



# Norfolk Island Government Gazette

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- 30 -

NORFOLK ISLAND GOVERNMENT GAZETTE NO. 8

Friday 28 February 2014

**PLANNING ACT 2002**  
**VARIATION OF THE NORFOLK ISLAND PLAN 2002**

I, Ronald John Ward, Minister for the Environment, under section 14 of the *Planning Act 2002*, give notice that on 19 February 2014 the Legislative Assembly by resolution –

- under subsection 12(4) of the Act approved the draft plan laid before the Legislative Assembly, being a variation to the Norfolk Island Plan 2002; and
- under subsection 13(1) of the Act declared that the date of commencement of the approved Plan is 28 February 2014.

The following statements are also provided for the purposes of section 14 of the Act –

- (a) the aim and intent of the variation to the Plan is to allow for the subdivision of Portion 47c1 Martins Road into two portions, each with an area of 6,142 sqm. The inclusion of this subdivision in Schedule 2 of the Norfolk Island Plan will have the effect of allowing for the creation of two portions smaller than the standard minimum area required under clause 16(1)(a) of the Norfolk Island Plan, in accordance with development Application (DA) 0023/13, which may be determined subject to approval of this variation;
- (b) on the date of commencement of the approved plan the Norfolk Island Plan 2002 as varied by the approved plan becomes the Plan for the purposes of the Act; and
- (c) the Norfolk Island Plan 2002 is available for inspection at the Planning Office, New Military Barracks, Quality Row, Kingston during ordinary office hours.

Dated 25 February 2014

**R.J. WARD**  
**MINISTER FOR THE ENVIRONMENT**

**HEALTHCARE LEVY ACT 1990**  
**NOTIFICATION OF APPROVAL BY LEGISLATIVE ASSEMBLY TO DETERMINE INCREASE IN**  
**HEALTHCARE LEVY**

I, Ronald John Ward, Minister for the Environment, hereby notify in accordance with subsection 6(3) of the *Healthcare Levy Act 1990*, that by resolution on 19 February 2014, the Legislative Assembly approved the determination by the Minister for Cultural Heritage and Community Services that the healthcare levy payable under paragraph 6(1)(a) of the Act be increased to \$220.00 with effect from 1 March 2014 and the Medivac levy payable under paragraph 6(1)(b) of the Act be increased to \$80.00 from the same date.

Dated 24 February 2014

**R.J. WARD**  
**MINISTER FOR THE ENVIRONMENT**  
 Acting at the request and for and on behalf of the  
 Minister for Cultural Heritage and Community Services

**NORFOLK ISLAND PLANNING AND ENVIRONMENT BOARD ACT 2002**  
**RE-APPOINTMENT OF CHAIRPERSON**

I, Ronald John Ward, Minister for the Environment, under subsection 7(2) of the *Norfolk Island Planning and Environment Board Act 2002*, on the recommendation of all other permanent members of the Board, re-appoint —

Peter Alfred Magri

to be the Chairperson of the Board during the term of his re-appointment as member of the Board for the period of three years commencing 14 February 2014.

Dated 24 February 2014

**R.J. WARD**  
**MINISTER FOR THE ENVIRONMENT**

**NORFOLK ISLAND PLANNING AND ENVIRONMENT BOARD ACT 2002**

**APPOINTMENT OF MEMBER**

I, Ronald John Ward, Minister for the Environment, under sections 7(1)(a) and 8 of the *Norfolk Island Planning and Environment Board Act 2002*, revoke the appointment of Diana Christine Singer and appoint —

Diana Christine Adams

to be a permanent member of the Board for the term ending on 19 December 2016.

Dated 26 February 2014

**R.J. WARD**  
**MINISTER FOR THE ENVIRONMENT**

**RECENT AMENDMENTS TO THE TOURIST ACCOMMODATION ACT 1984**

**ACCOMMODATING VISITORS IN NORFOLK ISLAND**

The following is intended as a guide to assist persons seeking information in respect of recent amendments to the *Tourist Accommodation Act 1984* ("the Act") and the accommodation of visitors for reward in Norfolk Island.

Recent amendments to the Act have —

- Removed the previous quota provisions that restricted the maximum amount of tourist accommodation units permitted to be registered in Norfolk Island.
- Removed the previous requirements for non-resident and foreign ownership of tourist accommodation to be approved through the Norfolk Island Legislative Assembly.
- Removed the previous Trigger/Dominant Market Share provisions that prevented an owner of tourist accommodation from owning more than 10% of the island's tourist accommodation units.
- Allowed for visitors staying 22 days or more to be accommodated in private rental accommodation (not registered under the Act).

**Accommodating visitors for 21 days or less**

An establishment that charges visitors for accommodation to stay in Norfolk Island for 21 days (3 weeks) or less is required by law to be registered as a tourist accommodation house under the Act. The majority of Norfolk Island's visitors stay an average of seven days and as such fall within the 21 day period and therefore will need to stay in an establishment that satisfies particular standards, conditions, facilities and services that are required to be provided in order to be registered as a tourist accommodation house.

**Accommodating visitors for 22 days or more**

Visitors that are seeking accommodation for 22 days or more (beyond 3 weeks), who are staying in Norfolk Island for a longer period of time than that of the average visitor's length of stay, may be accommodated in either a registered tourist accommodation house or private rental accommodation (not registered under the Act).

Persons wishing to accommodate visitors for reward in private rental accommodation can only accommodate visitors staying for 22 days or more in Norfolk Island and cannot accommodate any visitors staying for 21 days or less, unless the establishment has satisfied the relevant requirements of the Act and has been issued with a Certificate of Registration endorsing the establishment as a registered tourist accommodation house.

It is an offence to conduct a tourist accommodation house unless it is registered under the Act. Relevant provisions of the Act are —

- 4(1) [Definitions] "tourist accommodation house";
- 4(1) [Definitions] "visitor";
- 5(1) "Tourist Accommodation Houses to be Registered";
- 7 "Registration of tourist accommodation houses".

**Registering a Tourist Accommodation House**

Persons contemplating the registration of a tourist accommodation house will need to give consideration to the following —

**1. Land Use and Environment Office**

Tourism accommodation houses in Norfolk Island are required to comply with relevant requirements under the Planning regime such as, but not necessarily limited to, land zoning use, effluent disposal, water catchment and storage. It is therefore recommended that the Land Use and Environment Office be contacted in the first instance in order to ascertain any such requirements. Contact details are as follows —

Land Use and Environment Office  
New Military Barracks  
Kingston  
Norfolk Island 2899

Phone: + 6723 23595  
Email: [planning@admin.gov.nf](mailto:planning@admin.gov.nf)

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## 2. Tourism Accommodation Office

Tourist accommodation houses in Norfolk Island are required to comply with the requirements of the *Tourist Accommodation Act 1984* and the *Tourist Accommodation Regulations*, which outline requirements such as standards, facilities and services that need to be met in order to be registered as a tourist accommodation house. A Regulation checklist can be obtained from the Norfolk Island Administration Tourism Accommodation Office. Contact details are as follows —

Tourism Accommodation Office  
New Military Barracks  
Kingston  
Norfolk Island 2899

Phone: + 6723 22001 ext 4  
Email: jadams@admin.gov.nf

An establishment will only be registered as a tourist accommodation house once it has satisfied the relevant requirements of the Planning regime and has undergone an inspection for compliance with tourist accommodation requirements, including the "Provision for Emergencies" under section 16 of the *Tourist Accommodation Regulations*.

Persons wishing to supply accommodation services in Norfolk Island should be mindful of, and comply at all times with, their obligations under the *Fair Trading Act 1995* and the *Goods and Services Tax Act 2007* among other potentially applicable laws.

Please do not hesitate to contact the Administrative Officer - Tourism for further general information. Persons wishing to confirm their legal entitlement to hire/lease private dwellings in Norfolk Island are encouraged to obtain their own professional independent legal advice regarding their own particular circumstances.

The Norfolk Island Government welcomes and encourages investment in Norfolk Island.

**JASON ADAMS**  
**ADMINISTRATIVE OFFICER – TOURISM (ACCOMMODATION)**

### **SITTING OF THE LEGISLATIVE ASSEMBLY OF NORFOLK ISLAND**

At the sitting of the House on 19 February 2014 it was resolved to adjourn until Wednesday 19 March 2014 at 10.00 am.

Dated 25 February 2014

**GAYE EVANS**  
**CLERK TO THE LEGISLATIVE ASSEMBLY**

### **COURT OF PETTY SESSIONS**

The next sittings of the Court of Petty Sessions is set down for Monday 10<sup>th</sup> March 2014 at 10.00 am in the Court House, Kingston.

**A.V.A. BATAILLE**  
**CLERK OF THE COURT**

### **CORONERS COURT**

Notice is hereby given that a Directions Hearing into the manner and cause of death of Britney Quintal-Christian is set for Wednesday 12<sup>th</sup> March 2014 at 10.00 am in the Court House, Kingston.

**W. DONALD**  
**CORONER**

### **REGISTRATION OF BIRTHS, DEATHS AND MARRIAGES ACT 1963**

I, Robbi Ann Harrison of 61 Arcadia Ave, Woorim, Bribie Island, 4507, give notice under subsection 21(3) of the *Births, Deaths and Marriages Act 1963* that on 18 February 2014 I changed my name from Robbi Ann Harrison to Robbi Ann Quintal.

**SIGNED R.A. HARRISON**

**PASTURAGE AND ENCLOSURE ACT 1949  
RIGHTS OF PASTURAGE FOR 2014/15**

Subject to the payment by 31 March 2014 of 5 fee units (\$125.00) for each head of cattle to the Cashier, Administration, the rights of pasturage are granted for the year ended 31 March 2015 to applicants for the number of head of female cattle as follows:

<b>Applicant Family Name</b>	<b>Applicant Given Names</b>	<b>14/15 Number of Head of Cattle</b>	<b>Applicant Family Name</b>	<b>Applicant Given Names</b>	<b>14/15 Number of Head of Cattle</b>
ADAMS	Robin	4	McCOY	Michael	1
BATES	Brenda	1	McCOY	Ruth	4
BATES	Darren	4	MEERS	Margaret	2
BATES	Sharee	4	PARSONS	George	6
BATES	Wayne	2	PARSONS	Corinne	3
BIGG	Archie	7	PARTRIDGE	Allen	5
BIGG	Matthew	6	PARTRIDGE	James	5
BIGG	Susan	2	PARTRIDGE	Kim	5
BUFFETT	Brian	3	PARTRIDGE	Linda	5
BUFFETT	Leanne	2	PARTRIDGE	Thelma	2
BUFFETT	Merv	10	QUINTAL	April	4
BUFFETT	Norman	10	RANDALL	Basil	8
BUFFETT	Shelley	2	RANDALL	Craig	1
BUFFETT	Sheryl	4	RANDALL	Debbie-Jane	5
BUFFETT	Todd	3	RANDALL	Franklin	10
CHRISTIAN	Charlotte	9	RANDALL	Kevin	6
CHRISTIAN	Darren	4	RANDALL	Sue	2
CHRISTIAN	Ernest	2	REEVES	Matthew	6
CHRISTIAN	John Maxwell	5	ROBINSON	Glenn	1
CHRISTIAN	Joy	6	RUTLEDGE	Sarah	2
EVANS	David L.	9	SANDERS	Elaine	10
EVANS	David R.G.	2	SANDERS	William H.	9
EVANS	Kaye	2	SHERIDAN	Jake	2
EVANS	Kenton Arthur	4	SHERIDAN	Sam	4
FITZPATRICK	Dean	4	SNELL	Candice	3
GRAHAM	Aaron	6	SNELL	Dene	3
GRAHAM	Elton	8	WALDEN	Katie	2
HOWELL	Maria	2	WILSON	Peter	1
JUDD	Norma	3	WOOD	Kaye	2
McCOY	Harvey	4			

1. A right of pasturage is also granted for the progeny of female cattle referred above, until that progeny attains the age of six months.
2. Notice is given to each person named above, that they are prohibited from depasturing a head of cattle in respect of which a right has been granted, if that animal does not have an identifying tag attached to it, as issued in accordance with section 7 of the *Pasturage and Enclosure Act 1949*.
3. Pasturage rights are allocated in accordance with and subject to the approved Pasturage Rights Policy 2011 as listed at <http://www.info.gov.nf/land&env/Environment/>

Dated 6 February 2014

**RON WARD  
MINISTER FOR THE ENVIRONMENT**