



# *Government Gazette*

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addiction as authorised by clause 101 of the Regulation and issuing a prescription for a drug of addiction as authorised by clause 77 of the Regulation.

This Order is to take effect on and from 28 April 2020.

Dated at Sydney, 22 April 2020.

ELIZABETH KOFF  
Secretary, NSW Health

Reference number:(n2020-1106)

### RAIL SAFETY NATIONAL LAW (NSW)

TAKE notice that, pursuant to section 203 of the *Rail Safety National Law (NSW)* as adopted by the *Rail Safety (Adoption of National Law) Act 2012 (NSW)* I the Hon Andrew Constance MP, Minister for Transport and Roads (the Responsible Minister) in New South Wales, do hereby:

Exempt the rail transport operators prescribed below from the requirement to comply with section 114 of the *Rail Safety National Law* (as it applies in this jurisdiction) and Regulation 27 of the *Rail Safety National Law National Regulations* (as it applies in this jurisdiction).

Take further notice that this exemption is subject to the following conditions:

- (1) This exemption only applies to periodic health assessments only. It does not include triggered health assessments, pre-placement or change of risk category health assessments.
- (2) Rail transport operators must comply with the provisions of section 114 so far as is reasonably practicable to do so. The exemption only applies where the rail transport operator has:
  - a. Identified that there are issues accessing authorised health professions as a result of impacts from the global pandemic COVID-19 (as declared by the World Health Organisation in March 2020), and completed a risk assessment for the affected rail safety workers which determines, based on their most recent health assessment, that it is low risk to postpone the periodic health assessment and allow workers to continue undertaking rail safety work until such time as the assessment can be scheduled;
  - b. fully documented any change management and consultation processes in relation to operating under this exemption, and communicated this within its organisation;
- (3) Rail transport operators cannot transfer or assign the exemption conferred by this Notice.

Take further notice that these rail transport operators are prescribed for the purposes of this exemption, and pursuant to this Gazette:

- i. 3801 Ltd
- ii. Altrac Light Rail 1 PTY Ltd & Altrac Light Rail 2 Pty Ltd & Altrac Light Rail 3 Pty Ltd
- iii. Arenco (NSW) Pty Ltd
- iv. Aurizon Operations Ltd
- v. Australian Western Railroad Pty Ltd
- vi. Australian Rail Track Corporation Limited (ARTC)
- vii. BlueScope Steel (AIS) Pty Ltd
- viii. Boral Cement Ltd
- ix. Bowmans Rail Pty Ltd
- x. Bradken Resources Pty Ltd
- xi. Broadspectrum (Australia) Pty Ltd
- xii. Byron Bay Railroad Company Ltd
- xiii. Canberra Metro Operations Pty Ltd
- xiv. Cement Australia Pty Ltd
- xv. CF Asia Pacific Group Pty Ltd
- xvi. Coleman Rail Pty Ltd
- xvii. CPB Contractors Pty Ltd
- xviii. Crawfords Freightlines Pty Ltd
- xix. Dorrigo Steam Railway & Museum Ltd
- xx. Downer EDI Rail Pty Ltd

- xxi. Downer EDI Works Pty Ltd
- xxii. DP World Sydney Ltd
- xxiii. Ettamogah Rail Hub Pty Ltd
- xxiv. Fluor Australia Pty Ltd
- xxv. Freightliner Australia Pty Ltd
- xxvi. Gemco Rail Pty Ltd
- xxvii. One Rail Asutralia Pty Ltd (formerly Genesee & Wyoming Australia Pty Ltd)
- xxviii. G H Varley Pty Ltd
- xxix. Glenreagh Mountain Railway Inc
- xxx. Goulburn Crookwell Heritage Railway Inc
- xxxi. Goulburn Loco Roundhouse Preservation Society Inc
- xxxii. Graincorp Operations Ltd
- xxxiii. Great Southern Rail Ltd
- xxxiv. Guyra & District Historical Society Inc
- xxxv. Holdco Holdings Pty Ltd
- xxxvi. Hyundai Rotem Company
- xxxvii. Illawarra Light Railway Museum Society Ltd
- xxxviii. Interrail Australia Pty Ltd
- xxxix. John Holland Pty Ltd
- xl. John Holland Rail Pty Ltd
- xli. Junee Railway Workshop Pty Ltd
- xlii. Keolis Downer Hunter Pty Ltd
- xliii. Ladysmith Tourist Railway Inc
- xliv. Lachlan Valley Railway Society Co-operative Ltd
- xlv. Laing O'Rourke Australia Constructions Pty Ltd
- xlvi. Lendlease Engineering Pty Ltd
- xlvii. Linx Portlink Pty Ltd
- xlviii. Lycopodium Infrastructure Pty Ltd
- xliv. Loram Pty Ltd
- l. Manildra Flour Mills Pty Ltd
- li. Martinus Rail Pty Ltd
- lii. McConnel Dowel Constructors (Aust) Pty Ltd
- liii. Metro Trains Melbourne Pty Ltd
- liv. Metro Trains Sydney Pty Ltd
- lv. New England Railway Inc
- lvi. New South Wales Steam Preservation Co-op Society Ltd
- lvii. NSW Trains
- lviii. Oberon Tarana Heritage Railway Inc
- lix. OneSteel Manufacturing Pty Ltd (Newcastle)
- lx. Pacific National Pty Ltd
- lxi. Perilya Broken Hill Ltd
- lxii. Perisher Blue Pty Ltd
- lxiii. Progress Rail Australia Pty Ltd
- lxiv. Qube Logistics (Rail) Pty Ltd
- lxv. R C Saddleir Pty Ltd
- lxvi. Rhomberg Rail Australia Pty Ltd
- lxvii. Rice Growers Ltd
- lxviii. Richmond Vale Preservation Co-op Society Ltd
- lxix. SADA Services Pty Ltd

- lxx. South Maitland Railways Pty Ltd
- lxxi. South Pacific Electric Railway Co-operative Society Ltd
- lxxii. Specialised Bulk Rail Pty Ltd
- lxxiii. Speno Rail Maintenance Australia Pty Ltd
- lxxiv. Steam Train & Rail Preservation
- lxxv. Co-op Society Ltd
- lxxvi. Swanson, Grahame David
- lxxvii. Swietelsky Rail (Australia) Pty Ltd
- lxxviii. Sydney International Container Terminal Pty Ltd
- lxxix. Sydney Metro
- lxxx. Sydney Olympic Park Authority
- lxxxi. Sydney Rail Services Pty Ltd
- lxxxii. Sydney Trains
- lxxxiii. Taylor Rail Australia Pty Ltd
- lxxxiv. The Rail Motor Society Inc
- lxxxv. Toll Transport Pty Ltd
- lxxxvi. Transport for NSW
- lxxxvii. Transport Heritage NSW Ltd
- lxxxviii. Transvolution Operations Pty Ltd
- lxxxix. Twentieth Super Pace Nominees Pty Ltd
- xc. UGL Rail Services Pty Ltd
- xc. V/Line Corporation
- xcii. Veolia Environmental Services (Australia) Pty Ltd
- xciii. Zig Zag Railway Co-op Ltd

In accordance with section 203(2)(b), this exemption will automatically cease to operate three calendar months following the publication date of this Gazette.

This exemption can be varied or cancelled at any time by further notice in the Gazette.

Reference number:(n2020-1107)

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## TRANSPORT ADMINISTRATION ACT 1988

### TRANSPORT FOR NSW

Proposed closure of public accommodation level crossing at Charles Street, Wellington at 410.580km location on the Orange Junction to Dubbo Railway line.

NOTICE is hereby given in accordance with Section 99B of the *Transport Administration Act 1988* No 109 that the public accommodation level crossing at Charles Street, Wellington at 410.580km location on the Orange Junction to Dubbo Railway line will be closed on and from 15 April 2020 and all rights, easements and privileges will be extinguished from that date.

TERRY BRADY  
Associate Director  
Transport for NSW, Country Rail Contracts  
Dated 22 April 2020

Reference number:(n2020-1108)

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## VEXATIOUS PROCEEDINGS ACT 2008

### Notification of Orders Concerning Vexatious Litigant Peter James Batterham

On 19 March 2020, Justice Hammerschlag made the following Order(s) in case 2020/00071906 *Marcel Andre Nauer v Peter James Batterham*: