10 (6 October 1989)

Part 2 Lower North East Region

Part 2.1 Part Stewarts Brook State Forest No 276

An area of about 5,050 hectares, being part of Stewarts Brook State Forest No 276, and being the land designated as area "A" on the Lower North East Region (Crown Reserve Additions) Map. Subject to any variations or exceptions noted on that map. 20

Part 2.2 Part Barrington Tops State Forest No 977

An area of about 3,295 hectares, being parts of Barrington Tops State Forest No 977, and being the land designated as area "B" on the Lower North East Region (Crown Reserve Additions) Map. Subject to any variations or exceptions noted on that map. 25

Part 3 Upper North East Region

Part 3.1 Part Doubleduke State Forest No 15

An area of about 2,195 hectares, being part of Doubleduke State Forest No 15, and being the land designated as area "A" on the Upper North East Region (Crown Reserve Additions) Map. Subject to any variations or exceptions noted on that map. 5

Part 3.2 Part Devils Pulpit State Forest No 16

An area of about 2,020 hectares, being part of Devils Pulpit State Forest No 16, and being the land designated as area "B" on the Upper North East Region (Crown Reserve Additions) Map. Subject to any variations or exceptions noted on that map. 10

Part 3.3 Part Gibberagee State Forest No 19

An area of about 680 hectares, being part of Gibberagee State Forest No 19, and being the land designated as area "C" on the Upper North East Region (Crown Reserve Additions) Map. Subject to any variations or exceptions noted on that map. 15

Part 3.4 Part Fortis Creek State Forest No 172

An area of about 495 hectares, being part of Fortis Creek State Forest No 172, and being the land designated as area "D" on the Upper North East Region (Crown Reserve Additions) Map. Subject to any variations or exceptions noted on that map. 20

Part 3.5 Part Banyabba State Forest No 737

An area of about 3,055 hectares, being part of Banyabba State Forest No 737, and being the land designated as area "E" on the Upper North East Region (Crown Reserve Additions) Map. Subject to any variations or exceptions noted on that map. 25

Part 3.6 Part Newfoundland State Forest No 827

An area of about 3,285 hectares, being part of Newfoundland State Forest No 827, and being the land designated as area "F" on the Upper North East Region (Crown Reserve Additions) Map. Subject to any variations or exceptions noted on that map.

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Part 4 Map definitions

For the purposes of this Schedule:

the Lower North East Region (Crown Reserve Additions) Map means the map marked "Lower North East Region (Crown Reserve Additions) 1998" and presented to the Speaker of the Legislative Assembly (by or on behalf of the Member of the Assembly who introduced the Bill for this Act) when the Bill was introduced into the Assembly.

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the Upper North East Region (Crown Reserve Additions) Map means the map marked "Upper North East Region (Crown Reserve Additions) 1998" and presented to the Speaker of the Legislative Assembly (by or on behalf of the Member of the Assembly who introduced the Bill for this Act) when the Bill was introduced into the Assembly.

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**Schedule 5 State forests vested in NPW Minister
subject to leasehold interests**

(Sections 5 and 10)

Part 1 Part Yambulla State Forest No 126

An area of about 448.3 hectares in the Bega Valley Shire Council Area, Parish of Nungatta, County of Auckland, being the whole of Yambulla State Forest No 126, No 2 Extension, dedicated 12 July 1974, and being also the land within portions 48, 111 and 116 delineated on plans catalogued 960, 3445 and 3620-2098 respectively, in the Department of Land and Water Conservation, Sydney, INCLUSIVE OF the former reserved roads 20.115 metres wide within the above described portions and the former boundary road 20.115 metres wide separating portion 48 from portion 111. 5
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Part 2 Part Tantawangalo State Forest No 134 15

An area of about 196.2 hectares in the Bega Valley Shire Council Area, Parish of Wyndham, County of Auckland, being the whole of Tantawangalo State Forest No 134, No 10 Extension, dedicated 12 February 1982, and being also the land within portions 87, 88, 240 and 254 delineated on plans catalogued 2167, 2168, 2685 and 2853-2098 respectively, in the Department of Land and Water Conservation, Sydney, INCLUSIVE OF the former reserved roads 20.115 metres wide within the above described portions and the former boundary road 20.115 metres wide separating portion 254 from portion 50. 20
25

Part 3 Part Tantawangalo State Forest No 134

An area of about 56.05 hectares in the Bega Valley Shire Council Area, Parish of Wyndham, County of Auckland, being the whole of Tantawangalo State Forest No 134, No 6 Extension, dedicated 8 November 1974, and being also the land within portions 245 and 246 delineated on plan catalogued 2699-2098 in the Department of Land and Water Conservation, Sydney. 30

Part 4 Part Tantawangalo State Forest No 134

An area of about 79.72 hectares in the Bega Valley Shire Council Area, Parish of Yuglamah, County of Auckland, being the whole of Tantawangalo State Forest No 134, No 8 Extension, dedicated 26 January 1979, and being also the land within portion 236 delineated on plan catalogued 3727-2098 in the Department of Land and Water Conservation, Sydney, EXCLUSIVE OF the reserved road 20.115 metres wide traversing that portion.

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Part 5 Part Nullica State Forest No 545

An area of about 449.6 hectares in the Bega Valley Shire Council Area, Parish of Burragate, County of Auckland, being the part of Nullica State Forest No 545, No 11 Extension, dedicated 6 May 1977, within portion 56 delineated on plan catalogued 3702-2098 in the Department of Land and Water Conservation, Sydney.

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Part 6 Part Bondi State Forest No 128

An area of about 304 hectares in the Bega Valley Shire Council Area, Parishes of Genoa and Nungatta, County of Auckland, being the part of Bondi State Forest No 128, No 20 Extension, dedicated 14 April 1978, within portions 58, 60 and 64, Parish of Genoa, and portions 8 and 117, Parish of Nungatta, delineated on plans catalogued 3584, 3651, 3815, 3443 and 3652-2098 respectively, in the Department of Land and Water Conservation, Sydney, INCLUSIVE OF the former reserved roads 20.115 metres wide within the above described portions.

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Schedule 6 State forests and Crown lands to be transferred to Aboriginal ownership

(Sections 5 and 12)

Part 1 State forest land to be transferred to Local Aboriginal Land Councils 5

Part 1.1 Eden Local Aboriginal Land Council

Wonboyn area

Part East Boyd State Forest No 127

An area of about 281 hectares being the part of East Boyd State Forest No 127, dedicated 4 November 1914, within the land shown by vertical hatching on diagram catalogued Misc F 1286 in the Forestry Commission of New South Wales. Subject to any variations or exceptions noted on that diagram. 10

Part Nadgee State Forest No 125

An area of about 42 hectares being the part of Nadgee State Forest No 125, No 3 Extension, dedicated 21 July 1972, within the land shown by horizontal hatching on diagram catalogued Misc F 1286 in the Forestry Commission of New South Wales. Subject to any variations or exceptions noted on that diagram. 15

Kiah area 20

Part Nullica State Forest No 545

An area of about 310 hectares being the part of Nullica State Forest No 545, No 4 Extension, dedicated 7 December 1973, within the land shown by diagonal hatching on diagram catalogued Misc F 1286 in the Forestry Commission of New South Wales. Subject to any variations or exceptions noted on that diagram. 25

Fisheries Beach area***Part East Boyd State Forest No 127***

An area of about 206 hectares being the part of East Boyd State Forest No 127, dedicated 4 November 1914 and the part of Nos 3 and 6 Extensions thereto, dedicated 13 April 1934 and 3 February 1978 respectively, within the land shown by cross hatching on diagram catalogued Misc F 1286 in the Forestry Commission of New South Wales. Subject to any variations or exceptions noted on that diagram.

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**Part 2 Crown land to be transferred to Local
Aboriginal Land Councils** 10

Part 2.1 Bega Local Aboriginal Land Council**Little Brown Mountain**

All that piece and parcel of land containing an area of about 88 hectares in the Bega Valley Council Area, Parish of Ooranook, County of Auckland, being the area bounded by Lots 117, 136, 53, 116, end of road, Lot 101, end of road, Lot 122, DP 750226 and the right bank of Brown Mountain Creek.

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Merimbula—block 1

All that piece and parcel of land containing an area of about 239 hectares in the Bega Valley Council Area, Parish of Pambula, County of Auckland, being the area bounded by Lot 441, DP 45826, Lot 447, DP 720013, Lot 2, DP 825855, Lot 19, DP 255438, Merimbula Drive (formerly known as Princes Highway), Lot 389, DP 750227, Merimbula Drive, Lot 3, DP 620570, Lot 42, DP 818930, Merimbula Drive, Lot 20, DP 806314, Lots 137 and 138, DP 41818, Parish Boundary, part of the land held under Department of Land and Water Conservation licence (the generally southwestern, western, southern and generally eastern boundaries of PO 1977/18 Bega), Parish Boundary, and The Sapphire Coast Drive; excluding Lot 1, DP 790075, the easements shown in DP 790075, a proposed

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easement for water supply pipeline affecting the areas of land held under Department of Land and Water Conservation licence (PO 1974/5 Bega), and a proposed easement for transmission line for an existing electricity transmission line in the same vicinity.

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Merimbula—block 2

All that piece and parcel of land containing an area of about 65 hectares in the Bega Valley Council Area, Parish of Pambula, County of Auckland, being the area bounded by Lot 188, DP 750227, end of road, mean high water mark of Merimbula Lake, mean high water mark and left bank of Boggy Creek, Princes Highway, the easterly prolongation of the northern boundary of Lot 11, DP 810369, part of the western boundary of R 63021 for Suburban Settlement, notified by Government Gazette on 6 November 1931, and Merimbula Drive (formerly known as Princes Highway); excluding the easements shown in DP 622983 and DP 646285.

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Schedule 7 Land transfers—ancillary and special provisions

(Section 13)

1 Exclusion of freehold and certain leasehold interests

- (1) Land that a person holds: 5
- (a) for an estate in fee simple, or
- (b) under a perpetual lease, a special lease or a term lease within the meaning of the *Crown Lands (Continued Tenures) Act 1989*,
- is not reserved or dedicated by the operation of Part 2 of this Act. 10
- (2) This clause has effect despite any other provision of Part 2 of this Act.

2 Application of Part 2

- (1) Part 2 of this Act has effect despite the provisions of the *Forestry Act 1916* and, in particular, despite any different procedure for the revocation of State forests, flora reserves or national forests under that Act or the setting apart of flora reserves under that Act. 15
- (2) Part 2 of this Act has effect despite the provisions of the *National Parks and Wildlife Act 1974* and, in particular, despite any different procedure for reserving or dedicating, or for vesting, land under that Act. 20
- (3) Part 2 of this Act has effect despite the provisions of the *Crown Lands Act 1989* and, in particular, despite any different procedure for dedicating land under that Act. 25

3 Reservation of lands as national parks or historic sites

- (1) The lands reserved as national parks or historic sites by this Act are, for the purposes of the *National Parks and Wildlife Act 1974*, taken to have been so reserved by proclamation made under section 33 (2) of that Act. A name assigned to any such national park or historic site by this Act is taken to have been assigned to that park or site by a proclamation referred to in section 36 (a) of the *National Parks and Wildlife Act 1974*. 30

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- (2) The lands reserved as parts of national parks or historic sites by this Act are, for the purposes of the *National Parks and Wildlife Act 1974*, taken to have been so reserved by proclamation made under section 33 (3) of that Act.
 - (3) A reference in the *National Parks and Wildlife Act 1974* to the publication of a proclamation under section 33 (2) or (3) of that Act is, in relation to a reservation effected by this Act, taken to be a reference to the enactment of this Act. 5
 - (4) Section 35 of the *National Parks and Wildlife Act 1974* does not apply to a reservation of land as, or as part of, a national park or historic site that is effected by this Act. 10

4 Dedication of lands as nature reserve

- (1) The lands dedicated as a nature reserve by this Act are, for the purposes of the *National Parks and Wildlife Act 1974*, taken to have been so dedicated by proclamation made under section 49 (1) of that Act. A name assigned to any such nature reserve by this Act is taken to have been assigned to that reserve by a proclamation referred to in section 51 (a) of the *National Parks and Wildlife Act 1974*. 15
- (2) The lands dedicated as part of a nature reserve by this Act are, for the purposes of the *National Parks and Wildlife Act 1974*, taken to have been so dedicated by proclamation made under section 49 (2) of that Act. 20
- (3) A reference in the *National Parks and Wildlife Act 1974*, being a reference to, or a reference to be construed as a reference to, the publication of a proclamation under section 49 (1) or (2) of that Act is, in relation to a dedication referred to in Part 2 of this Act, taken to be a reference to the enactment of this Act. 25
- (4) Section 35 of the *National Parks and Wildlife Act 1974*, as applied to nature reserves by section 58 (b) of that Act, does not apply to a dedication of land as, or as part of, a nature reserve that is effected by this Act. 30

5 Existing leases under Forestry Act 1916

Section 42 (2) of the *National Parks and Wildlife Act 1974* applies to and in respect of a lease under the *Forestry Act 1916*, being a lease: 35

- (a) affecting any of the lands described in Schedule 1, and
- (b) current and in force immediately before the commencement of Part 2 of this Act,

in the same way as it applies to a licence or permit under the *Forestry Act 1916*, affecting lands within a national park.

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6 Administration of existing leases and similar interests

- (1) In this clause, *existing interest* means a lease, licence, permit, authority, authorisation or occupancy current and in force immediately before the commencement of Part 2 of this Act.

- (2) The administration of matters relating to existing interests: 10

- (a) to the extent that those interests affect any of the lands described in Schedule 1 or 2, or
- (b) to the extent that those interests affect any of the lands described in Schedule 5 and are preserved by the operation of section 10, 15

is vested in the Minister administering the *National Parks and Wildlife Act 1974*.

- (3) For the purposes of subclause (2), the Minister administering the *National Parks and Wildlife Act 1974* has:

- (a) in respect of existing interests under the *Forestry Act 1916*—the powers of the Minister administering that Act, and 20
- (b) in respect of existing interests under the *Crown Lands Act 1989*—the powers of the Minister administering that Act.

7 Special provision as to access roads within national parks etc 25

- (1) In this clause:

access roads means the roads, tracks, trails and other means of access referred to in subclause (2) (a)–(c).

NPW Minister means the Minister administering the *National Parks and Wildlife Act 1974*.

30

private land holding means land held:

- (a) by an owner within the meaning of the *National Parks and Wildlife Act 1974*, or
 - (b) as a holding within the meaning of the *Crown Lands Act 1989*. 5
- (2) This clause applies to and in respect of the following roads, tracks, trails and other means of access situated within the lands referred to in Schedule 1 or 2 immediately before the commencement of Part 2 of this Act:
- (a) roads of access within the meaning of section 33A of the *Forestry Act 1916*, 10
 - (b) roads used, immediately before the commencement of Part 2, for access to private land holdings within those lands,
 - (c) roads through those lands to State forests or private land holdings that adjoin or are in the vicinity of the lands. 15
- (3) The access roads to which this clause applies are not, on the commencement of Part 2 of this Act, reserved as, or as part of, a national park or historic site or dedicated as or as part of a nature reserve by the operation of Part 2 but vest in the NPW Minister on behalf of the Crown for the purposes of Part 11 of the *National Parks and Wildlife Act 1974* for an estate in fee simple, freed and discharged from: 20
- (a) all trusts, obligations, estates, interests, rights of way or other easements, and 25
 - (b) any dedication, reservation, Crown grant or vesting to which the lands were subject, and any such dedication, reservation, grant or vesting is revoked by the operation of this clause.
- (4) The access roads may continue, subject to this clause, to be used for the purposes for which they were used immediately before the commencement of Part 2 of this Act. 30
- (5) Within 12 months after the commencement of Part 2 of this Act (or within such further period as the NPW Minister may, by notice published in the Gazette, notify before the expiration of that period) the NPW Minister must, by one or more orders published in the Gazette, declare which of the access roads to which this clause applies: 35

-
- (a) are excluded from reservation as part of a national park or historic site or dedication as part of a nature reserve, or
- (b) are not so excluded and are reserved as part of the national park or historic site or dedicated as part of the nature reserve in which they are situated. 5
- An order under this subclause may be published only with the concurrence of the Minister administering the *Forestry Act 1916*.
- (6) On the publication of an order under subclause (5):
- (a) the access roads that are referred to in the order as excluded from reservation as part of a national park or historic site or dedication as part of a nature reserve remain vested in the NPW Minister for the purposes of Part 11 of the *National Parks and Wildlife Act 1974* and may, subject to this clause, continue to be used for the purposes for which they were used immediately before the commencement of Part 2 of this Act, and 10 15
- (b) the access roads that are not so excluded are reserved as part of the national park or historic site or dedicated as part of the nature reserve within which they are situated.
- (7) Nothing in this clause affects the exercise of any power, authority, duty or function by the NPW Minister or any other person under and in accordance with the *National Parks and Wildlife Act 1974* in relation to any access road to which this clause applies. 20
- (8) While a private land holding is in private ownership, nothing in this clause authorises the NPW Minister to close any access road that comprises the only practical means of access to the land holding. 25
- (9) This clause has effect despite the provisions of the *Forestry Act 1916*. 30

8 Status of land vested in NPW Minister

- (1) Any land that is vested by this Act in the Minister administering the *National Parks and Wildlife Act 1974* for the purposes of Part 11 of that Act is taken to have been acquired by that Minister under that Part, and may be dealt with by that Minister as if it had been so acquired. 35

- (2) Any such land is, to the extent that it relates to land subject to a lease preserved by the operation of section 10, taken to be Crown lands reserved from sale for the purpose of any application by the holder of the lease to purchase the land comprised in the lease. 5

9 Setting apart of flora reserves

The lands set apart as, or as part of, a flora reserve under this Act are, for the purposes of the *Forestry Act 1916*, taken to have been set apart by notice under section 25A of that Act. A name assigned to any such flora reserve by this Act is taken to have been assigned to that flora reserve by a notice under that section. 10

10 Dedication of reserves under Crown Lands Act 1989

- (1) The reserve trust established by section 9, and appointed as trustee under section 9, is taken to have been established and named, and appointed as trustee, under section 92 of the *Crown Lands Act 1989*. 15
- (2) The appointment by section 9 of the Director-General of National Parks and Wildlife to manage the affairs of the reserve trust is taken to have been made under section 95 of the *Crown Lands Act 1989*. 20
- (3) The following provisions apply to access roads referred to in clause 7 (2) (a)–(c) within the lands referred to in Schedule 4 immediately before the commencement of Part 2 of this Act:
- (a) the access roads may continue, subject to this clause and the *Crown Lands Act 1989*, to be used for the purposes for which they were used immediately before the commencement of Part 2 of this Act, 25
 - (b) the reserve trust may not close any such access road while it comprises the only practical means of access to a land holding in private ownership (within the meaning of clause 7), 30
 - (c) the reserve trust may, in accordance with the *Crown Lands Act 1989*, grant any right over, or interest in, the land for the purpose of its continued use as an access road.

11 Saving in relation to revocations 35

A revocation effected by Part 2 of this Act does not affect anything done or omitted to be done before the commencement of that Part.

**Schedule 8 Amendment of Forestry Act 1916
 No 55**

(Section 41)

Section 21A

Insert after section 21: 5

21A Special management zones

- (1) The Minister may, by notice in the Gazette, declare any area of State forest (other than a flora reserve) to be a special management zone if the Minister is satisfied that the area has special conservation value. 10
- (2) The Minister may, by notice in writing to the commission, prohibit particular kinds of operations in a special management zone, or prohibit operations in the zone unless particular conditions are complied with.
- (3) The object of the declaration of a special management zone and the prohibition of operations in the zone is to protect its special conservation value. 15
- (4) The commission must ensure that operations in a special management zone comply with any prohibition imposed by the Minister under this section. 20
- (5) An integrated forestry operations approval under the *Forestry and National Park Estate Act 1998* does not authorise the carrying out of any forestry operations in a special management zone that are prohibited by the Minister under this section. 25
- (6) The Minister may vary or revoke any notice under this section by a further notice.
- (7) The Minister is to ensure that the public is given an opportunity to make representations about any proposed notice of the Minister under this section to declare a special management zone or to vary or revoke any such declaration. The Minister must: 30

Forestry and National Park Estate Bill 1998

Schedule 8 Amendment of Forestry Act 1916 No 55

- (a) fix a time within which the public may make representations about the proposal, and
 - (b) make copies of the proposed notice available for public inspection before that time, and
 - (c) in the case of a proposal to declare a special management zone—make available for public inspection before that time a statement outlining the activities that the Minister proposes to prohibit in the zone, and 5
 - (d) take any representation on the proposal received by the Minister within that time into account before making a decision on the matter. 10
- (8) The Minister is to cause copies of any notice under this section to be available for public inspection at the head office of the commission during office hours. 15

**Schedule 9 Amendment of Timber Industry
(Interim Protection) Act 1992 No 1**

(Section 42)

[1] Section 3A

Insert after section 3:

5

**3A Modification of this Act following enactment of Forestry
and National Park Estate Act 1998**

- (1) This Act does not apply to any land to which an integrated forestry operations approval under the *Forestry and National Park Estate Act 1998* applies. 10
- (2) This Act does not operate so as to impose any obligation with respect to the preparation of an environmental impact statement under Part 5 of the *Environmental Planning and Assessment Act 1979*, or the obtaining of any approval under Division 4 of that Part, in relation to land in Schedule 4 to this Act for which an integrated forestry operations approval may be granted under the *Forestry and National Park Estate Act 1998*. 15
- (3) This section has effect despite anything to the contrary in this Act. 20

[2] Section 4 Definitions

Insert “, and includes any other forestry operations within the meaning of the *Forestry and National Park Estate Act 1998*,” after “removal of the timber” in the definition of *logging operations*.

[3] Section 16 Expiry of this Act

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Omit “31 December 1998”. Insert instead “31 December 1999”.

[4] Schedule 4 Other forest areas in which logging operations may be carried out pending obtaining of EIS

Insert after Part 2:

Part 2A Further additional area

The South Monaro Management Area, being the area enclosed by a heavy black line on the map catalogued Misc F 1215 in the office of the Forestry Commission.

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**Schedule 10 Amendment of National Parks and
Wildlife Act 1974 No 80**

(Section 43)

[1] Section 117 Restriction on picking or possession of native plant

Insert after section 117 (3) (b) (i):

5

- (ia) under and in accordance with or by virtue of the authority conferred by a licence issued under Part 6 of the *Threatened Species Conservation Act 1995*, or

[2] Schedule 14 Lands of cultural significance to Aboriginals

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Insert before the reference to Jervis Bay National Park:

Biamanga National Park

Schedule 11 Amendment of Native Title (New South Wales) Act 1994 No 45

(Section 44)

Section 104A

Insert after section 104: 5

104A Saving of native title rights and interests with respect to national parks and other reservations or dedications or declarations

- (1) This section applies to the following acts:
 - (a) a reservation, dedication or vesting of land or waters by the operation of the *Forestry and National Park Estate Act 1998* or the *Forestry Revocation and National Park Reservation Act 1996*, 10
 - (b) a proclamation under the *National Parks and Wildlife Act 1974* that reserves or dedicates land or waters with effect on or after 1 January 1994 (including a provision of an Act that is taken to operate as such a proclamation), 15
 - (c) a notification under the *Wilderness Act 1987* or the *National Parks and Wildlife Act 1974* that declares an area of land or waters to be a wilderness area with effect on or after 1 January 1994 (including a provision of an Act that is taken to operate as such a notification). 20
25
- (2) An act to which this section applies does not operate to extinguish, and is taken never to have operated to extinguish, any native title rights and interests existing in relation to land or waters immediately before the act.
- (3) The relevant provisions of the *National Parks and Wildlife Act 1974*, the *Wilderness Act 1987* and the regulations or other instruments made under those Acts (and any related Act or law) do not apply, and cannot be applied, so as to affect those native title rights and 30

interests. The relevant provisions are those provisions that apply because the land or waters concerned are reserved, dedicated, declared or vested under any such Act.

Note. An act "affects" native title rights and interests if it extinguishes those rights and interests or if it is wholly or partially inconsistent with their continued existence, enjoyment or exercise—see s 227 NTA and s 5 of this Act.

- (4) To the extent (if any) that an act to which this section applies was invalid because of those native title rights and interests, an act of the same kind is taken to have effect on the commencement of this section, subject to subsections (2) and (3). 10
- (5) However, this section does not affect:
- (a) any extinguishment of those native title rights and interests, or 15
 - (b) any validation of an act, or
 - (c) any application of the relevant provisions referred to in subsection (3), or
 - (d) any other effect on those native title rights and interests. 20

by the operation of, or by anything done under, the Commonwealth Native Title Act or the other provisions of this Act.

Schedule 12 Savings, transitional and other provisions

(Section 45)

1 Regulations

- (1) The regulations may contain provisions of a savings or transitional nature consequent on the enactment of the following Acts: 5
this Act
- (2) Any such provision may, if the regulations so provide, take effect from the date of assent to the Act concerned or a later date. 10
- (3) To the extent to which any such provision takes effect from a date that is earlier than the date of its publication in the Gazette, the provision does not operate so as:
- (a) to affect, in a manner prejudicial to any person (other than the State or an authority of the State), the rights of that person existing before the date of its publication, or 15
- (b) to impose liabilities on any person (other than the State or an authority of the State) in respect of anything done or omitted to be done before the date of its publication. 20

2 Transitional provision pending repeal of Clean Waters Act 1970 and other separate environment protection Acts

For the purposes of section 38, the Acts to be repealed by the *Protection of the Environment Operations Act 1997* are taken to be a single Act. 25

3 Listing of Biamanga National Park in Schedule 14 to NPW Act

The inclusion of Biamanga National Park in Schedule 14 to the *National Parks and Wildlife Act 1974* by this Act is taken to have been made in accordance with procedures provided in Division 7 of Part 4A of that Act. 30

4 Special provision for interim approval of forestry operations in certain compartments of State forests in Eden Management Area

- (1) In this clause, the *relevant Ministerial approval* is the approval for forestry operations in the Eden Management Area granted on 14 December 1995 (as modified) by the Minister administering the *Environmental Planning and Assessment Act 1979* under Division 4 of Part 5 of that Act. 5
- (2) The relevant Ministerial approval is taken (despite anything to the contrary in the approval) to grant approval for forestry operations in accordance with the conditions specified in the approval, in the compartments and part compartments of State forest specified in the Table to this clause, shown by hatching on the diagram catalogued Misc F 1285 and presented to the Speaker of the Legislative Assembly (by or on behalf of the Member of the Assembly who introduced the Bill for this Act) when the Bill was introduced into the Assembly. 10
15
- (3) This clause ceases to apply when the *Timber Industry (Interim Protection) Act 1992* expires or the area concerned becomes land to which an integrated forestry operations approval under this Act applies, whichever first occurs. 20

Table

State Forest	Compartments	
Bondi State Forest No 128	1702	
Cathcart State Forest No 607	1360, 1361, 1376, 1377	25
Coolangubra State Forest No 547	1343, 1344, 1352	
East Boyd State Forest No 127	2, 3, 4, 6, 8, 9, 10, 11, 12, 13, 15, 17, 18, 19, 20, 22, 25, 26, 27, 31, 32, 34, 43, 44, 46, 48, 172, 173, 177, 178, 179, 180, 188, 189, 190, 191, 192, 203, 206, 213, 214, 216, 218, 219	30
Glenbog State Forest No 149	2311, 2314, 2329, 2330, 2331, 2333, 2335, 2336, 2337, 2338, 2339, 2340, 2349, 2350, 2351, 2352, 2353, 2354, 2357, 2360, 2361, 2362, 2363, 2375, 2376, 2377	35

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Schedule 12 Savings, transitional and other provisions

Table—continued

State Forest	Compartments	
Gnupa State Forest No 132	728, 729, 730, 731, 732, 733	
Mumbulla State Forest No 605	2135, 2162	5
Murrah State Forest No 140	2044, 2045, 2050, 2056, 2057	
Nadgee State Forest No 125	54, 62, 103, 124, 144, 147, 148, 158, 160, 161, 163, 164, 165	
Nalbaugh State Forest No 129	1300, 1302, 1305, 1306, 1307, 1309, 1401	10
Nullica State Forest No 545	601, 602, 605, 619, 620, 621, 622, 625, 626, 632, 647, 650, 651, 652, 653, 655, 661, 665, 666, 674, 700, 701, 703, 711, 713, 720, 721, 722, 723, 728, 729, 730, 734, 735	
Nungatta State Forest No 131	384, 390	15
Tantawangalo State Forest No 134	2377, 2403, 2404, 2409, 2425, 2426, 2428, 2429	
Timbillica State Forest No 768	206, 218, 219, 222, 240, Part 246, 247, 248, 249, Part 252, 254, 255	20
Towamba State Forest No 908	496, 497, 499, 525, 595	
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