



THE SOUTH AUSTRALIAN GOVERNMENT GAZETTE

PUBLISHED BY AUTHORITY

ALL PUBLIC ACTS appearing in this GAZETTE are to be considered official, and obeyed as such

ADELAIDE, THURSDAY, 3 JUNE 1999

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GOVERNMENT GAZETTE NOTICES

ALL poundkeepers' and private advertisements forwarded for publication in the *South Australian Government Gazette* must be PAID FOR PRIOR TO INSERTION; and all notices, from whatever source, should be legibly written on one side of the paper only and sent to Riverside 2000 so as to be received no later than 4 p.m. Tuesday preceding the day of publication. Phone 8207 1045 or Fax 8207 1040. E-mail: govgaz@riv.ssa.sa.gov.au Send as attachments in Word format and please confirm your transmission with a faxed copy of your document, including the date the notice is to be published and to whom the notice will be charged.

Department of the Premier and Cabinet
Adelaide, 3 June 1999

HIS Excellency the Governor in Executive Council has been pleased to appoint James Malcolm Alyn Cramond to act as a Judge of the District Court of South Australia for a period from 21 June 1999 to 27 August 1999 inclusive, pursuant to section 12 (3) of the District Court Act 1991.

By command,
IAIN EVANS, for Premier

ATTG 19/99CS

SOIL CONSERVATION AND LAND CARE (APPEAL TRIBUNAL) AMENDMENT ACT 1999 (Act No. 22 of 1999): COMMENCEMENT OF SECTIONS 3 AND 4

Proclamation By The Governor

(L.S.) E. J. NEAL

WITH the advice and consent of the Executive Council, I fix 3 June 1999 as the day on which sections 3 and 4 of the *Soil Conservation and Land Care (Appeal Tribunal) Amendment Act 1999* will come into operation.

Given under my hand and the Public Seal of South Australia at Adelaide 3 June 1999.

By command,
ROB KERIN, for Premier

MPNR 17/99 CS

NURSES ACT 1999 (Act No. 19 of 1999): DAY OF COMMENCEMENT

Proclamation By The Governor

(L.S.) E. J. NEAL

WITH the advice and consent of the Executive Council, I

- (a) fix 3 June 1999 as the day on which the *Nurses Act 1999* will come into operation;
- (b) suspend the operation of sections 4, 6 to 10 (inclusive), 11(2), (3) and (4), 12 to 60 (inclusive), 62 and 64, and Schedule clauses 2 and 3(1), (2), (3), (4) and (6) until a day or days to be fixed by subsequent proclamation or proclamations.

Given under my hand and the Public Seal of South Australia at Adelaide 3 June 1999.

By command,
ROB KERIN, for Premier

MHS 11/99 CS

LIQUOR LICENSING ACT 1997 SECTION 15: DESIGNATION OF DISTRICT COURT JUDGE AS LICENSING COURT JUDGE

Proclamation By The Governor

(L.S.) E. J. NEAL

PURSUANT to section 15 of the *Liquor Licensing Act 1997* and with the advice and consent of the Executive Council, I designate His Honour James Malcolm Alyn Cramond, a Judge of the District Court of South Australia, as the Licensing Court Judge.

This proclamation comes into operation on 21 June 1999 and lapses on 28 August 1999.

Given under my hand and the Public Seal of South Australia at Adelaide, 3 June 1999.

By command,
ROB KERIN, for Premier

AG 19/99 CS

Department of the Premier and Cabinet
Adelaide, 3 June 1999

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned persons to the provisions of the Legal Services Commission of South Australia, pursuant to the provisions of the Legal Services Commission Act 1977:

Member: (from 15 July 1999 until 14 July 2002)
Dymphna Julienne Eszenyi

By command,
IAIN EVANS, for Premier

ATTG 17/99CS

Department of the Premier and Cabinet
Adelaide, 3 June 1999

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Equal Opportunity Tribunal, pursuant to the provisions of the Equal Opportunity Act 1984:

Panel member: (from 3 June 1999 until 2 June 2002)
Margarety Heylen

By command,
IAIN EVANS, for Premier

ATTG 42/95CS

Department of the Premier and Cabinet
Adelaide, 3 June 1999

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Racing Appeals Tribunal, pursuant to the provisions of the Racing Act 1976:

Assessor Representing Harness Racing: (from 3 June 1999 until 15 April 2001)
John Edmund Delaney

By command,
IAIN EVANS, for Premier

MITT-RS0002/98CS

Department of the Premier and Cabinet
Adelaide, 3 June 1999

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the South Australian Ports Corporation Board, pursuant to the provisions of the South Australian Ports Corporation Act 1994:

Director: (from 1 July 1999 until 30 June 2000)
Geoffrey Alfred Fry
Nicholas Roy Le Messurier
John Michell
Yvonne Sneddon

Chair: (from 1 July 1999 until 30 June 2000)
Geoffrey Alfred Fry

By command,
IAIN EVANS, for Premier

MGE 041/99CS

Department of the Premier and Cabinet
Adelaide, 3 June 1999

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Soil Conservation Council, pursuant to the provisions of the Soil Conservation and Land Care Act 1989:

Member: (from 3 June 1999 until 14 August 1999)
Stephen Frederick West

By command,
IAIN EVANS, for Premier

MPNR 022/99CS

ANIMAL AND PLANT CONTROL (AGRICULTURAL
PROTECTION AND OTHER PURPOSES) ACT 1986*Appointments*

PURSUANT to Regulations 6 and 9 of the above Act, I hereby appoint the following persons to be members of the Exotic Animals Advisory Committee until 30 June 2001.

Seng Koh, nominated by the Chief Quarantine Officer, Australian Quarantine and Inspection Service.

Mark Williams, nominated by the Director of the Adelaide Zoological Gardens.

Peter Alexander, nominated by the Chief Executive, Department of Environment, Heritage and Aboriginal Affairs.

Mark Lawson Williams, nominated by the Animal and Plant Control Commission.

Mark Peters, nominated by the Royal Society for the Prevention and Cruelty to Animals.

Peter Gordon Allen, nominated by the Presiding Officer of the Animal and Plant Control Commission, to be the Presiding Officer of the Advisory Committee.

Dated 27 May 1999.

ROB KERIN, , Deputy Premier, Minister for
Primary Industries, Natural Resources and
Regional Development

ASSOCIATIONS INCORPORATION ACT 1985

Deregistration of Associations

NOTICE is hereby given that the Corporate Affairs Commission will deregister the associations named below in accordance with the application with the application received from the associations pursuant to section 43A of the Associations Incorporation Act 1985. Deregistration will take effect on the date of publication of this notice:

Hitskil Inc.

Hindmarsh Industrial Training Project Inc.

The Hub Toy Library Inc.

Kangarilla RSL Sub-Branch Inc.

Polish Community School of South Area Nativity Aberfoyle
Park Campus School Inc.

A. J. GRIFFITHS, A delegate of the Corporate
Affairs Commission

Information Systems Doctoral School

Stipend: \$17,000 pa for 3 years
HECS Exempt

University of South Australia



The Information Systems Doctoral School is seeking suitably qualified full-time doctoral students to join its innovative and structured PhD program.

Scholarship benefits will include a stipend of \$17,000 per annum for three years, and exemption from paying HECS.

Applicants should have qualifications and experience in information systems, social informatics, or a closely related discipline and will need to meet the entry requirements for the PhD Degree. Transcripts of tertiary qualifications are required to be submitted together with applications.

For further discussion, please contact:

Dr Mike Metcalfe
Research Fellow, School of Accounting and Information Systems
University of South Australia
telephone: 08 8302 0238 facsimile: 08 8302 0992 email: mike.metcalfe@unisa.edu.au

Formal applications are available from:

Dr Robert Lawrence
Scholarships Officer, Office of Research
University of South Australia
PO Box 2471, ADELAIDE SA 5000
telephone: 08 8302 3615 facsimile: 08 8302 3921 email: robert.lawrence@unisa.edu.au

Closing date for applications: 5 pm Friday 9 July 1999

Educating Professionals, Applying Knowledge, Serving the Community

CONTROLLED SUBSTANCES ACT 1984

Prohibition from Prescribing, Supplying, Administering or Possessing any Declared Drugs of Dependence

TAKE notice that on 21 May 1999 the South Australian Health Commission made an order pursuant to section 57 (1) of the Controlled Substances Act 1984 in respect of Dr Paul McCarter, 932 South Road, Edwardstown, S.A. 5039, prohibiting him from prescribing, supplying, administering or having possession of any Prescription Drug being Declared Drugs of Dependence.

This order does not apply to any drug lawfully supplied or prescribed for Dr McCarter by another medical practitioner or dentist and remains in force until revoked by the Health Commission.

PROFESSOR B. J. KEARNEY, for the
South Australian Health Commission

CROWN LANDS ACT 1929: SECTION 5

TAKE NOTICE that pursuant to the Crown Lands Act 1929, I PETER MACLAREN KENTISH, Surveyor-General and Delegate appointed by DOROTHY KOTZ, Minister for Environment and Heritage, Minister of the Crown to whom the administration of the Crown Lands Act 1929 is committed DO HEREBY:

1. Resume the land defined in The First Schedule.
2. Dedicate the Crown Land defined in The Second Schedule as a Recreation Reserve and declare that such land shall be under the care, control and management of the Mid Murray Council.
3. Dedicate the Crown Land defined in The Third Schedule as a Public Road.

THE FIRST SCHEDULE

Public Recreation Reserve, sections 296 and 297, Hundred of Ridley, County of Sturt, the proclamation of which was published in the *Government Gazette* of 13 October 1977 at page 1062, being the whole of the land comprised in Crown Record Volume 5461 Folio 779.

THE SECOND SCHEDULE

Allotments 33, 34, 35 and 36 of DP 49587, Hundred of Ridley, County of Sturt, exclusive of all necessary roads.

THE THIRD SCHEDULE

Allotments 38, 39 and 40 of DP 49587, Hundred of Ridley, County of Sturt, being with the Mid Murray district.

Dated 1 June 1999.

P. M. KENTISH, Surveyor-General

DENR 11/0732

CROWN LANDS ACT 1929: SECTION 5

TAKE NOTICE that pursuant to the Crown Lands Act 1929, I PETER MACLAREN KENTISH, Surveyor-General and Delegate appointed by DOROTHY KOTZ, Minister for Environment and Heritage, Minister of the Crown to whom the administration of the Crown Lands Act 1929 is committed DO HEREBY dedicate the Crown Land defined in The Schedule as a Dam and Channel Reserve and declare that such land shall be under the care, control and management of the Clare and Gilbert Valleys Council.

THE SCHEDULE

Allotment 70 of DP 40451, Hundred of Saddleworth, County of Light, exclusive of all necessary roads.

Dated 1 June 1999.

P. M. KENTISH, Surveyor-General

DENR 10/0631

FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, Rolf Czabayski, 5 Willowbridge Grove, Burnside, S.A. 5066 (hereinafter referred to as the 'permit holder') is exempt from regulation 35C of the Fisheries (General) Regulations 1984, in that the permit holder shall not be guilty of an offence when using berley within the waters specified in Schedule 1 to attract white sharks (*Carcharodon carcharias*) for the purpose of cage viewing only (hereinafter referred to as the 'permitted activity'), subject to the conditions specified in Schedule 2, for the dates specified in Schedule 3.

SCHEDULE 1

Coastal waters contained within the Neptune Islands Conservation Park, and the following portions of the Sir Joseph Banks Islands Conservation Park; English and Sibsey Islands. Note: Dangerous Reef is not available under this permit due to Sea Lion breeding between 1 May 1999 and 1 January 2000.

SCHEDULE 2

1. The permit holder must be on board the boat when conducting the permitted activity.

2. All berley used while conducting the permitted activity must consist of fish based products only. All berley (other than fish oil) must be stored below a maximum temperature of 4°C.

3. The permit holder must notify the public by a Notice to Mariners through the Australian Maritime Safety Authority, by public notice in the *Adelaide Advertiser* at least twenty-four hours in advance of berleying operations, advising the local coastguard and the Fisheries Compliance Unit on 1800 065 522 at least 2 hours prior to conducting the permitted activities.

4. The permit holder shall allow an officer of the Department for Environment Heritage and Aboriginal Affairs (DEHAA) or nominee to be present on board the boat during the permitted activities if requested and subject to negotiation and availability of space.

5. The permit holder must comply with all instructions (including ceasing to berley if so instructed) given by an officer from DEHAA.

6. Whilst engaged in the permitted activity, a pennant (approved by DEHAA) must be flown from the boat so as to be clearly visible.

7. Whilst engaged in the permitted activity the permit holder must have in his/her possession a copy of this notice and produce a copy of the notice if required by a Fisheries Compliance Officer.

8. The permit holder shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under the Act, except where specifically exempted by this notice.

9. The permit holder must maintain a log whilst engaged in the permitted activity which includes the date and location, number of passengers, number of sharks observed and any other relevant observations or comments. Records must be kept in a form determined by the operators association and endorsed by the Minister for Environment and Heritage. A copy of the log must be provided to DEHAA within 14 days of each calendar month.

10. The permit holder must conform to a code of ethics developed by the operators association and endorsed by the Minister for Environment and Heritage.

11. The permit holder will operate in co-operation with and in agreement of any other approved operator at the same location.

12. The permit holder must have public liability insurance to an amount determined by the Minister for Environment and Heritage and ensure vessels are surveyed and staffed as per Department of Transport regulations.

SCHEDULE 3

4 June to 7 June 1999.

Dated 1 June 1999.

R. ALLEN, Manager, Parks and Wildlife West

FISHERIES ACT 1982: SECTION 43

TAKE note that the notice number P0029/99 made under section 43 of the Fisheries Act 1982 dated 10 May 1999 and published in the *Government Gazette*, page 2505, dated 13 May 1999, being the sixth notice on that page, which refers to the Spencer Gulf prawn fishery is revoked as of 1800 hours on 12 June 1999.

Dated 2 June 1999.

W. ZACHARIN, Principal Manager, Shellfish

R0017/99

FISHERIES ACT 1982: SECTION 43

TAKE notice that it is hereby declared that it shall be unlawful for any person to engage in the class of fishing activity specified in Schedule 1 during the periods specified in Schedule 2.

SCHEDULE 1

The act of taking or the act preparatory to or involved in the taking of western king prawn (*Penaeus latisulcatus*) in waters of Spencer Gulf bounded by a line commencing at position latitude 33°32.00'S, longitude 137°17.00'E then to position latitude 33°32.00'S, longitude 137°34.00'E then to position latitude 33°38.00'S, longitude 137°34.00'E then to position latitude 33°46.00'S, longitude 137°44.00'E then to the point of commencement.

SCHEDULE 2

1800 hours 12 June 1999 to 0630 hours on 15 June 1999.

Dated 2 June 1999.

W. ZACHARIN, Principal Manager, Shellfish

P0032/99

FISHERIES ACT 1982: SECTION 43

TAKE notice that it is hereby declared that it shall be unlawful for any person to engage in the class of fishing activity specified in Schedule 1 during the periods specified in Schedule 2.

SCHEDULE 1

The act of taking or the act preparatory to or involved in the taking of western king prawn (*Penaeus latisulcatus*) in waters of Spencer Gulf bounded by a line commencing at position latitude 33°57.00'S, longitude 136°33.00'E then to position latitude 34°05.00'S, longitude 136°45.00'E then to position latitude 34°25.00'S, longitude 136°45.00'E then to position latitude 34°25.00'S, longitude 137°00.00'E, then to position latitude 34°15.00'S, longitude 137°00.00'E then to position latitude 34°04.00'S, longitude 137°23.50'E, then to position latitude 33°41.00'S, longitude 137°10.00'E then to the point of commencement.

SCHEDULE 2

1800 hours 12 June 1999 to 0630 hours on 15 June 1999.

Dated 2 June 1999.

W. ZACHARIN, Principal Manager, Shellfish

P0033/99

FISHERIES ACT 1982: SECTION 43

TAKE notice that it is hereby declared that it shall be unlawful for any person to engage in the class of fishing activity specified in Schedule 1 during the periods specified in Schedule 2.

SCHEDULE 1

The act of taking or the act preparatory to or involved in the taking of western king prawn (*Penaeus latisulcatus*) in waters of Spencer Gulf bounded by a line commencing at position latitude 33°57.00'S, longitude 136°33.00'E then to position latitude 34°05.00'S, longitude 136°45.00'E then to position latitude 34°25.00'S, longitude 136°45.00'E then to position latitude 34°25.00'S, longitude 137°00.00'E, then to position latitude 34°15.00'S, longitude 137°00.00'E then to position latitude 34°04.00'S, longitude 137°23.50'E, then to position latitude 34°04.00'S, longitude 137°35.00'E then to the point of commencement.

SCHEDULE 2

1800 hours 15 June 1999 to 0630 hours on 18 June 1999.

Dated 2 June 1999.

W. ZACHARIN, Principal Manager, Shellfish

P0034/99

FISHERIES ACT 1982: SECTION 43

TAKE notice that it is hereby declared that it shall be unlawful for any person to engage in the class of fishing activity specified in Schedule 1 during the periods specified in Schedule 2.

SCHEDULE 1

The act of taking or the act preparatory to or involved in the taking of western king prawn (*Penaeus latisulcatus*) in all waters of Spencer Gulf prawn fishery between 0630 hours and 1800 hours.

SCHEDULE 2

13 June 1999 to 17 June 1999.

Dated 2 June 1999.

W. ZACHARIN, Principal Manager, Shellfish

P0035/99

FISHERIES ACT 1982: SECTION 43

TAKE notice that it is hereby declared that it shall be unlawful for any person to engage in the class of fishing activity specified in Schedule 1 during the periods specified in Schedule 2.

SCHEDULE 1

The act of taking or the act preparatory to or involved in the taking of western king prawn (*Penaeus latisulcatus*) in all waters of Spencer Gulf.

SCHEDULE 2

0630 hours on 18 June 1999 to 2400 hours on 31 December 1999.

Dated 2 June 1999.

W. ZACHARIN, Principal Manager, Shellfish

P0036/99

FISHERIES ACT 1982: SECTION 43

TAKE note that the notice number V0006/99 made under section 43 of the Fisheries Act 1982 dated 7 May 1999 and published in the *Government Gazette*, page 2504, dated 13 May 1999, being the third notice on that page, which refers to the Gulf St Vincent prawn fishery is revoked as of 1800 hours on 8 June 1999.

Dated 2 June 1999.

W. ZACHARIN, Principal Manager, Shellfish

R0016/99

FISHERIES ACT 1982: SECTION 43

TAKE notice that it is hereby declared that it shall be unlawful for any person to engage in the class of fishing activity specified in Schedule 1 during the periods specified in Schedule 2.

SCHEDULE 1

The act of taking or the act preparatory to or involved in the taking of western king prawn (*Penaeus latisulcatus*) in all waters of Gulf St Vincent between 0630 hours and 1800 hours.

SCHEDULE 2

8 June 1999 to 21 June 1999.

Dated 2 June 1999.

W. ZACHARIN, Principal Manager, Shellfish

V0007/99

FISHERIES ACT 1982: SECTION 43

TAKE notice that it is hereby declared that it shall be unlawful for any person to engage in the class of fishing activity specified in Schedule 1 during the periods specified in Schedule 2.

SCHEDULE 1

The act of taking or the act preparatory to or involved in the taking of western king prawn (*Penaeus latisulcatus*) in all waters of Gulf St Vincent.

SCHEDULE 2

0630 hours on 22 June 1999 to 2400 hours on 31 December 1999.

Dated 2 June 1999.

W. ZACHARIN, Principal Manager, Shellfish

V0008/99

FISHERIES ACT 1982: SECTION 59

TAKE notice that, pursuant to section 59 of the Fisheries Act 1982, Branko Sarunic, P.O. Box 993, Port Lincoln, S.A. 5606, or his nominated replacement approved by the Director of Fisheries (hereinafter referred to as the 'fisher') is exempt from section 41 of the Fisheries Act 1982, subject to the conditions contained in Schedule 1, in that they shall not be guilty of an offence when using a fine mesh purse seine net as described in Schedule 2 for the taking of pilchards (*Sardinops neopilchardus*) and other species within the Families Clupeidae and Engraulididae (hereinafter referred to as the 'permitted species') for the purpose of trade or business in marine waters of South Australia as described in Schedule 3 as Area A and Area B (hereinafter referred to as the 'permitted activity').

SCHEDULE 1

1. The fisher may engage in the permitted activity from the date of gazettal of this notice until 30 June 1999, or until revoked by the Director of Fisheries.

2. This exemption is valid only in respect of the fishing vessel *Nazare* (hereinafter referred to as the 'permitted boat') registered on the fisher's Marine Scalefish Fishery Licence No. M354.

3. The fisher must be on board the permitted boat at all times while the boat is being used for the purpose of engaging in the permitted activity.

4. Whilst using a nominated master to take pilchards pursuant to this notice, no other fishing activity shall be undertaken by the licence holder pursuant to Marine Scalefish Fishery Licence No. M354.

5. Whilst engaged in the permitted activity the fisher shall not use any of the devices registered on the fisher's Marine Scalefish Fishery Licence.

6. The fisher must not take or be in possession of any other species of fish, other than the permitted species, while engaging in the permitted activity.

7. Any fish, which are not permitted species, taken as by-catch by the fisher during the permitted activity must be immediately returned to the water.

8. The fisher shall not, during the period 1 January 1999 to 30 June 1999, take a quantity of permitted species which exceeds his quota of 43.45 units at 7.712 tonnes per unit (which is equal to 335.09 tonnes).

9. The fisher may with the prior approval of the Director of Fisheries transfer uncaught units of quota during the period of this notice.

10. Fish taken pursuant to this notice as the result of a transfer of quota must be taken in the area as described (and disposed of as described) in the permit conditions of the holder of the initial allocation.

11. The fisher may transfer catch taken pursuant to this notice to a carrier boat at sea subject to nominating the boats in advance.

12. The fisher may nominate no more than two carrier boats at any one time. Notification of boat name must be provided to the person or agency responsible for conducting quota monitoring operations.

13. Where the fisher transfers all or part of his catch to a carrier boat that portion of the catch must be accompanied by a

South Australian Pilchard Fishery Log Book, completed as required by condition 16 of this notice.

14. The fisher must notify the person nominated for quota monitoring, by telephone, of the intended place of any unloading and the estimated weight of the catch at least one hour prior to the unloading taking place.

15. The fisher must provide the person nominated for quota monitoring with reasonable access to boats and vehicles for the purpose of enabling inspection of the catch and any record relating to the South Australian Pilchard Fishery Log Book required to be completed under this notice.

16. The fisher must complete the South Australian Pilchard Fishery Log Book as described below:

(a) Unloading to a shore based processing plant:

- (i) The fisher shall complete all columns of the South Australian Pilchard Fishery Log Book **up to** but not including the column titled **PILCHARD TONNAGE CAUGHT**.

The fish can then be dispatched to the shore based processing plant. It is the responsibility of the fisher to make certain that all fish are accurately weighed within 24 hours of the consignment to the processor:

- (ii) The fisher shall upon being notified by the processor of the total weight of fish unloaded complete the columns headed, **PILCHARD TONNAGE CAUGHT, OTHER SPECIES, TONNAGE CAUGHT (This refers to other species) and REMARKS**.

For any unloading, if fishing has taken place on more than one day then this should be noted and the verified weight split as close as possible to reflect the actual quantities taken on each day of fishing.

(b) Unloading at sea or direct to a tuna cage:

The fisher shall complete all columns of the South Australian Pilchard Fishery Log Book immediately after capture and include an **estimated** tonnage in the column marked **PILCHARD TONNAGE CAUGHT**. The estimated tonnage should be based on a recorded number of boxes of a certain capacity (weight) filled.

17. The fisher then shall either by **facsimile or in person** deliver the completed (South Australian Pilchard Fishery Log Book) form to the person nominated for quota monitoring within **48 hours** of the unloading.

18. The fisher must provide regular samples of the permitted species for research analysis and assist in any other South Australian Research and Development Institute (SARDI) sponsored pilchard fishery research program as required by the Chief Scientist, Aquatic Sciences, SARDI.

19. The fisher must complete a monthly return within 14 days of the end of the previous month and forward it to SARDI. This return must be completed regardless of whether the fisher took fish or not, i.e. nil returns are required.

20. While engaged in the permitted activity the fisher must:

- (a) have in his possession the copy of this notice with which the Director of Fisheries has supplied him; and
(b) produce that notice to a Fisheries Officer forthwith, if and when a Fisheries Officer requests him to produce it.

21. The fisher shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under that Act, except where specifically exempted by this notice.

SCHEDULE 2

In waters described as **Area A**: one purse seine net having a maximum length of 600 m, a maximum depth of 100 m and a mesh size of between 16 mm and 20 mm.

In waters described as **Area B**: one purse seine net having a mesh size of between 16 mm and 20 mm.

SCHEDULE 3

For the purposes of this notice, **Area A** is defined as:

Coastal waters within 3 nautical miles of high water mark or within 3 nautical miles to seaward of the base lines and bay closure lines described in Table 1.

For the purposes of this notice, **Area B** is defined as:

Coastal waters more than 3 nautical miles to seaward of high water mark or more than 3 nautical miles to seaward of the base lines and bay closure lines described in Table 1.

Dated 31 May 1999.

D. MACKIE, Manager, Legislation and Policy

TABLE 1
Base Lines and Bay Closure Lines of South Australia

Location	From		to	to Location		
<i>Base Lines</i>						
Newland Head	35°38.68'S	138°31.32'E	to	35°45.63'S	138°18.17'E	The Pages
	35°45.63'S	138°18.17'E	to	35°46.65'S	138°17.57'E	
	35°46.88'S	138°17.43'E	to	35°47.10'S	138°17.33'E	
The Pages	35°47.25'S	138°17.15'E	to	35°50.70'S	138°07.95'E	Cape Willoughby
Vennachar Point	35°53.25'S	136°31.97'E	to	34°57.20'S	135°37.37'E	Cape Carnot
	34°57.20'S	135°37.37'E	to	34°56.90'S	135°37.40'E	
Pt Westall	32°54.38'S	134°03.53'E	to	32°43.60'S	133°57.77'E	Olives Island
Olives Island	32°43.60'S	133°57.77'E	to	32°35.18'S	133°17.07'E	Fenelon Island
Fenelon Island	32°34.92'S	133°16.73'E	to	32°33.80'S	133°16.58'E	Masillon Island
Masillon Island	32°33.80'S	133°16.58'E	to	32°30.90'S	133°15.03'E	West Island
West Island	32°30.47'S	133°14.87'E	to	32°13.52'S	133°06.62'E	Island 1 mile SW Pt Bell
	32°13.52'S	133°06.62'E	to	32°08.75'S	132°59.32'E	Sinclair Island
Sinclair Island	32°08.67'S	132°59.28'E	to	32°07.62'S	132°58.72'E	
	32°07.62'S	132°58.72'E	to	32°01.87'S	132°28.27'E	Point Fowler
Anxious Bay	33°12.05'S	134°19.63'E	to	33°35.68'S	134°45.05'E	
	33°35.83'S	134°45.90'E	to	33°35.98'S	134°46.50'E	
	33°36.72'S	134°48.33'E	to	33°37.47'S	134°49.67'E	
Encounter Bay	35°35.80'S	138°36.10'E	to	35°35.80'S	138°57.40'E	
Lacepede Bay	36°35.80'S	139°50.00'E	to	36°56.60'S	139°40.40'E	
Rivoli Bay	37°34.02'S	140°06.33'E	to	37°30.05'S	140°00.80'E	
	37°29.95'S	140°00.68'E	to	37°29.87'S	140°00.63'E	
<i>Bay Closure Lines</i>						
Coffin Bay	34°09.07'S	135°14.39'E	to	34°25.86'S	135°12.41'E	
Avoid Bay	34°35.49'S	135°06.75'E	to	34°41.78'S	135°19.65'E	

FISHERIES ACT 1982: SECTION 59

TAKE notice that, pursuant to section 59 of the Fisheries Act 1982, Vic Valcic, 6 The Mews, Lincoln Cove, Port Lincoln, S.A. 5606 or his nominated replacement approved by the Director of Fisheries (hereinafter referred to as the 'fisher') is exempt from section 41 of the Fisheries Act 1982, subject to the conditions contained in Schedule 1, in that they shall not be guilty of an offence when using a fine mesh purse seine net as described in Schedule 2 for the taking of pilchards (*Sardinops neopilchardus*) and other species within the Families Clupeidae and Engraulididae (hereinafter referred to as the 'permitted species') for the purpose of trade or business in marine waters of South Australia as described in Schedule 3 as Area A and Area B (hereinafter referred to as the 'permitted activity').

SCHEDULE 1

1. The fisher may engage in the permitted activity from the date of gazettal of this notice until 30 June 1999, or until revoked by the Director of Fisheries.

2. This exemption is valid only in respect of the fishing vessel *Revina 2* (hereinafter referred to as the 'permitted boat') registered on the fisher's Marine Scalefish Fishery Licence No. M488.

3. The fisher must be on board the permitted boat at all times while the boat is being used for the purpose of engaging in the permitted activity.

4. Whilst using a nominated master to take pilchards pursuant to this notice, no other fishing activity shall be undertaken by the licence holder pursuant to Marine Scalefish Fishery Licence No. M488.

5. Whilst engaged in the permitted activity the fisher shall not use any of the devices registered on the fisher's Marine Scalefish Fishery Licence.

6. The fisher must not take or be in possession of any other species of fish, other than the permitted species, while engaging in the permitted activity.

7. Any fish, which are not permitted species, taken as by-catch by the fisher during the permitted activity must be immediately returned to the water.

8. The fisher shall not, during the period 1 January 1999 to 30 June 1999, take a quantity of permitted species which exceeds his quota of 43.45 units at 7.712 tonnes per unit (which is equal to 335.09 tonnes).

9. The fisher may with the prior approval of the Director of Fisheries transfer uncaught units of quota during the period of this notice.

10. Fish taken pursuant to this notice as the result of a transfer of quota must be taken in the area as described (and disposed of as described) in the permit conditions of the holder of the initial allocation.

11. The fisher may transfer catch taken pursuant to this notice to a carrier boat at sea subject to nominating the boats in advance.

12. The fisher may nominate no more than two carrier boats at any one time. Notification of boat name must be provided to the person or agency responsible for conducting quota monitoring operations.

13. Where the fisher transfers all or part of his catch to a carrier boat that portion of the catch must be accompanied by a South Australian Pilchard Fishery Log Book, completed as required by condition 16 of this notice.

14. The fisher must notify the person nominated for quota monitoring, by telephone, of the intended place of any unloading and the estimated weight of the catch at least one hour prior to the unloading taking place.

15. The fisher must provide the person nominated for quota monitoring with reasonable access to boats and vehicles for the purpose of enabling inspection of the catch and any record relating to the South Australian Pilchard Fishery Log Book required to be completed under this notice.

16. The fisher must complete the South Australian Pilchard Fishery Log Book as described below:

(a) Unloading to a shore based processing plant:

- (i) The fisher shall complete all columns of the South Australian Pilchard Fishery Log Book **up to** but not including the column titled **PILCHARD TONNAGE CAUGHT**.

The fish can then be dispatched to the shore based processing plant. It is the responsibility of the fisher to make certain that all fish are accurately weighed within 24 hours of the consignment to the processor:

- (ii) The fisher shall upon being notified by the processor of the total weight of fish unloaded complete the columns headed, **PILCHARD TONNAGE CAUGHT, OTHER SPECIES, TONNAGE CAUGHT (This refers to other species) and REMARKS**.

For any unloading, if fishing has taken place on more than one day then this should be noted and the verified weight split as close as possible to reflect the actual quantities taken on each day of fishing.

(b) Unloading at sea or direct to a tuna cage:

The fisher shall complete all columns of the South Australian Pilchard Fishery Log Book immediately after capture and include an **estimated** tonnage in the column marked **PILCHARD TONNAGE CAUGHT**. The estimated tonnage should be based on a recorded number of boxes of a certain capacity (weight) filled.

17. The fisher then shall either by **facsimile or in person** deliver the completed (South Australian Pilchard Fishery Log Book) form to the person nominated for quota monitoring within **48 hours** of the unloading.

18. The fisher must provide regular samples of the permitted species for research analysis and assist in any other South Australian Research and Development Institute (SARDI) sponsored pilchard fishery research program as required by the Chief Scientist, Aquatic Sciences, SARDI.

19. The fisher must complete a monthly return within 14 days of the end of the previous month and forward it to SARDI. This return must be completed regardless of whether the fisher took fish or not, i.e. nil returns are required.

20. While engaged in the permitted activity the fisher must:

- (a) have in his possession the copy of this notice with which the Director of Fisheries has supplied him; and
(b) produce that notice to a Fisheries Officer forthwith, if and when a Fisheries Officer requests him to produce it.

21. The fisher shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under that Act, except where specifically exempted by this notice.

SCHEDULE 2

In waters described as **Area A**: one purse seine net having a maximum length of 600 m, a maximum depth of 100 m and a mesh size of between 16 mm and 20 mm.

In waters described as **Area B**: one purse seine net having a mesh size of between 16 mm and 20 mm.

SCHEDULE 3

For the purposes of this notice, **Area A** is defined as:

Coastal waters within 3 nautical miles of high water mark or within 3 nautical miles to seaward of the base lines and bay closure lines described in Table 1.

For the purposes of this notice, **Area B** is defined as:

Coastal waters more than 3 nautical miles to seaward of high water mark or more than 3 nautical miles to seaward of the base lines and bay closure lines described in Table 1.

Dated 31 May 1999.

D. MACKIE, Manager, Legislation and Policy

TABLE 1
Base Lines and Bay Closure Lines of South Australia

Location	From		to	to Location	
<i>Base Lines</i>					
Newland Head	35°38.68'S	138°31.32'E	to	35°45.63'S	138°18.17'E
	35°45.63'S	138°18.17'E	to	35°46.65'S	138°17.57'E
	35°46.88'S	138°17.43'E	to	35°47.10'S	138°17.33'E
The Pages	35°47.25'S	138°17.15'E	to	35°50.70'S	138°07.95'E
Vennachar Point	35°53.25'S	136°31.97'E	to	34°57.20'S	135°37.37'E
	34°57.20'S	135°37.37'E	to	34°56.90'S	135°37.40'E
Pt Westall	32°54.38'S	134°03.53'E	to	32°43.60'S	133°57.77'E
Olives Island	32°43.60'S	133°57.77'E	to	32°35.18'S	133°17.07'E
Fenelon Island	32°34.92'S	133°16.73'E	to	32°33.80'S	133°16.58'E
Masillon Island	32°33.80'S	133°16.58'E	to	32°30.90'S	133°15.03'E
West Island	32°30.47'S	133°14.87'E	to	32°13.52'S	133°06.62'E
	32°13.52'S	133°06.62'E	to	32°08.75'S	132°59.32'E
Sinclair Island	32°08.67'S	132°59.28'E	to	32°07.62'S	132°58.72'E
	32°07.62'S	132°58.72'E	to	32°01.87'S	132°28.27'E
Anxious Bay	33°12.05'S	134°19.63'E	to	33°35.68'S	134°45.05'E
	33°35.83'S	134°45.90'E	to	33°35.98'S	134°46.50'E
	33°36.72'S	134°48.33'E	to	33°37.47'S	134°49.67'E
Encounter Bay	35°35.80'S	138°36.10'E	to	35°35.80'S	138°57.40'E
Lacepede Bay	36°35.80'S	139°50.00'E	to	36°56.60'S	139°40.40'E
Rivoli Bay	37°34.02'S	140°06.33'E	to	37°30.05'S	140°00.80'E
	37°29.95'S	140°00.68'E	to	37°29.87'S	140°00.63'E
<i>Bay Closure Lines</i>					
Coffin Bay	34°09.07'S	135°14.39'E	to	34°25.86'S	135°12.41'E
Avoid Bay	34°35.49'S	135°06.75'E	to	34°41.78'S	135°19.65'E

FISHERIES ACT 1982: SECTION 59

TAKE notice that, pursuant to section 59 of the Fisheries Act 1982, Zorica Lukin, 62 Lincoln Highway, Port Lincoln, S.A. 5606, or his nominated replacement approved by the Director of Fisheries (hereinafter referred to as the 'fisher') is exempt from section 41 of the Fisheries Act 1982, subject to the conditions contained in Schedule 1, in that they shall not be guilty of an offence when using a fine mesh purse seine net as described in Schedule 2 for the taking of pilchards (*Sardinops neopilchardus*) and other species within the Families Clupeidae and Engraulididae (hereinafter referred to as the 'permitted species') for the purpose of trade or business in marine waters of South Australia as described in Schedule 3 as Area A and Area B (hereinafter referred to as the 'permitted activity').

SCHEDULE 1

1. The fisher may engage in the permitted activity from the date of gazettal of this notice until 30 June 1999, or until revoked by the Director of Fisheries.

2. This exemption is valid only in respect of the fishing vessel *Scarlet Rose* (hereinafter referred to as the 'permitted boat') registered on the fisher's Marine Scalefish Fishery Licence No. M324.

3. The fisher must be on board the permitted boat at all times while the boat is being used for the purpose of engaging in the permitted activity.

4. Whilst using a nominated master to take pilchards pursuant to this notice, no other fishing activity shall be undertaken by the licence holder pursuant to Marine Scalefish Fishery Licence No. M324.

5. Whilst engaged in the permitted activity the fisher shall not use any of the devices registered on the fisher's Marine Scalefish Fishery Licence.

6. The fisher must not take or be in possession of any other species of fish, other than the permitted species, while engaging in the permitted activity.

7. Any fish, which are not permitted species, taken as by-catch by the fisher during the permitted activity must be immediately returned to the water.

8. The fisher shall not, during the period 1 January 1999 to 30 June 1999, take a quantity of permitted species which exceeds his quota of 87.79 units at 7.712 tonnes per unit (which is equal to 677.04 tonnes).

9. The fisher may with the prior approval of the Director of Fisheries transfer uncaught units of quota during the period of this notice.

10. Fish taken pursuant to this notice as the result of a transfer of quota must be taken in the area as described (and disposed of as described) in the permit conditions of the holder of the initial allocation.

11. The fisher may transfer catch taken pursuant to this notice to a carrier boat at sea subject to nominating the boats in advance.

12. The fisher may nominate no more than two carrier boats at any one time. Notification of boat name must be provided to the person or agency responsible for conducting quota monitoring operations.

13. Where the fisher transfers all or part of his catch to a carrier boat that portion of the catch must be accompanied by a South Australian Pilchard Fishery Log Book, completed as required by condition 16 of this notice.

14. The fisher must notify the person nominated for quota monitoring, by telephone, of the intended place of any unloading and the estimated weight of the catch at least one hour prior to the unloading taking place.

15. The fisher must provide the person nominated for quota monitoring with reasonable access to boats and vehicles for the purpose of enabling inspection of the catch and any record relating to the South Australian Pilchard Fishery Log Book required to be completed under this notice.

16. The fisher must complete the South Australian Pilchard Fishery Log Book as described below:

(a) Unloading to a shore based processing plant:

(i) The fisher shall complete all columns of the South Australian Pilchard Fishery Log Book **up to** but not including the column titled **PILCHARD TONNAGE CAUGHT**.

The fish can then be dispatched to the shore based processing plant. It is the responsibility of the fisher to make certain that all fish are accurately weighed within 24 hours of the consignment to the processor:

(ii) The fisher shall upon being notified by the processor of the total weight of fish unloaded complete the columns headed, **PILCHARD TONNAGE CAUGHT, OTHER SPECIES, TONNAGE CAUGHT (This refers to other species) and REMARKS**.

For any unloading, if fishing has taken place on more than one day then this should be noted and the verified weight split as close as possible to reflect the actual quantities taken on each day of fishing.

(b) Unloading at sea or direct to a tuna cage:

The fisher shall complete all columns of the South Australian Pilchard Fishery Log Book immediately after capture and include an **estimated** tonnage in the column marked **PILCHARD TONNAGE CAUGHT**. The estimated tonnage should be based on a recorded number of boxes of a certain capacity (weight) filled.

17. The fisher then shall either by **facsimile or in person** deliver the completed (South Australian Pilchard Fishery Log Book) form to the person nominated for quota monitoring within **48 hours** of the unloading.

18. The fisher must provide regular samples of the permitted species for research analysis and assist in any other South Australian Research and Development Institute (SARDI) sponsored pilchard fishery research program as required by the Chief Scientist, Aquatic Sciences, SARDI.

19. The fisher must complete a monthly return within 14 days of the end of the previous month and forward it to SARDI. This return must be completed regardless of whether the fisher took fish or not, i.e. nil returns are required.

20. While engaged in the permitted activity the fisher must:

- (a) have in his possession the copy of this notice with which the Director of Fisheries has supplied him; and

- (b) produce that notice to a Fisheries Officer forthwith, if and when a Fisheries Officer requests him to produce it.

21. The fisher shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under that Act, except where specifically exempted by this notice.

SCHEDULE 2

In waters described as **Area A**: one purse seine net having a maximum length of 600 m, a maximum depth of 100 m and a mesh size of between 16 mm and 20 mm.

In waters described as **Area B**: one purse seine net having a mesh size of between 16 mm and 20 mm.

SCHEDULE 3

For the purposes of this notice, **Area A** is defined as:

Coastal waters within 3 nautical miles of high water mark or within 3 nautical miles to seaward of the base lines and bay closure lines described in Table 1.

For the purposes of this notice, **Area B** is defined as:

Coastal waters more than 3 nautical miles to seaward of high water mark or more than 3 nautical miles to seaward of the base lines and bay closure lines described in Table 1.

Dated 31 May 1999.

D. MACKIE, Manager, Legislation and Policy

TABLE 1
Base Lines and Bay Closure Lines of South Australia

Location	From		to	Location
<i>Base Lines</i>				
Newland Head	35°38.68'S	138°31.32'E	to	35°45.63'S 138°18.17'E The Pages
	35°45.63'S	138°18.17'E	to	35°46.65'S 138°17.57'E
	35°46.88'S	138°17.43'E	to	35°47.10'S 138°17.33'E
The Pages	35°47.25'S	138°17.15'E	to	35°50.70'S 138°07.95'E Cape Willoughby
Vennachar Point	35°53.25'S	136°31.97'E	to	34°57.20'S 135°37.37'E Cape Carnot
	34°57.20'S	135°37.37'E	to	34°56.90'S 135°37.40'E
Pt Westall	32°54.38'S	134°03.53'E	to	32°43.60'S 133°57.77'E Olives Island
Olives Island	32°43.60'S	133°57.77'E	to	32°35.18'S 133°17.07'E Fenelon Island
Fenelon Island	32°34.92'S	133°16.73'E	to	32°33.80'S 133°16.58'E Masillon Island
Masillon Island	32°33.80'S	133°16.58'E	to	32°30.90'S 133°15.03'E West Island
West Island	32°30.47'S	133°14.87'E	to	32°13.52'S 133°06.62'E Island 1 mile SW Pt Bell
	32°13.52'S	133°06.62'E	to	32°08.75'S 132°59.32'E Sinclair Island
Sinclair Island	32°08.67'S	132°59.28'E	to	32°07.62'S 132°58.72'E
	32°07.62'S	132°58.72'E	to	32°01.87'S 132°28.27'E Point Fowler
Anxious Bay	33°12.05'S	134°19.63'E	to	33°35.68'S 134°45.05'E
	33°35.83'S	134°45.90'E	to	33°35.98'S 134°46.50'E
	33°36.72'S	134°48.33'E	to	33°37.47'S 134°49.67'E
Encounter Bay	35°35.80'S	138°36.10'E	to	35°35.80'S 138°57.40'E
Lacepede Bay	36°35.80'S	139°50.00'E	to	36°56.60'S 139°40.40'E
Rivoli Bay	37°34.02'S	140°06.33'E	to	37°30.05'S 140°00.80'E
	37°29.95'S	140°00.68'E	to	37°29.87'S 140°00.63'E
<i>Bay Closure Lines</i>				
Coffin Bay	34°09.07'S	135°14.39'E	to	34°25.86'S 135°12.41'E
Avoid Bay	34°35.49'S	135°06.75'E	to	34°41.78'S 135°19.65'E

FISHERIES ACT 1982: SECTION 59

TAKE notice that, pursuant to section 59 of the Fisheries Act 1982, Mark Forster, P.O. Box 154, Port Lincoln, S.A. 5606, or his nominated replacement approved by the Director of Fisheries (hereinafter referred to as the 'fisher') is exempt from section 41 of the Fisheries Act 1982, subject to the conditions contained in Schedule 1, in that they shall not be guilty of an offence when using a fine mesh purse seine net as described in Schedule 2 for the taking of pilchards (*Sardinops neopilchardus*) and other species within the Families Clupeidae and Engraulididae (hereinafter referred to as the 'permitted species') for the purpose of trade or business in marine waters of South Australia as described in Schedule 3 as Area A and Area B (hereinafter referred to as the 'permitted activity').

SCHEDULE 1

1. The fisher may engage in the permitted activity from the date of gazettal of this notice until 30 June 1999, or until revoked by the Director of Fisheries.

2. This exemption is valid only in respect of the fishing vessel *Puuta 3* (hereinafter referred to as the 'permitted boat') registered on the fisher's Marine Scalefish Fishery Licence No. M329.

3. The fisher must be on board the permitted boat at all times while the boat is being used for the purpose of engaging in the permitted activity.

4. Whilst using a nominated master to take pilchards pursuant to this notice, no other fishing activity shall be undertaken by the licence holder pursuant to Marine Scalefish Fishery Licence No. M329.

5. Whilst engaged in the permitted activity the fisher shall not use any of the devices registered on the fisher's Marine Scalefish Fishery Licence.

6. The fisher must not take or be in possession of any other species of fish, other than the permitted species, while engaging in the permitted activity.

7. Any fish, which are not permitted species, taken as by-catch by the fisher during the permitted activity must be immediately returned to the water.

8. The fisher shall not, during the period 1 January 1999 to 30 June 1999, take a quantity of permitted species which exceeds his quota of 43.45 units at 7.712 tonnes per unit (which is equal to 335.09 tonnes).

9. The fisher may with the prior approval of the Director of Fisheries transfer uncaught units of quota during the period of this notice.

10. Fish taken pursuant to this notice as the result of a transfer of quota must be taken in the area as described (and disposed of as described) in the permit conditions of the holder of the initial allocation.

11. The fisher may transfer catch taken pursuant to this notice to a carrier boat at sea subject to nominating the boats in advance.

12. The fisher may nominate no more than two carrier boats at any one time. Notification of boat name must be provided to the person or agency responsible for conducting quota monitoring operations.

13. Where the fisher transfers all or part of his catch to a carrier boat that portion of the catch must be accompanied by a South Australian Pilchard Fishery Log Book, completed as required by condition 16 of this notice.

14. The fisher must notify the person nominated for quota monitoring, by telephone, of the intended place of any unloading and the estimated weight of the catch at least one hour prior to the unloading taking place.

15. The fisher must provide the person nominated for quota monitoring with reasonable access to boats and vehicles for the purpose of enabling inspection of the catch and any record relating to the South Australian Pilchard Fishery Log Book required to be completed under this notice.

16. The fisher must complete the South Australian Pilchard Fishery Log Book as described below:

(a) Unloading to a shore based processing plant:

- (i) The fisher shall complete all columns of the South Australian Pilchard Fishery Log Book **up to** but not including the column titled **PILCHARD TONNAGE CAUGHT**.

The fish can then be dispatched to the shore based processing plant. It is the responsibility of the fisher to make certain that all fish are accurately weighed within 24 hours of the consignment to the processor:

- (ii) The fisher shall upon being notified by the processor of the total weight of fish unloaded complete the columns headed, **PILCHARD TONNAGE CAUGHT, OTHER SPECIES, TONNAGE CAUGHT (This refers to other species) and REMARKS**.

For any unloading, if fishing has taken place on more than one day then this should be noted and the verified weight split as close as possible to reflect the actual quantities taken on each day of fishing.

(b) Unloading at sea or direct to a tuna cage:

The fisher shall complete all columns of the South Australian Pilchard Fishery Log Book immediately after capture and include an **estimated** tonnage in the column marked **PILCHARD TONNAGE CAUGHT**. The estimated tonnage should be based on a recorded number of boxes of a certain capacity (weight) filled.

17. The fisher then shall either by **facsimile or in person** deliver the completed (South Australian Pilchard Fishery Log Book) form to the person nominated for quota monitoring within **48 hours** of the unloading.

18. The fisher must provide regular samples of the permitted species for research analysis and assist in any other South Australian Research and Development Institute (SARDI) sponsored pilchard fishery research program as required by the Chief Scientist, Aquatic Sciences, SARDI.

19. The fisher must complete a monthly return within 14 days of the end of the previous month and forward it to SARDI. This return must be completed regardless of whether the fisher took fish or not, i.e. nil returns are required.

20. While engaged in the permitted activity the fisher must:

- (a) have in his possession the copy of this notice with which the Director of Fisheries has supplied him; and
(b) produce that notice to a Fisheries Officer forthwith, if and when a Fisheries Officer requests him to produce it.

21. The fisher shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under that Act, except where specifically exempted by this notice.

SCHEDULE 2

In waters described as **Area A**: one purse seine net having a maximum length of 600 m, a maximum depth of 100 m and a mesh size of between 16 mm and 20 mm.

In waters described as **Area B**: one purse seine net having a mesh size of between 16 mm and 20 mm.

SCHEDULE 3

For the purposes of this notice, **Area A** is defined as:

Coastal waters within 3 nautical miles of high water mark or within 3 nautical miles to seaward of the base lines and bay closure lines described in Table 1.

For the purposes of this notice, **Area B** is defined as:

Coastal waters more than 3 nautical miles to seaward of high water mark or more than 3 nautical miles to seaward of the base lines and bay closure lines described in Table 1.

Dated 31 May 1999.

D. MACKIE, Manager, Legislation and Policy

TABLE 1
Base Lines and Bay Closure Lines of South Australia

Location	From			to Location	
<i>Base Lines</i>					
Newland Head	35°38.68'S	138°31.32'E	to	35°45.63'S	138°18.17'E The Pages
	35°45.63'S	138°18.17'E	to	35°46.65'S	138°17.57'E
	35°46.88'S	138°17.43'E	to	35°47.10'S	138°17.33'E
The Pages	35°47.25'S	138°17.15'E	to	35°50.70'S	138°07.95'E Cape Willoughby
Vennachar Point	35°53.25'S	136°31.97'E	to	34°57.20'S	135°37.37'E Cape Carnot
	34°57.20'S	135°37.37'E	to	34°56.90'S	135°37.40'E
Pt Westall	32°54.38'S	134°03.53'E	to	32°43.60'S	133°57.77'E Olives Island
Olives Island	32°43.60'S	133°57.77'E	to	32°35.18'S	133°17.07'E Fenelon Island
Fenelon Island	32°34.92'S	133°16.73'E	to	32°33.80'S	133°16.58'E Masillon Island
Masillon Island	32°33.80'S	133°16.58'E	to	32°30.90'S	133°15.03'E West Island
West Island	32°30.47'S	133°14.87'E	to	32°13.52'S	133°06.62'E Island 1 mile SW Pt Bell
	32°13.52'S	133°06.62'E	to	32°08.75'S	132°59.32'E Sinclair Island
Sinclair Island	32°08.67'S	132°59.28'E	to	32°07.62'S	132°58.72'E
	32°07.62'S	132°58.72'E	to	32°01.87'S	132°28.27'E Point Fowler
Anxious Bay	33°12.05'S	134°19.63'E	to	33°35.68'S	134°45.05'E
	33°35.83'S	134°45.90'E	to	33°35.98'S	134°46.50'E
	33°36.72'S	134°48.33'E	to	33°37.47'S	134°49.67'E
Encounter Bay	35°35.80'S	138°36.10'E	to	35°35.80'S	138°57.40'E
Lacepede Bay	36°35.80'S	139°50.00'E	to	36°56.60'S	139°40.40'E
Rivoli Bay	37°34.02'S	140°06.33'E	to	37°30.05'S	140°00.80'E
	37°29.95'S	140°00.68'E	to	37°29.87'S	140°00.63'E
<i>Bay Closure Lines</i>					
Coffin Bay	34°09.07'S	135°14.39'E	to	34°25.86'S	135°12.41'E
Avoid Bay	34°35.49'S	135°06.75'E	to	34°41.78'S	135°19.65'E

FISHERIES ACT 1982: SECTION 59

TAKE notice that, pursuant to section 59 of the Fisheries Act 1982, Brendan Sheehy, 25 Highview Drive, Port Lincoln, S.A. 5606, or his nominated replacement approved by the Director of Fisheries (hereinafter referred to as the 'fisher') is exempt from section 41 of the Fisheries Act 1982, subject to the conditions contained in Schedule 1, in that they shall not be guilty of an offence when using a fine mesh purse seine net as described in Schedule 2 for the taking of pilchards (*Sardinops neopilchardus*) and other species within the Families Clupeidae and Engraulididae (hereinafter referred to as the 'permitted species') for the purpose of trade or business in marine waters of South Australia as described in Schedule 3 as Area A and Area B (hereinafter referred to as the 'permitted activity').

SCHEDULE 1

1. The fisher may engage in the permitted activity from the date of gazettal of this notice until 30 June 1999, or until revoked by the Director of Fisheries.

2. This exemption is valid only in respect of the fishing vessel *Stafanie* (hereinafter referred to as the 'permitted boat') registered on the fisher's Marine Scalefish Fishery Licence No. M274.

3. The fisher must be on board the permitted boat at all times while the boat is being used for the purpose of engaging in the permitted activity.

4. Whilst using a nominated master to take pilchards pursuant to this notice, no other fishing activity shall be undertaken by the licence holder pursuant to Marine Scalefish Fishery Licence No. M274.

5. Whilst engaged in the permitted activity the fisher shall not use any of the devices registered on the fisher's Marine Scalefish Fishery Licence.

6. The fisher must not take or be in possession of any other species of fish, other than the permitted species, while engaging in the permitted activity.

7. Any fish, which are not permitted species, taken as by-catch by the fisher during the permitted activity must be immediately returned to the water.

8. The fisher shall not, during the period 1 January 1999 to 30 June 1999, take a quantity of permitted species which exceeds his quota of 27 units at 7.712 tonnes per unit (which is equal to 208.22 tonnes).

9. The fisher may with the prior approval of the Director of Fisheries transfer uncaught units of quota during the period of this notice.

10. Fish taken pursuant to this notice as the result of a transfer of quota must be taken in the area as described (and disposed of as described) in the permit conditions of the holder of the initial allocation.

11. The fisher may transfer catch taken pursuant to this notice to a carrier boat at sea subject to nominating the boats in advance.

12. The fisher may nominate no more than two carrier boats at any one time. Notification of boat name must be provided to the person or agency responsible for conducting quota monitoring operations.

13. Where the fisher transfers all or part of his catch to a carrier boat that portion of the catch must be accompanied by a South Australian Pilchard Fishery Log Book, completed as required by condition 16 of this notice.

14. The fisher must notify the person nominated for quota monitoring, by telephone, of the intended place of any unloading and the estimated weight of the catch at least one hour prior to the unloading taking place.

15. The fisher must provide the person nominated for quota monitoring with reasonable access to boats and vehicles for the purpose of enabling inspection of the catch and any record relating to the South Australian Pilchard Fishery Log Book required to be completed under this notice.

16. The fisher must complete the South Australian Pilchard Fishery Log Book as described below:

(a) Unloading at a shore based processing plant:

- (i) The fisher shall complete all columns of the South Australian Pilchard Fishery Log Book **up to but**

not including the column titled **PILCHARD TONNAGE CAUGHT**.

The fish can then be dispatched to the shore based processing plant. It is the responsibility of the fisher to make certain that all fish are accurately weighed within 24 hours of the consignment to the processor:

(ii) The fisher shall upon being notified by the processor of the total weight of fish unloaded complete the columns headed, **PILCHARD TONNAGE CAUGHT, OTHER SPECIES, TONNAGE CAUGHT (This refers to other species) and REMARKS**.

For any unloading, if fishing has taken place on more than one day then this should be noted and the verified weight split as close as possible to reflect the actual quantities taken on each day of fishing.

(b) Unloading at sea or direct to a tuna cage:

The fisher shall complete all columns of the South Australian Pilchard Fishery Log Book immediately after capture and include an **estimated** tonnage in the column marked **PILCHARD TONNAGE CAUGHT**. The estimated tonnage should be based on a recorded number of boxes of a certain capacity (weight) filled.

17. The fisher then shall either by **facsimile or in person** deliver the completed (South Australian Pilchard Fishery Log Book) form to the person nominated for quota monitoring within **48 hours** of the unloading.

18. The fisher must provide regular samples of the permitted species for research analysis and assist in any other South Australian Research and Development Institute (SARDI) sponsored pilchard fishery research program as required by the Chief Scientist, Aquatic Sciences, SARDI.

19. The fisher must complete a monthly return within 14 days of the end of the previous month and forward it to SARDI. This return must be completed regardless of whether the fisher took fish or not, i.e. nil returns are required.

20. While engaged in the permitted activity the fisher must:

- (a) have in his possession the copy of this notice with which the Director of Fisheries has supplied him; and
(b) produce that notice to a Fisheries Officer forthwith, if and when a Fisheries Officer requests him to produce it.

21. The fisher shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under that Act, except where specifically exempted by this notice.

SCHEDULE 2

In waters described as **Area A**: one purse seine net having a maximum length of 600 m, a maximum depth of 100 m and a mesh size of between 16 mm and 20 mm.

In waters described as **Area B**: one purse seine net having a mesh size of between 16 mm and 20 mm.

SCHEDULE 3

For the purposes of this notice, **Area A** is defined as:

Coastal waters within 3 nautical miles of high water mark or within 3 nautical miles to seaward of the base lines and bay closure lines described in Table 1.

For the purposes of this notice, **Area B** is defined as:

Coastal waters more than 3 nautical miles to seaward of high water mark or more than 3 nautical miles to seaward of the base lines and bay closure lines described in Table 1.

Dated 31 May 1999.

D. MACKIE, Manager, Legislation and Policy

TABLE 1
Base Lines and Bay Closure Lines of South Australia

Location	From		to	Location
<i>Base Lines</i>				
Newland Head	35°38.68'S	138°31.32'E	to	35°45.63'S 138°18.17'E The Pages
	35°45.63'S	138°18.17'E	to	35°46.65'S 138°17.57'E
	35°46.88'S	138°17.43'E	to	35°47.10'S 138°17.33'E
The Pages	35°47.25'S	138°17.15'E	to	35°50.70'S 138°07.95'E Cape Willoughby
Vennachar Point	35°53.25'S	136°31.97'E	to	34°57.20'S 135°37.37'E Cape Carnot
	34°57.20'S	135°37.37'E	to	34°56.90'S 135°37.40'E
Pt Westall	32°54.38'S	134°03.53'E	to	32°43.60'S 133°57.77'E Olives Island
Olives Island	32°43.60'S	133°57.77'E	to	32°35.18'S 133°17.07'E Fenelon Island
Fenelon Island	32°34.92'S	133°16.73'E	to	32°33.80'S 133°16.58'E Masillon Island
Masillon Island	32°33.80'S	133°16.58'E	to	32°30.90'S 133°15.03'E West Island
West Island	32°30.47'S	133°14.87'E	to	32°13.52'S 133°06.62'E Island 1 mile SW Pt Bell
	32°13.52'S	133°06.62'E	to	32°08.75'S 132°59.32'E Sinclair Island
Sinclair Island	32°08.67'S	132°59.28'E	to	32°07.62'S 132°58.72'E
	32°07.62'S	132°58.72'E	to	32°01.87'S 132°28.27'E Point Fowler
Anxious Bay	33°12.05'S	134°19.63'E	to	33°35.68'S 134°45.05'E
	33°35.83'S	134°45.90'E	to	33°35.98'S 134°46.50'E
	33°36.72'S	134°48.33'E	to	33°37.47'S 134°49.67'E
Encounter Bay	35°35.80'S	138°36.10'E	to	35°35.80'S 138°57.40'E
Lacepede Bay	36°35.80'S	139°50.00'E	to	36°56.60'S 139°40.40'E
Rivoli Bay	37°34.02'S	140°06.33'E	to	37°30.05'S 140°00.80'E
	37°29.95'S	140°00.68'E	to	37°29.87'S 140°00.63'E
<i>Bay Closure Lines</i>				
Coffin Bay	34°09.07'S	135°14.39'E	to	34°25.86'S 135°12.41'E
Avoid Bay	34°35.49'S	135°06.75'E	to	34°41.78'S 135°19.65'E

FISHERIES ACT 1982: SECTION 59

TAKE notice that, pursuant to section 59 of the Fisheries Act 1982, Jim Makris, 10 Fisher Place, West Lakes, S.A. 5021, or his nominated replacement approved by the Director of Fisheries (hereinafter referred to as the 'fisher') is exempt from section 41 of the Fisheries Act 1982, subject to the conditions contained in Schedule 1, in that they shall not be guilty of an offence when using a fine mesh purse seine net as described in Schedule 2 for the taking of pilchards (*Sardinops neopilchardus*) and other species within the Families Clupeidae and Engraulididae (hereinafter referred to as the 'permitted species') for the purpose of trade or business in marine waters of South Australia as described in Schedule 3 as Area A and Area B (hereinafter referred to as the 'permitted activity').

SCHEDULE 1

1. The fisher may engage in the permitted activity from the date of gazettal of this notice until 30 June 1999, or until revoked by the Director of Fisheries.

2. This exemption is valid only in respect of the fishing vessel *Maria Louisa* (hereinafter referred to as the 'permitted boat') registered on the fisher's Marine Scalefish Fishery Licence No. M285.

3. The fisher must be on board the permitted boat at all times while the boat is being used for the purpose of engaging in the permitted activity.

4. Whilst using a nominated master to take pilchards pursuant to this notice, no other fishing activity shall be undertaken by the licence holder pursuant to Marine Scalefish Fishery Licence No. M285.

5. Whilst engaged in the permitted activity the fisher shall not use any of the devices registered on the fisher's Marine Scalefish Fishery Licence.

6. The fisher must not take or be in possession of any other species of fish, other than the permitted species, while engaging in the permitted activity.

7. Any fish, which are not permitted species, taken as by-catch by the fisher during the permitted activity must be immediately returned to the water.

8. The fisher shall not, during the period 1 January 1999 to 30 June 1999, take a quantity of permitted species which exceeds his quota of 43.45 units at 7.712 tonnes per unit (which is equal to 335.09 tonnes).

9. The fisher may with the prior approval of the Director of Fisheries transfer uncaught units of quota during the period of this notice.

10. Fish taken pursuant to this notice as the result of a transfer of quota must be taken in the area as described (and disposed of as described) in the permit conditions of the holder of the initial allocation.

11. The fisher may transfer catch taken pursuant to this notice to a carrier boat at sea subject to nominating the boats in advance.

12. The fisher may nominate no more than two carrier boats at any one time. Notification of boat name must be provided to the person or agency responsible for conducting quota monitoring operations.

13. Where the fisher transfers all or part of his catch to a carrier boat that portion of the catch must be accompanied by a South Australian Pilchard Fishery Log Book, completed as required by condition 16 of this notice.

14. The fisher must notify the person nominated for quota monitoring, by telephone, of the intended place of any unloading and the estimated weight of the catch at least one hour prior to the unloading taking place.

15. The fisher must provide the person nominated for quota monitoring with reasonable access to boats and vehicles for the purpose of enabling inspection of the catch and any record relating to the South Australian Pilchard Fishery Log Book required to be completed under this notice.

16. The fisher must complete the South Australian Pilchard Fishery Log Book as described below:

(a) Unloading to a shore based processing plant:

- (i) The fisher shall complete all columns of the South Australian Pilchard Fishery Log Book **up to but not including** the column titled **PILCHARD TONNAGE CAUGHT**.

The fish can then be dispatched to the shore based processing plant. It is the responsibility of the fisher to make certain that all fish are accurately weighed within 24 hours of the consignment to the processor:

- (ii) The fisher shall upon being notified by the processor of the total weight of fish unloaded complete the columns headed, **PILCHARD TONNAGE CAUGHT, OTHER SPECIES, TONNAGE CAUGHT (This refers to other species) and REMARKS**.

For any unloading, if fishing has taken place on more than one day then this should be noted and the verified weight split as close as possible to reflect the actual quantities taken on each day of fishing.

(b) Unloading at sea or direct to a tuna cage:

The fisher shall complete all columns of the South Australian Pilchard Fishery Log Book immediately after capture and include an **estimated** tonnage in the column marked **PILCHARD TONNAGE CAUGHT**. The estimated tonnage should be based on a recorded number of boxes of a certain capacity (weight) filled.

17. The fisher then shall either by **facsimile or in person** deliver the completed (South Australian Pilchard Fishery Log Book) form to the person nominated for quota monitoring within **48 hours** of the unloading.

18. The fisher must provide regular samples of the permitted species for research analysis and assist in any other South Australian Research and Development Institute (SARDI) sponsored pilchard fishery research program as required by the Chief Scientist, Aquatic Sciences, SARDI.

19. The fisher must complete a monthly return within 14 days of the end of the previous month and forward it to SARDI. This return must be completed regardless of whether the fisher took fish or not, i.e. nil returns are required.

20. While engaged in the permitted activity the fisher must:

- (a) have in his possession the copy of this notice with which the Director of Fisheries has supplied him; and
- (b) produce that notice to a Fisheries Officer forthwith, if and when a Fisheries Officer requests him to produce it.

21. The fisher shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under that Act, except where specifically exempted by this notice.

SCHEDULE 2

In waters described as **Area A**: one purse seine net having a maximum length of 600 m, a maximum depth of 100 m and a mesh size of between 16 mm and 20 mm.

In waters described as **Area B**: one purse seine net having a mesh size of between 16 mm and 20 mm.

SCHEDULE 3

For the purposes of this notice, **Area A** is defined as:

Coastal waters within 3 nautical miles of high water mark or within 3 nautical miles to seaward of the base lines and bay closure lines described in Table 1.

For the purposes of this notice, **Area B** is defined as:

Coastal waters more than 3 nautical miles to seaward of high water mark or more than 3 nautical miles to seaward of the base lines and bay closure lines described in Table 1.

Dated 31 May 1999.

D. MACKIE, Manager, Legislation and Policy

TABLE 1
Base Lines and Bay Closure Lines of South Australia

Location	From		to	Location
<i>Base Lines</i>				
Newland Head	35°38.68'S	138°31.32'E	to	35°45.63'S 138°18.17'E The Pages
	35°45.63'S	138°18.17'E	to	35°46.65'S 138°17.57'E
	35°46.88'S	138°17.43'E	to	35°47.10'S 138°17.33'E
The Pages	35°47.25'S	138°17.15'E	to	35°50.70'S 138°07.95'E Cape Willoughby
Vennachar Point	35°53.25'S	136°31.97'E	to	34°57.20'S 135°37.37'E Cape Carnot
	34°57.20'S	135°37.37'E	to	34°56.90'S 135°37.40'E
Pt Westall	32°54.38'S	134°03.53'E	to	32°43.60'S 133°57.77'E Olives Island
Olives Island	32°43.60'S	133°57.77'E	to	32°35.18'S 133°17.07'E Fenelon Island
Fenelon Island	32°34.92'S	133°16.73'E	to	32°33.80'S 133°16.58'E Masillon Island
Masillon Island	32°33.80'S	133°16.58'E	to	32°30.90'S 133°15.03'E West Island
West Island	32°30.47'S	133°14.87'E	to	32°13.52'S 133°06.62'E Island 1 mile SW Pt Bell
	32°13.52'S	133°06.62'E	to	32°08.75'S 132°59.32'E Sinclair Island
Sinclair Island	32°08.67'S	132°59.28'E	to	32°07.62'S 132°58.72'E
	32°07.62'S	132°58.72'E	to	32°01.87'S 132°28.27'E Point Fowler
Anxious Bay	33°12.05'S	134°19.63'E	to	33°35.68'S 134°45.05'E
	33°35.83'S	134°45.90'E	to	33°35.98'S 134°46.50'E
	33°36.72'S	134°48.33'E	to	33°37.47'S 134°49.67'E
Encounter Bay	35°35.80'S	138°36.10'E	to	35°35.80'S 138°57.40'E
Lacepede Bay	36°35.80'S	139°50.00'E	to	36°56.60'S 139°40.40'E
Rivoli Bay	37°34.02'S	140°06.33'E	to	37°30.05'S 140°00.80'E
	37°29.95'S	140°00.68'E	to	37°29.87'S 140°00.63'E
<i>Bay Closure Lines</i>				
Coffin Bay	34°09.07'S	135°14.39'E	to	34°25.86'S 135°12.41'E
Avoid Bay	34°35.49'S	135°06.75'E	to	34°41.78'S 135°19.65'E

FISHERIES ACT 1982: SECTION 59

TAKE notice that, pursuant to section 59 of the Fisheries Act 1982, Tony Lukin, P.O. Box 603, Port Lincoln, S.A. 5606, or his nominated replacement approved by the Director of Fisheries (hereinafter referred to as the 'fisher') is exempt from section 41 of the Fisheries Act 1982, subject to the conditions contained in Schedule 1, in that they shall not be guilty of an offence when using a fine mesh purse seine net as described in Schedule 2 for the taking of pilchards (*Sardinops neopilchardus*) and other species within the Families Clupeidae and Engraulididae (hereinafter referred to as the 'permitted species') for the purpose of trade or business in marine waters of South Australia as described in Schedule 3 as Area A and Area B (hereinafter referred to as the 'permitted activity').

SCHEDULE 1

1. The fisher may engage in the permitted activity from the date of gazettal of this notice until 30 June 1999, or until revoked by the Director of Fisheries.

2. This exemption is valid only in respect of the fishing vessel *Karie* (hereinafter referred to as the 'permitted boat') registered on the fisher's Marine Scalefish Fishery Licence No. M273.

3. The fisher must be on board the permitted boat at all times while the boat is being used for the purpose of engaging in the permitted activity.

4. Whilst using a nominated master to take pilchards pursuant to this notice, no other fishing activity shall be undertaken by the licence holder pursuant to Marine Scalefish Fishery Licence No. M273.

5. Whilst engaged in the permitted activity the fisher shall not use any of the devices registered on the fisher's Marine Scalefish Fishery Licence.

6. The fisher must not take or be in possession of any other species of fish, other than the permitted species, while engaging in the permitted activity.

7. Any fish, which are not permitted species, taken as by-catch by the fisher during the permitted activity must be immediately returned to the water.

8. The fisher shall not, during the period 1 January 1999 to 30 June 1999, take a quantity of permitted species which exceeds his quota of 43.45 units at 7.712 tonnes per unit (which is equal to 335.09 tonnes).

9. The fisher may with the prior approval of the Director of Fisheries transfer uncaught units of quota during the period of this notice.

10. Fish taken pursuant to this notice as the result of a transfer of quota must be taken in the area as described (and disposed of as described) in the permit conditions of the holder of the initial allocation.

11. The fisher may transfer catch taken pursuant to this notice to a carrier boat at sea subject to nominating the boats in advance.

12. The fisher may nominate no more than two carrier boats at any one time. Notification of boat name must be provided to the person or agency responsible for conducting quota monitoring operations.

13. Where the fisher transfers all or part of his catch to a carrier boat that portion of the catch must be accompanied by a South Australian Pilchard Fishery Log Book, completed as required by condition 16 of this notice.

14. The fisher must notify the person nominated for quota monitoring, by telephone, of the intended place of any unloading and the estimated weight of the catch at least one hour prior to the unloading taking place.

15. The fisher must provide the person nominated for quota monitoring with reasonable access to boats and vehicles for the purpose of enabling inspection of the catch and any record relating to the South Australian Pilchard Fishery Log Book required to be completed under this notice.

16. The fisher must complete the South Australian Pilchard Fishery Log Book as described below:

(a) Unloading to a shore based processing plant:

- (i) The fisher shall complete all columns of the South Australian Pilchard Fishery Log Book **up to** but not including the column titled **PILCHARD TONNAGE CAUGHT**.

The fish can then be dispatched to the shore based processing plant. It is the responsibility of the fisher to make certain that all fish are accurately weighed within 24 hours of the consignment to the processor:

- (ii) The fisher shall upon being notified by the processor of the total weight of fish unloaded complete the columns headed, **PILCHARD TONNAGE CAUGHT, OTHER SPECIES, TONNAGE CAUGHT (This refers to other species) and REMARKS**.

For any unloading, if fishing has taken place on more than one day then this should be noted and the verified weight split as close as possible to reflect the actual quantities taken on each day of fishing.

(b) Unloading at sea or direct to a tuna cage:

The fisher shall complete all columns of the South Australian Pilchard Fishery Log Book immediately after capture and include an **estimated** tonnage in the column marked **PILCHARD TONNAGE CAUGHT**. The estimated tonnage should be based on a recorded number of boxes of a certain capacity (weight) filled.

17. The fisher then shall either by **facsimile or in person** deliver the completed (South Australian Pilchard Fishery Log Book) form to the person nominated for quota monitoring within **48 hours** of the unloading.

18. The fisher must provide regular samples of the permitted species for research analysis and assist in any other South Australian Research and Development Institute (SARDI) sponsored pilchard fishery research program as required by the Chief Scientist, Aquatic Sciences, SARDI.

19. The fisher must complete a monthly return within 14 days of the end of the previous month and forward it to SARDI. This return must be completed regardless of whether the fisher took fish or not, i.e. nil returns are required.

20. While engaged in the permitted activity the fisher must:

- (a) have in his possession the copy of this notice with which the Director of Fisheries has supplied him; and
(b) produce that notice to a Fisheries Officer forthwith, if and when a Fisheries Officer requests him to produce it.

21. The fisher shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under that Act, except where specifically exempted by this notice.

SCHEDULE 2

In waters described as **Area A**: one purse seine net having a maximum length of 600 m, a maximum depth of 100 m and a mesh size of between 16 mm and 20 mm.

In waters described as **Area B**: one purse seine net having a mesh size of between 16 mm and 20 mm.

SCHEDULE 3

For the purposes of this notice, **Area A** is defined as:

Coastal waters within 3 nautical miles of high water mark or within 3 nautical miles to seaward of the base lines and bay closure lines described in Table 1.

For the purposes of this notice, **Area B** is defined as:

Coastal waters more than 3 nautical miles to seaward of high water mark or more than 3 nautical miles to seaward of the base lines and bay closure lines described in Table 1.

Dated 31 May 1999.

D. MACKIE, Manager, Legislation and Policy

TABLE 1
Base Lines and Bay Closure Lines of South Australia

Location	From		to	to Location		
<i>Base Lines</i>						
Newland Head	35°38.68'S	138°31.32'E	to	35°45.63'S	138°18.17'E	The Pages
	35°45.63'S	138°18.17'E	to	35°46.65'S	138°17.57'E	
	35°46.88'S	138°17.43'E	to	35°47.10'S	138°17.33'E	
The Pages	35°47.25'S	138°17.15'E	to	35°50.70'S	138°07.95'E	Cape Willoughby
Vennachar Point	35°53.25'S	136°31.97'E	to	34°57.20'S	135°37.37'E	Cape Carnot
	34°57.20'S	135°37.37'E	to	34°56.90'S	135°37.40'E	
Pt Westall	32°54.38'S	134°03.53'E	to	32°43.60'S	133°57.77'E	Olives Island
Olives Island	32°43.60'S	133°57.77'E	to	32°35.18'S	133°17.07'E	Fenelon Island
Fenelon Island	32°34.92'S	133°16.73'E	to	32°33.80'S	133°16.58'E	Masillon Island
Masillon Island	32°33.80'S	133°16.58'E	to	32°30.90'S	133°15.03'E	West Island
West Island	32°30.47'S	133°14.87'E	to	32°13.52'S	133°06.62'E	Island 1 mile SW Pt Bell
	32°13.52'S	133°06.62'E	to	32°08.75'S	132°59.32'E	
Sinclair Island	32°08.67'S	132°59.28'E	to	32°07.62'S	132°58.72'E	Sinclair Island
	32°07.62'S	132°58.72'E	to	32°01.87'S	132°28.27'E	
Anxious Bay	33°12.05'S	134°19.63'E	to	33°35.68'S	134°45.05'E	Point Fowler
	33°35.83'S	134°45.90'E	to	33°35.98'S	134°46.50'E	
	33°36.72'S	134°48.33'E	to	33°37.47'S	134°49.67'E	
Encounter Bay	35°35.80'S	138°36.10'E	to	35°35.80'S	138°57.40'E	
Lacepede Bay	36°35.80'S	139°50.00'E	to	36°56.60'S	139°40.40'E	
Rivoli Bay	37°34.02'S	140°06.33'E	to	37°30.05'S	140°00.80'E	
	37°29.95'S	140°00.68'E	to	37°29.87'S	140°00.63'E	
<i>Bay Closure Lines</i>						
Coffin Bay	34°09.07'S	135°14.39'E	to	34°25.86'S	135°12.41'E	
Avoid Bay	34°35.49'S	135°06.75'E	to	34°41.78'S	135°19.65'E	

FISHERIES ACT 1982: SECTION 59

TAKE notice that, pursuant to section 59 of the Fisheries Act 1982, Stan Lukin, 62 Lincoln Highway, Port Lincoln, S.A. 5606, or his nominated replacement approved by the Director of Fisheries (hereinafter referred to as the 'fisher') is exempt from section 41 of the Fisheries Act 1982, subject to the conditions contained in Schedule 1, in that they shall not be guilty of an offence when using a fine mesh purse seine net as described in Schedule 2 for the taking of pilchards (*Sardinops neopilchardus*) and other species within the Families Clupeidae and Engraulididae (hereinafter referred to as the 'permitted species') for the purpose of trade or business in marine waters of South Australia as described in Schedule 3 as Area A and Area B (hereinafter referred to as the 'permitted activity').

SCHEDULE 1

1. The fisher may engage in the permitted activity from the date of gazettal of this notice until 30 June 1999, or until revoked by the Director of Fisheries.

2. This exemption is valid only in respect of the fishing vessel *Aislinn* (hereinafter referred to as the 'permitted boat') registered on the fisher's Marine Scalefish Fishery Licence No. M255.

3. The fisher must be on board the permitted boat at all times while the boat is being used for the purpose of engaging in the permitted activity.

4. Whilst using a nominated master to take pilchards pursuant to this notice, no other fishing activity shall be undertaken by the licence holder pursuant to Marine Scalefish Fishery Licence No. M255.

5. Whilst engaged in the permitted activity the fisher shall not use any of the devices registered on the fisher's Marine Scalefish Fishery Licence.

6. The fisher must not take or be in possession of any other species of fish, other than the permitted species, while engaging in the permitted activity.

7. Any fish, which are not permitted species, taken as by-catch by the fisher during the permitted activity must be immediately returned to the water.

8. The fisher shall not, during the period 1 January 1999 to 30 June 1999, take a quantity of permitted species which exceeds his quota of 15.56 units at 7.712 tonnes per unit (which is equal to 120 tonnes).

9. The fisher may with the prior approval of the Director of Fisheries transfer uncaught units of quota during the period of this notice.

10. Fish taken pursuant to this notice as the result of a transfer of quota must be taken in the area as described (and disposed of as described) in the permit conditions of the holder of the initial allocation.

11. The fisher may transfer catch taken pursuant to this notice to a carrier boat at sea subject to nominating the boats in advance.

12. The fisher may nominate no more than two carrier boats at any one time. Notification of boat name must be provided to the person or agency responsible for conducting quota monitoring operations.

13. Where the fisher transfers all or part of his catch to a carrier boat that portion of the catch must be accompanied by a South Australian Pilchard Fishery Log Book, completed as required by condition 16 of this notice.

14. The fisher must notify the person nominated for quota monitoring, by telephone, of the intended place of any unloading and the estimated weight of the catch at least one hour prior to the unloading taking place.

15. The fisher must provide the person nominated for quota monitoring with reasonable access to boats and vehicles for the purpose of enabling inspection of the catch and any record relating to the South Australian Pilchard Fishery Log Book required to be completed under this notice.

16. The fisher must complete the South Australian Pilchard Fishery Log Book as described below:

(a) Unloading to a shore based processing plant:

- (i) The fisher shall complete all columns of the South Australian Pilchard Fishery Log Book **up to** but not including the column titled **PILCHARD TONNAGE CAUGHT**.

The fish can then be dispatched to the shore based processing plant. It is the responsibility of the fisher to make certain that all fish are accurately weighed within 24 hours of the consignment to the processor:

- (ii) The fisher shall upon being notified by the processor of the total weight of fish unloaded complete the columns headed, **PILCHARD TONNAGE CAUGHT, OTHER SPECIES, TONNAGE CAUGHT (This refers to other species) and REMARKS.**

For any unloading, if fishing has taken place on more than one day then this should be noted and the verified weight split as close as possible to reflect the actual quantities taken on each day of fishing.

(b) Unloading at sea or direct to a tuna cage:

The fisher shall complete all columns of the South Australian Pilchard Fishery Log Book immediately after capture and include an **estimated** tonnage in the column marked **PILCHARD TONNAGE CAUGHT**. The estimated tonnage should be based on a recorded number of boxes of a certain capacity (weight) filled.

17. The fisher then shall either by **facsimile or in person** deliver the completed (South Australian Pilchard Fishery Log Book) form to the person nominated for quota monitoring within **48 hours** of the unloading.

18. The fisher must provide regular samples of the permitted species for research analysis and assist in any other South Australian Research and Development Institute (SARDI) sponsored pilchard fishery research program as required by the Chief Scientist, Aquatic Sciences, SARDI.

19. The fisher must complete a monthly return within 14 days of the end of the previous month and forward it to SARDI. This return must be completed regardless of whether the fisher took fish or not, i.e. nil returns are required.

20. While engaged in the permitted activity the fisher must:

- (a) have in his possession the copy of this notice with which the Director of Fisheries has supplied him; and
(b) produce that notice to a Fisheries Officer forthwith, if and when a Fisheries Officer requests him to produce it.

21. The fisher shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under that Act, except where specifically exempted by this notice.

SCHEDULE 2

In waters described as **Area A**: one purse seine net having a maximum length of 600 m, a maximum depth of 100 m and a mesh size of between 16 mm and 20 mm.

In waters described as **Area B**: one purse seine net having a mesh size of between 16 mm and 20 mm.

SCHEDULE 3

For the purposes of this notice, **Area A** is defined as:

Coastal waters within 3 nautical miles of high water mark or within 3 nautical miles to seaward of the base lines and bay closure lines described in Table 1.

For the purposes of this notice, **Area B** is defined as:

Coastal waters more than 3 nautical miles to seaward of high water mark or more than 3 nautical miles to seaward of the base lines and bay closure lines described in Table 1.

Dated 31 May 1999.

D. MACKIE, Manager, Legislation and Policy

TABLE 1
Base Lines and Bay Closure Lines of South Australia

Location	From		to Location
<i>Base Lines</i>			
Newland Head	35°38.68'S	138°31.32'E	to 35°45.63'S 138°18.17'E The Pages
	35°45.63'S	138°18.17'E	to 35°46.65'S 138°17.57'E
	35°46.88'S	138°17.43'E	to 35°47.10'S 138°17.33'E
The Pages	35°47.25'S	138°17.15'E	to 35°50.70'S 138°07.95'E Cape Willoughby
Vennachar Point	35°53.25'S	136°31.97'E	to 34°57.20'S 135°37.37'E Cape Carnot
	34°57.20'S	135°37.37'E	to 34°56.90'S 135°37.40'E
Pt Westall	32°54.38'S	134°03.53'E	to 32°43.60'S 133°57.77'E Olives Island
Olives Island	32°43.60'S	133°57.77'E	to 32°35.18'S 133°17.07'E Fenelon Island
Fenelon Island	32°34.92'S	133°16.73'E	to 32°33.80'S 133°16.58'E Masillon Island
Masillon Island	32°33.80'S	133°16.58'E	to 32°30.90'S 133°15.03'E West Island
West Island	32°30.47'S	133°14.87'E	to 32°13.52'S 133°06.62'E Island 1 mile SW Pt Bell
	32°13.52'S	133°06.62'E	to 32°08.75'S 132°59.32'E Sinclair Island
Sinclair Island	32°08.67'S	132°59.28'E	to 32°07.62'S 132°58.72'E
	32°07.62'S	132°58.72'E	to 32°01.87'S 132°28.27'E Point Fowler
Anxious Bay	33°12.05'S	134°19.63'E	to 33°35.68'S 134°45.05'E
	33°35.83'S	134°45.90'E	to 33°35.98'S 134°46.50'E
	33°36.72'S	134°48.33'E	to 33°37.47'S 134°49.67'E
Encounter Bay	35°35.80'S	138°36.10'E	to 35°35.80'S 138°57.40'E
Lacedpede Bay	36°35.80'S	139°50.00'E	to 36°56.60'S 139°40.40'E
Rivoli Bay	37°34.02'S	140°06.33'E	to 37°30.05'S 140°00.80'E
	37°29.95'S	140°00.68'E	to 37°29.87'S 140°00.63'E
<i>Bay Closure Lines</i>			
Coffin Bay	34°09.07'S	135°14.39'E	to 34°25.86'S 135°12.41'E
Avoid Bay	34°35.49'S	135°06.75'E	to 34°41.78'S 135°19.65'E

FISHERIES ACT 1982: SECTION 59

TAKE notice that, pursuant to section 59 of the Fisheries Act 1982, E. F. Hendry Pty Ltd, P.O. Box 1, Warooka, S.A. 5577, or his nominated replacement approved by the Director of Fisheries (hereinafter referred to as the 'fisher') is exempt from section 41 of the Fisheries Act 1982, subject to the conditions contained in Schedule 1, in that they shall not be guilty of an offence when using a fine mesh purse seine net as described in Schedule 2 for the taking of pilchards (*Sardinops neopilchardus*) and other species within the Families Clupeidae and Engraulididae (hereinafter referred to as the 'permitted species') for the purpose of trade or business in marine waters of South Australia as described in Schedule 3 as Area A and Area B (hereinafter referred to as the 'permitted activity').

SCHEDULE 1

1. The fisher may engage in the permitted activity from the date of gazettal of this notice until 30 June 1999, or until revoked by the Director of Fisheries.

2. This exemption is valid only in respect of the fishing vessel *Para Star* (hereinafter referred to as the 'permitted boat') registered on the fisher's Marine Scalefish Fishery Licence No. M210.

3. The fisher must be on board the permitted boat at all times while the boat is being used for the purpose of engaging in the permitted activity.

4. Whilst using a nominated master to take pilchards pursuant to this notice, no other fishing activity shall be undertaken by the licence holder pursuant to Marine Scalefish Fishery Licence No. M210.

5. Whilst engaged in the permitted activity the fisher shall not use any of the devices registered on the fisher's Marine Scalefish Fishery Licence.

6. The fisher must not take or be in possession of any other species of fish, other than the permitted species, while engaging in the permitted activity.

7. Any fish, which are not permitted species, taken as by-catch by the fisher during the permitted activity must be immediately returned to the water.

8. The fisher shall not, during the period 1 January 1999 to 30 June 1999, take a quantity of permitted species which exceeds his quota of 43.45 units at 7.712 tonnes per unit (which is equal to 335.09 tonnes).

9. The fisher may with the prior approval of the Director of Fisheries transfer uncaught units of quota during the period of this notice.

10. Fish taken pursuant to this notice as the result of a transfer of quota must be taken in the area as described (and disposed of as described) in the permit conditions of the holder of the initial allocation.

11. The fisher may transfer catch taken pursuant to this notice to a carrier boat at sea subject to nominating the boats in advance.

12. The fisher may nominate no more than two carrier boats at any one time. Notification of boat name must be provided to the person or agency responsible for conducting quota monitoring operations.

13. Where the fisher transfers all or part of his catch to a carrier boat that portion of the catch must be accompanied by a South Australian Pilchard Fishery Log Book, completed as required by condition 16 of this notice.

14. The fisher must notify the person nominated for quota monitoring, by telephone, of the intended place of any unloading and the estimated weight of the catch at least one hour prior to the unloading taking place.

15. The fisher must provide the person nominated for quota monitoring with reasonable access to boats and vehicles for the purpose of enabling inspection of the catch and any record relating to the South Australian Pilchard Fishery Log Book required to be completed under this notice.

16. The fisher must complete the South Australian Pilchard Fishery Log Book as described below:

(a) Unloading to a shore based processing plant:

- (i) The fisher shall complete all columns of the South Australian Pilchard Fishery Log Book **up to but**

not including the column titled **PILCHARD TONNAGE CAUGHT**.

The fish can then be dispatched to the shore based processing plant. It is the responsibility of the fisher to make certain that all fish are accurately weighed within 24 hours of the consignment to the processor:

- (ii) The fisher shall upon being notified by the processor of the total weight of fish unloaded complete the columns headed, **PILCHARD TONNAGE CAUGHT, OTHER SPECIES, TONNAGE CAUGHT (This refers to other species) and REMARKS**.

For any unloading, if fishing has taken place on more than one day then this should be noted and the verified weight split as close as possible to reflect the actual quantities taken on each day of fishing.

(b) Unloading at sea or direct to a tuna cage:

The fisher shall complete all columns of the South Australian Pilchard Fishery Log Book immediately after capture and include an **estimated** tonnage in the column marked **PILCHARD TONNAGE CAUGHT**. The estimated tonnage should be based on a recorded number of boxes of a certain capacity (weight) filled.

17. The fisher then shall either by **facsimile or in person** deliver the completed (South Australian Pilchard Fishery Log Book) form to the person nominated for quota monitoring within **48 hours** of the unloading.

18. The fisher must provide regular samples of the permitted species for research analysis and assist in any other South Australian Research and Development Institute (SARDI) sponsored pilchard fishery research program as required by the Chief Scientist, Aquatic Sciences, SARDI.

19. The fisher must complete a monthly return within 14 days of the end of the previous month and forward it to SARDI. This return must be completed regardless of whether the fisher took fish or not, i.e. nil returns are required.

20. While engaged in the permitted activity the fisher must:

- (a) have in his possession the copy of this notice with which the Director of Fisheries has supplied him; and
(b) produce that notice to a Fisheries Officer forthwith, if and when a Fisheries Officer requests him to produce it.

21. The fisher shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under that Act, except where specifically exempted by this notice.

SCHEDULE 2

In waters described as **Area A**: one purse seine net having a maximum length of 600 m, a maximum depth of 100 m and a mesh size of between 16 mm and 20 mm.

In waters described as **Area B**: one purse seine net having a mesh size of between 16 mm and 20 mm.

SCHEDULE 3

For the purposes of this notice, **Area A** is defined as:

Coastal waters within 3 nautical miles of high water mark or within 3 nautical miles to seaward of the base lines and bay closure lines described in Table 1.

For the purposes of this notice, **Area B** is defined as:

Coastal waters more than 3 nautical miles to seaward of high water mark or more than 3 nautical miles to seaward of the base lines and bay closure lines described in Table 1.

Dated 31 May 1999.

D. MACKIE, Manager, Legislation and Policy

TABLE 1
Base Lines and Bay Closure Lines of South Australia

Location	From		to	to Location		
<i>Base Lines</i>						
Newland Head	35°38.68'S	138°31.32'E	to	35°45.63'S	138°18.17'E	The Pages
	35°45.63'S	138°18.17'E	to	35°46.65'S	138°17.57'E	
	35°46.88'S	138°17.43'E	to	35°47.10'S	138°17.33'E	
The Pages	35°47.25'S	138°17.15'E	to	35°50.70'S	138°07.95'E	Cape Willoughby
Vennachar Point	35°53.25'S	136°31.97'E	to	34°57.20'S	135°37.37'E	Cape Carnot
	34°57.20'S	135°37.37'E	to	34°56.90'S	135°37.40'E	
Pt Westall	32°54.38'S	134°03.53'E	to	32°43.60'S	133°57.77'E	Olives Island
Olives Island	32°43.60'S	133°57.77'E	to	32°35.18'S	133°17.07'E	Fenelon Island
Fenelon Island	32°34.92'S	133°16.73'E	to	32°33.80'S	133°16.58'E	Masillon Island
Masillon Island	32°33.80'S	133°16.58'E	to	32°30.90'S	133°15.03'E	West Island
West Island	32°30.47'S	133°14.87'E	to	32°13.52'S	133°06.62'E	Island 1 mile SW Pt Bell
	32°13.52'S	133°06.62'E	to	32°08.75'S	132°59.32'E	Sinclair Island
Sinclair Island	32°08.67'S	132°59.28'E	to	32°07.62'S	132°58.72'E	
	32°07.62'S	132°58.72'E	to	32°01.87'S	132°28.27'E	Point Fowler
Anxious Bay	33°12.05'S	134°19.63'E	to	33°35.68'S	134°45.05'E	
	33°35.83'S	134°45.90'E	to	33°35.98'S	134°46.50'E	
	33°36.72'S	134°48.33'E	to	33°37.47'S	134°49.67'E	
Encounter Bay	35°35.80'S	138°36.10'E	to	35°35.80'S	138°57.40'E	
Lacepede Bay	36°35.80'S	139°50.00'E	to	36°56.60'S	139°40.40'E	
Rivoli Bay	37°34.02'S	140°06.33'E	to	37°30.05'S	140°00.80'E	
	37°29.95'S	140°00.68'E	to	37°29.87'S	140°00.63'E	
<i>Bay Closure Lines</i>						
Coffin Bay	34°09.07'S	135°14.39'E	to	34°25.86'S	135°12.41'E	
Avoid Bay	34°35.49'S	135°06.75'E	to	34°41.78'S	135°19.65'E	

FISHERIES ACT 1982: SECTION 59

TAKE notice that, pursuant to section 59 of the Fisheries Act 1982, Gary Feuerherdt, P.O. Box 712, Port Lincoln, S.A. 5606, or his nominated replacement approved by the Director of Fisheries (hereinafter referred to as the 'fisher') is exempt from section 41 of the Fisheries Act 1982, subject to the conditions contained in Schedule 1, in that they shall not be guilty of an offence when using a fine mesh purse seine net as described in Schedule 2 for the taking of pilchards (*Sardinops neopilchardus*) and other species within the Families Clupeidae and Engraulididae (hereinafter referred to as the 'permitted species') for the purpose of trade or business in marine waters of South Australia as described in Schedule 3 as Area A and Area B (hereinafter referred to as the 'permitted activity').

SCHEDULE 1

1. The fisher may engage in the permitted activity from the date of gazettal of this notice until 30 June 1999, or until revoked by the Director of Fisheries.

2. This exemption is valid only in respect of the fishing vessel *Odyssey S* (hereinafter referred to as the 'permitted boat') registered on the fisher's Marine Scalefish Fishery Licence No. M153.

3. The fisher must be on board the permitted boat at all times while the boat is being used for the purpose of engaging in the permitted activity.

4. Whilst using a nominated master to take pilchards pursuant to this notice, no other fishing activity shall be undertaken by the licence holder pursuant to Marine Scalefish Fishery Licence No. M153.

5. Whilst engaged in the permitted activity the fisher shall not use any of the devices registered on the fisher's Marine Scalefish Fishery Licence.

6. The fisher must not take or be in possession of any other species of fish, other than the permitted species, while engaging in the permitted activity.

7. Any fish, which are not permitted species, taken as by-catch by the fisher during the permitted activity must be immediately returned to the water.

8. The fisher shall not, during the period 1 January 1999 to 30 June 1999, take a quantity of permitted species which exceeds his quota of 43.45 units at 7.712 tonnes per unit (which is equal to 335.09 tonnes).

9. The fisher may with the prior approval of the Director of Fisheries transfer uncaught units of quota during the period of this notice.

10. Fish taken pursuant to this notice as the result of a transfer of quota must be taken in the area as described (and disposed of as described) in the permit conditions of the holder of the initial allocation.

11. The fisher may transfer catch taken pursuant to this notice to a carrier boat at sea subject to nominating the boats in advance.

12. The fisher may nominate no more than two carrier boats at any one time. Notification of boat name must be provided to the person or agency responsible for conducting quota monitoring operations.

13. Where the fisher transfers all or part of his catch to a carrier boat that portion of the catch must be accompanied by a South Australian Pilchard Fishery Log Book, completed as required by condition 16 of this notice.

14. The fisher must notify the person nominated for quota monitoring, by telephone, of the intended place of any unloading and the estimated weight of the catch at least one hour prior to the unloading taking place.

15. The fisher must provide the person nominated for quota monitoring with reasonable access to boats and vehicles for the purpose of enabling inspection of the catch and any record relating to the South Australian Pilchard Fishery Log Book required to be completed under this notice.

16. The fisher must complete the South Australian Pilchard Fishery Log Book as described below:

(a) Unloading to a shore based processing plant:

- (i) The fisher shall complete all columns of the South Australian Pilchard Fishery Log Book **up to** but not including the column titled **PILCHARD TONNAGE CAUGHT**.

The fish can then be dispatched to the shore based processing plant. It is the responsibility of the fisher to make certain that all fish are accurately weighed within 24 hours of the consignment to the processor:

- (ii) The fisher shall upon being notified by the processor of the total weight of fish unloaded complete the columns headed, **PILCHARD TONNAGE CAUGHT, OTHER SPECIES, TONNAGE CAUGHT (This refers to other species) and REMARKS.**

For any unloading, if fishing has taken place on more than one day then this should be noted and the verified weight split as close as possible to reflect the actual quantities taken on each day of fishing.

(b) Unloading at sea or direct to a tuna cage:

The fisher shall complete all columns of the South Australian Pilchard Fishery Log Book immediately after capture and include an **estimated** tonnage in the column marked **PILCHARD TONNAGE CAUGHT**. The estimated tonnage should be based on a recorded number of boxes of a certain capacity (weight) filled.

17. The fisher then shall either by **facsimile or in person** deliver the completed (South Australian Pilchard Fishery Log Book) form to the person nominated for quota monitoring within **48 hours** of the unloading.

18. The fisher must provide regular samples of the permitted species for research analysis and assist in any other South Australian Research and Development Institute (SARDI) sponsored pilchard fishery research program as required by the Chief Scientist, Aquatic Sciences, SARDI.

19. The fisher must complete a monthly return within 14 days of the end of the previous month and forward it to SARDI. This return must be completed regardless of whether the fisher took fish or not, i.e. nil returns are required.

20. While engaged in the permitted activity the fisher must:

- (a) have in his possession the copy of this notice with which the Director of Fisheries has supplied him; and
(b) produce that notice to a Fisheries Officer forthwith, if and when a Fisheries Officer requests him to produce it.

21. The fisher shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under that Act, except where specifically exempted by this notice.

SCHEDULE 2

In waters described as **Area A**: one purse seine net having a maximum length of 600 m, a maximum depth of 100 m and a mesh size of between 16 mm and 20 mm.

In waters described as **Area B**: one purse seine net having a mesh size of between 16 mm and 20 mm.

SCHEDULE 3

For the purposes of this notice, **Area A** is defined as:

Coastal waters within 3 nautical miles of high water mark or within 3 nautical miles to seaward of the base lines and bay closure lines described in Table 1.

For the purposes of this notice, **Area B** is defined as:

Coastal waters more than 3 nautical miles to seaward of high water mark or more than 3 nautical miles to seaward of the base lines and bay closure lines described in Table 1.

Dated 31 May 1999.

D. MACKIE, Manager, Legislation and Policy

TABLE 1
Base Lines and Bay Closure Lines of South Australia

Location	From		to Location
<i>Base Lines</i>			
Newland Head	35°38.68'S	138°31.32'E	to 35°45.63'S 138°18.17'E The Pages
	35°45.63'S	138°18.17'E	to 35°46.65'S 138°17.57'E
	35°46.88'S	138°17.43'E	to 35°47.10'S 138°17.33'E
The Pages	35°47.25'S	138°17.15'E	to 35°50.70'S 138°07.95'E Cape Willoughby
	Vennachar Point	35°53.25'S	136°31.97'E
		34°57.20'S	135°37.37'E
Pt Westall	32°54.38'S	134°03.53'E	to 32°43.60'S 133°57.77'E Olives Island
Olives Island	32°43.60'S	133°57.77'E	to 32°35.18'S 133°17.07'E Fenelon Island
Fenelon Island	32°34.92'S	133°16.73'E	to 32°33.80'S 133°16.58'E Masillon Island
Masillon Island	32°33.80'S	133°16.58'E	to 32°30.90'S 133°15.03'E West Island
West Island	32°30.47'S	133°14.87'E	to 32°13.52'S 133°06.62'E Island 1 mile SW Pt Bell
	32°13.52'S	133°06.62'E	to 32°08.75'S 132°59.32'E Sinclair Island
Sinclair Island	32°08.67'S	132°59.28'E	to 32°07.62'S 132°58.72'E
	32°07.62'S	132°58.72'E	to 32°01.87'S 132°28.27'E Point Fowler
Anxious Bay	33°12.05'S	134°19.63'E	to 33°35.68'S 134°45.05'E
	33°35.83'S	134°45.90'E	to 33°35.98'S 134°46.50'E
	33°36.72'S	134°48.33'E	to 33°37.47'S 134°49.67'E
Encounter Bay	35°35.80'S	138°36.10'E	to 35°35.80'S 138°57.40'E
Lacepede Bay	36°35.80'S	139°50.00'E	to 36°56.60'S 139°40.40'E
Rivoli Bay	37°34.02'S	140°06.33'E	to 37°30.05'S 140°00.80'E
	37°29.95'S	140°00.68'E	to 37°29.87'S 140°00.63'E
<i>Bay Closure Lines</i>			
Coffin Bay	34°09.07'S	135°14.39'E	to 34°25.86'S 135°12.41'E
Avoid Bay	34°35.49'S	135°06.75'E	to 34°41.78'S 135°19.65'E

FISHERIES ACT 1982: SECTION 59

TAKE notice that, pursuant to section 59 of the Fisheries Act 1982, Mary Perich, P.O. Box 1240, Port Lincoln, S.A. 5606, or his nominated replacement approved by the Director of Fisheries (hereinafter referred to as the 'fisher') is exempt from section 41 of the Fisheries Act 1982, subject to the conditions contained in Schedule 1, in that they shall not be guilty of an offence when using a fine mesh purse seine net as described in Schedule 2 for the taking of pilchards (*Sardinops neopilchardus*) and other species within the Families Clupeidae and Engraulididae (hereinafter referred to as the 'permitted species') for the purpose of trade or business in marine waters of South Australia as described in Schedule 3 as Area A and Area B (hereinafter referred to as the 'permitted activity').

SCHEDULE 1

1. The fisher may engage in the permitted activity from the date of gazettal of this notice until 30 June 1999, or until revoked by the Director of Fisheries.

2. This exemption is valid only in respect of the fishing vessel *Dageraad* (hereinafter referred to as the 'permitted boat') registered on the fisher's Marine Scalefish Fishery Licence No. M172.

3. The fisher must be on board the permitted boat at all times while the boat is being used for the purpose of engaging in the permitted activity.

4. Whilst using a nominated master to take pilchards pursuant to this notice, no other fishing activity shall be undertaken by the licence holder pursuant to Marine Scalefish Fishery Licence No. M172.

5. Whilst engaged in the permitted activity the fisher shall not use any of the devices registered on the fisher's Marine Scalefish Fishery Licence.

6. The fisher must not take or be in possession of any other species of fish, other than the permitted species, while engaging in the permitted activity.

7. Any fish, which are not permitted species, taken as by-catch by the fisher during the permitted activity must be immediately returned to the water.

8. The fisher shall not, during the period 1 January 1999 to 30 June 1999, take a quantity of permitted species which exceeds his quota of 43.45 units at 7.712 tonnes per unit (which is equal to 335.09 tonnes).

9. The fisher may with the prior approval of the Director of Fisheries transfer uncaught units of quota during the period of this notice.

10. Fish taken pursuant to this notice as the result of a transfer of quota must be taken in the area as described (and disposed of as described) in the permit conditions of the holder of the initial allocation.

11. The fisher may transfer catch taken pursuant to this notice to a carrier boat at sea subject to nominating the boats in advance.

12. The fisher may nominate no more than two carrier boats at any one time. Notification of boat name must be provided to the person or agency responsible for conducting quota monitoring operations.

13. Where the fisher transfers all or part of his catch to a carrier boat that portion of the catch must be accompanied by a South Australian Pilchard Fishery Log Book, completed as required by condition 16 of this notice.

14. The fisher must notify the person nominated for quota monitoring, by telephone, of the intended place of any unloading and the estimated weight of the catch at least one hour prior to the unloading taking place.

15. The fisher must provide the person nominated for quota monitoring with reasonable access to boats and vehicles for the purpose of enabling inspection of the catch and any record relating to the South Australian Pilchard Fishery Log Book required to be completed under this notice.

16. The fisher must complete the South Australian Pilchard Fishery Log Book as described below:

(a) Unloading to a shore based processing plant:

- (i) The fisher shall complete all columns of the South Australian Pilchard Fishery Log Book **up to but not including** the column titled **PILCHARD TONNAGE CAUGHT**.

The fish can then be dispatched to the shore based processing plant. It is the responsibility of the fisher to make certain that all fish are accurately weighed within 24 hours of the consignment to the processor:

- (ii) The fisher shall upon being notified by the processor of the total weight of fish unloaded complete the columns headed, **PILCHARD TONNAGE CAUGHT, OTHER SPECIES, TONNAGE CAUGHT (This refers to other species) and REMARKS**.

For any unloading, if fishing has taken place on more than one day then this should be noted and the verified weight split as close as possible to reflect the actual quantities taken on each day of fishing.

(b) Unloading at sea or direct to a tuna cage:

The fisher shall complete all columns of the South Australian Pilchard Fishery Log Book immediately after capture and include an **estimated** tonnage in the column marked **PILCHARD TONNAGE CAUGHT**. The estimated tonnage should be based on a recorded number of boxes of a certain capacity (weight) filled.

17. The fisher then shall either by **facsimile or in person** deliver the completed (South Australian Pilchard Fishery Log Book) form to the person nominated for quota monitoring within **48 hours** of the unloading.

18. The fisher must provide regular samples of the permitted species for research analysis and assist in any other South Australian Research and Development Institute (SARDI) sponsored pilchard fishery research program as required by the Chief Scientist, Aquatic Sciences, SARDI.

19. The fisher must complete a monthly return within 14 days of the end of the previous month and forward it to SARDI. This return must be completed regardless of whether the fisher took fish or not, i.e. nil returns are required.

20. While engaged in the permitted activity the fisher must:

- (a) have in his possession the copy of this notice with which the Director of Fisheries has supplied him; and
(b) produce that notice to a Fisheries Officer forthwith, if and when a Fisheries Officer requests him to produce it.

21. The fisher shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under that Act, except where specifically exempted by this notice.

SCHEDULE 2

In waters described as **Area A**: one purse seine net having a maximum length of 600 m, a maximum depth of 100 m and a mesh size of between 16 mm and 20 mm.

In waters described as **Area B**: one purse seine net having a mesh size of between 16 mm and 20 mm.

SCHEDULE 3

For the purposes of this notice, **Area A** is defined as:

Coastal waters within 3 nautical miles of high water mark or within 3 nautical miles to seaward of the base lines and bay closure lines described in Table 1.

For the purposes of this notice, **Area B** is defined as:

Coastal waters more than 3 nautical miles to seaward of high water mark or more than 3 nautical miles to seaward of the base lines and bay closure lines described in Table 1.

Dated 31 May 1999.

D. MACKIE, Manager, Legislation and Policy

TABLE 1
Base Lines and Bay Closure Lines of South Australia

Location	From		to Location
<i>Base Lines</i>			
Newland Head	35°38.68'S	138°31.32'E	to 35°45.63'S 138°18.17'E The Pages
	35°45.63'S	138°18.17'E	to 35°46.65'S 138°17.57'E
	35°46.88'S	138°17.43'E	to 35°47.10'S 138°17.33'E
The Pages	35°47.25'S	138°17.15'E	to 35°50.70'S 138°07.95'E Cape Willoughby
Vennachar Point	35°53.25'S	136°31.97'E	to 34°57.20'S 135°37.37'E Cape Carnot
	34°57.20'S	135°37.37'E	to 34°56.90'S 135°37.40'E
Pt Westall	32°54.38'S	134°03.53'E	to 32°43.60'S 133°57.77'E Olives Island
Olives Island	32°43.60'S	133°57.77'E	to 32°35.18'S 133°17.07'E Fenelon Island
Fenelon Island	32°34.92'S	133°16.73'E	to 32°33.80'S 133°16.58'E Masillon Island
Masillon Island	32°33.80'S	133°16.58'E	to 32°30.90'S 133°15.03'E West Island
West Island	32°30.47'S	133°14.87'E	to 32°13.52'S 133°06.62'E Island 1 mile SW Pt Bell
	32°13.52'S	133°06.62'E	to 32°08.75'S 132°59.32'E Sinclair Island
	32°08.67'S	132°59.28'E	to 32°07.62'S 132°58.72'E
Sinclair Island	32°07.62'S	132°58.72'E	to 32°01.87'S 132°28.27'E Point Fowler
	33°12.05'S	134°19.63'E	to 33°35.68'S 134°45.05'E
	33°35.83'S	134°45.90'E	to 33°35.98'S 134°46.50'E
Anxious Bay	33°36.72'S	134°48.33'E	to 33°37.47'S 134°49.67'E
	35°35.80'S	138°36.10'E	to 35°35.80'S 138°57.40'E
	36°35.80'S	139°50.00'E	to 36°56.60'S 139°40.40'E
Lacepede Bay	37°34.02'S	140°06.33'E	to 37°30.05'S 140°00.80'E
Rivoli Bay	37°29.95'S	140°00.68'E	to 37°29.87'S 140°00.63'E
<i>Bay Closure Lines</i>			
Coffin Bay	34°09.07'S	135°14.39'E	to 34°25.86'S 135°12.41'E
Avoid Bay	34°35.49'S	135°06.75'E	to 34°41.78'S 135°19.65'E

FISHERIES ACT 1982: SECTION 59

TAKE notice that, pursuant to section 59 of the Fisheries Act 1982, Mark Waller, 9 Kestral Place, Port Lincoln, S.A. 5606, or his nominated replacement approved by the Director of Fisheries (hereinafter referred to as the 'fisher') is exempt from section 41 of the Fisheries Act 1982, subject to the conditions contained in Schedule 1, in that they shall not be guilty of an offence when using a fine mesh purse seine net as described in Schedule 2 for the taking of pilchards (*Sardinops neopilchardus*) and other species within the Families Clupeidae and Engraulididae (hereinafter referred to as the 'permitted species') for the purpose of trade or business in marine waters of South Australia as described in Schedule 3 as Area A and Area B (hereinafter referred to as the 'permitted activity').

SCHEDULE 1

1. The fisher may engage in the permitted activity from the date of gazettal of this notice until 30 June 1999, or until revoked by the Director of Fisheries.

2. This exemption is valid only in respect of the fishing vessel *Rhylan* (hereinafter referred to as the 'permitted boat') registered on the fisher's Marine Scalefish Fishery Licence No. M491.

3. The fisher must be on board the permitted boat at all times while the boat is being used for the purpose of engaging in the permitted activity.

4. Whilst using a nominated master to take pilchards pursuant to this notice, no other fishing activity shall be undertaken by the licence holder pursuant to Marine Scalefish Fishery Licence No. M491.

5. Whilst engaged in the permitted activity the fisher shall not use any of the devices registered on the fisher's Marine Scalefish Fishery Licence.

6. The fisher must not take or be in possession of any other species of fish, other than the permitted species, while engaging in the permitted activity.

7. Any fish, which are not permitted species, taken as by-catch by the fisher during the permitted activity must be immediately returned to the water.

8. The fisher shall not, during the period 1 January 1999 to 30 June 1999, take a quantity of permitted species which exceeds his quota of 43.45 units at 7.712 tonnes per unit (which is equal to 335.09 tonnes).

9. The fisher may with the prior approval of the Director of Fisheries transfer uncaught units of quota during the period of this notice.

10. Fish taken pursuant to this notice as the result of a transfer of quota must be taken in the area as described (and disposed of as described) in the permit conditions of the holder of the initial allocation.

11. The fisher may transfer catch taken pursuant to this notice to a carrier boat at sea subject to nominating the boats in advance.

12. The fisher may nominate no more than two carrier boats at any one time. Notification of boat name must be provided to the person or agency responsible for conducting quota monitoring operations.

13. Where the fisher transfers all or part of his catch to a carrier boat that portion of the catch must be accompanied by a South Australian Pilchard Fishery Log Book, completed as required by condition 16 of this notice.

14. The fisher must notify the person nominated for quota monitoring, by telephone, of the intended place of any unloading and the estimated weight of the catch at least one hour prior to the unloading taking place.

15. The fisher must provide the person nominated for quota monitoring with reasonable access to boats and vehicles for the purpose of enabling inspection of the catch and any record relating to the South Australian Pilchard Fishery Log Book required to be completed under this notice.

16. The fisher must complete the South Australian Pilchard Fishery Log Book as described below:

(a) Unloading to a shore based processing plant:

- (i) The fisher shall complete all columns of the South Australian Pilchard Fishery Log Book **up to** but not including the column titled **PILCHARD TONNAGE CAUGHT**.

The fish can then be dispatched to the shore based processing plant. It is the responsibility of the fisher to make certain that all fish are accurately weighed within 24 hours of the consignment to the processor:

- (ii) The fisher shall upon being notified by the processor of the total weight of fish unloaded complete the columns headed, **PILCHARD TONNAGE CAUGHT, OTHER SPECIES,**

TONNAGE CAUGHT (This refers to other species) and REMARKS.

For any unloading, if fishing has taken place on more than one day then this should be noted and the verified weight split as close as possible to reflect the actual quantities taken on each day of fishing.

(b) Unloading at sea or direct to a tuna cage:

The fisher shall complete all columns of the South Australian Pilchard Fishery Log Book immediately after capture and include an **estimated** tonnage in the column marked **PILCHARD TONNAGE CAUGHT**. The estimated tonnage should be based on a recorded number of boxes of a certain capacity (weight) filled.

17. The fisher then shall either by **facsimile or in person** deliver the completed (South Australian Pilchard Fishery Log Book) form to the person nominated for quota monitoring within **48 hours** of the unloading.

18. The fisher must provide regular samples of the permitted species for research analysis and assist in any other South Australian Research and Development Institute (SARDI) sponsored pilchard fishery research program as required by the Chief Scientist, Aquatic Sciences, SARDI.

19. The fisher must complete a monthly return within 14 days of the end of the previous month and forward it to SARDI. This return must be completed regardless of whether the fisher took fish or not, i.e. nil returns are required.

20. While engaged in the permitted activity the fisher must:

- (a) have in his possession the copy of this notice with which the Director of Fisheries has supplied him; and
- (b) produce that notice to a Fisheries Officer forthwith, if and when a Fisheries Officer requests him to produce it.

21. The fisher shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under that Act, except where specifically exempted by this notice.

SCHEDULE 2

In waters described as **Area A**: one purse seine net having a maximum length of 600 m, a maximum depth of 100 m and a mesh size of between 16 mm and 20 mm.

In waters described as **Area B**: one purse seine net having a mesh size of between 16 mm and 20 mm.

SCHEDULE 3

For the purposes of this notice, **Area A** is defined as:

Coastal waters within 3 nautical miles of high water mark or within 3 nautical miles to seaward of the base lines and bay closure lines described in Table 1.

For the purposes of this notice, **Area B** is defined as:

Coastal waters more than 3 nautical miles to seaward of high water mark or more than 3 nautical miles to seaward of the base lines and bay closure lines described in Table 1.

Dated 31 May 1999.

D. MACKIE, Manager, Legislation and Policy

TABLE 1
Base Lines and Bay Closure Lines of South Australia

Location	From		to	Location	
<i>Base Lines</i>					
Newland Head	35°38.68'S	138°31.32'E	to	35°45.63'S	The Pages
	35°45.63'S	138°18.17'E	to	35°46.65'S	
	35°46.88'S	138°17.43'E	to	35°47.10'S	
The Pages	35°47.25'S	138°17.15'E	to	35°50.70'S	Cape Willoughby
	35°53.25'S	136°31.97'E	to	34°57.20'S	
	34°57.20'S	135°37.37'E	to	34°56.90'S	
Vennachar Point	34°57.20'S	135°37.37'E	to	34°56.90'S	Cape Carnot
	32°54.38'S	134°03.53'E	to	32°43.60'S	
	32°43.60'S	133°57.77'E	to	32°35.18'S	
Pt Westall	32°43.60'S	133°57.77'E	to	32°33.80'S	Olives Island
Olives Island	32°43.60'S	133°57.77'E	to	32°35.18'S	Fenelon Island
Fenelon Island	32°34.92'S	133°16.73'E	to	32°33.80'S	Masillon Island
Masillon Island	32°33.80'S	133°16.58'E	to	32°30.90'S	West Island
West Island	32°30.47'S	133°14.87'E	to	32°13.52'S	Island 1 mile SW Pt Bell
	32°13.52'S	133°06.62'E	to	32°08.75'S	
	32°08.75'S	132°59.28'E	to	32°07.62'S	
Sinclair Island	32°08.75'S	132°59.28'E	to	32°07.62'S	Sinclair Island
	32°07.62'S	132°58.72'E	to	32°01.87'S	
	32°07.62'S	132°58.72'E	to	32°01.87'S	
Anxious Bay	33°12.05'S	134°19.63'E	to	33°35.68'S	Point Fowler
	33°35.83'S	134°45.90'E	to	33°35.98'S	
	33°36.72'S	134°48.33'E	to	33°37.47'S	
Encounter Bay	35°35.80'S	138°36.10'E	to	35°35.80'S	138°57.40'E
Lacepede Bay	36°35.80'S	139°50.00'E	to	36°56.60'S	139°40.40'E
Rivoli Bay	37°34.02'S	140°06.33'E	to	37°30.05'S	140°00.80'E
	37°29.95'S	140°00.68'E	to	37°29.87'S	140°00.63'E
<i>Bay Closure Lines</i>					
Coffin Bay	34°09.07'S	135°14.39'E	to	34°25.86'S	135°12.41'E
Avoid Bay	34°35.49'S	135°06.75'E	to	34°41.78'S	135°19.65'E

FISHERIES ACT 1982: SECTION 59

TAKE notice that, pursuant to section 59 of the Fisheries Act 1982, Peter White, 22 North Point Drive, Lincoln Marina, Port Lincoln, S.A. 5606, or his nominated replacement approved by the Director of Fisheries (hereinafter referred to as the 'fisher') is exempt from section 41 of the Fisheries Act 1982, subject to the conditions contained in Schedule 1, in that they shall not be guilty of an offence when using a fine mesh purse seine net as described in Schedule 2 for the taking of pilchards (*Sardinops neopilchardus*) and other species within the Families Clupeidae and Engraulididae (hereinafter referred to as the 'permitted species') for the purpose of trade or business in marine waters of South Australia as described in Schedule 3 as Area A and Area B (hereinafter referred to as the 'permitted activity').

SCHEDULE 1

1. The fisher may engage in the permitted activity from the date of gazettal of this notice until 30 June 1999, or until revoked by the Director of Fisheries.

2. This exemption is valid only in respect of the fishing vessel *Gemma Marie* (hereinafter referred to as the 'permitted boat') registered on the fisher's Marine Scalefish Fishery Licence No. M505.

3. The fisher must be on board the permitted boat at all times while the boat is being used for the purpose of engaging in the permitted activity.

4. Whilst using a nominated master to take pilchards pursuant to this notice, no other fishing activity shall be undertaken by the licence holder pursuant to Marine Scalefish Fishery Licence No. M505.

5. Whilst engaged in the permitted activity the fisher shall not use any of the devices registered on the fisher's Marine Scalefish Fishery Licence.

6. The fisher must not take or be in possession of any other species of fish, other than the permitted species, while engaging in the permitted activity.

7. Any fish, which are not permitted species, taken as by-catch by the fisher during the permitted activity must be immediately returned to the water.

8. The fisher shall not, during the period 1 January 1999 to 30 June 1999, take a quantity of permitted species which exceeds his quota of 43.45 units at 7.712 tonnes per unit (which is equal to 335.09 tonnes).

9. The fisher may with the prior approval of the Director of Fisheries transfer uncaught units of quota during the period of this notice.

10. Fish taken pursuant to this notice as the result of a transfer of quota must be taken in the area as described (and disposed of as described) in the permit conditions of the holder of the initial allocation.

11. The fisher may transfer catch taken pursuant to this notice to a carrier boat at sea subject to nominating the boats in advance.

12. The fisher may nominate no more than two carrier boats at any one time. Notification of boat name must be provided to the person or agency responsible for conducting quota monitoring operations.

13. Where the fisher transfers all or part of his catch to a carrier boat that portion of the catch must be accompanied by a South Australian Pilchard Fishery Log Book, completed as required by condition 16 of this notice.

14. The fisher must notify the person nominated for quota monitoring, by telephone, of the intended place of any unloading and the estimated weight of the catch at least one hour prior to the unloading taking place.

15. The fisher must provide the person nominated for quota monitoring with reasonable access to boats and vehicles for the purpose of enabling inspection of the catch and any record relating to the South Australian Pilchard Fishery Log Book required to be completed under this notice.

16. The fisher must complete the South Australian Pilchard Fishery Log Book as described below:

(a) Unloading to a shore based processing plant:

- (i) The fisher shall complete all columns of the South Australian Pilchard Fishery Log Book **up to but not including** the column titled **PILCHARD TONNAGE CAUGHT**.

The fish can then be dispatched to the shore based processing plant. It is the responsibility of the fisher to make certain that all fish are accurately weighed within 24 hours of the consignment to the processor:

- (ii) The fisher shall upon being notified by the processor of the total weight of fish unloaded complete the columns headed, **PILCHARD TONNAGE CAUGHT, OTHER SPECIES, TONNAGE CAUGHT (This refers to other species) and REMARKS**.

For any unloading, if fishing has taken place on more than one day then this should be noted and the verified weight split as close as possible to reflect the actual quantities taken on each day of fishing.

(b) Unloading at sea or direct to a tuna cage:

The fisher shall complete all columns of the South Australian Pilchard Fishery Log Book immediately after capture and include an **estimated** tonnage in the column marked **PILCHARD TONNAGE CAUGHT**. The estimated tonnage should be based on a recorded number of boxes of a certain capacity (weight) filled.

17. The fisher then shall either by **facsimile or in person** deliver the completed (South Australian Pilchard Fishery Log Book) form to the person nominated for quota monitoring within **48 hours** of the unloading.

18. The fisher must provide regular samples of the permitted species for research analysis and assist in any other South Australian Research and Development Institute (SARDI) sponsored pilchard fishery research program as required by the Chief Scientist, Aquatic Sciences, SARDI.

19. The fisher must complete a monthly return within 14 days of the end of the previous month and forward it to SARDI. This return must be completed regardless of whether the fisher took fish or not, i.e. nil returns are required.

20. While engaged in the permitted activity the fisher must:

- (a) have in his possession the copy of this notice with which the Director of Fisheries has supplied him; and
(b) produce that notice to a Fisheries Officer forthwith, if and when a Fisheries Officer requests him to produce it.

21. The fisher shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under that Act, except where specifically exempted by this notice.

SCHEDULE 2

In waters described as **Area A**: one purse seine net having a maximum length of 600 m, a maximum depth of 100 m and a mesh size of between 16 mm and 20 mm.

In waters described as **Area B**: one purse seine net having a mesh size of between 16 mm and 20 mm.

SCHEDULE 3

For the purposes of this notice, **Area A** is defined as:

Coastal waters within 3 nautical miles of high water mark or within 3 nautical miles to seaward of the base lines and bay closure lines described in Table 1.

For the purposes of this notice, **Area B** is defined as:

Coastal waters more than 3 nautical miles to seaward of high water mark or more than 3 nautical miles to seaward of the base lines and bay closure lines described in Table 1.

Dated 31 May 1999.

D. MACKIE, Manager, Legislation and Policy

TABLE 1
Base Lines and Bay Closure Lines of South Australia

Location	From		to	to Location		
<i>Base Lines</i>						
Newland Head	35°38.68'S	138°31.32'E	to	35°45.63'S	138°18.17'E	The Pages
	35°45.63'S	138°18.17'E	to	35°46.65'S	138°17.57'E	
	35°46.88'S	138°17.43'E	to	35°47.10'S	138°17.33'E	
The Pages	35°47.25'S	138°17.15'E	to	35°50.70'S	138°07.95'E	Cape Willoughby
Vennachar Point	35°53.25'S	136°31.97'E	to	34°57.20'S	135°37.37'E	Cape Carnot
	34°57.20'S	135°37.37'E	to	34°56.90'S	135°37.40'E	
Pt Westall	32°54.38'S	134°03.53'E	to	32°43.60'S	133°57.77'E	Olives Island
Olives Island	32°43.60'S	133°57.77'E	to	32°35.18'S	133°17.07'E	Fenelon Island
Fenelon Island	32°34.92'S	133°16.73'E	to	32°33.80'S	133°16.58'E	Masillon Island
Masillon Island	32°33.80'S	133°16.58'E	to	32°30.90'S	133°15.03'E	West Island
West Island	32°30.47'S	133°14.87'E	to	32°13.52'S	133°06.62'E	Island 1 mile SW Pt Bell
	32°13.52'S	133°06.62'E	to	32°08.75'S	132°59.32'E	
Sinclair Island	32°08.67'S	132°59.28'E	to	32°07.62'S	132°58.72'E	Sinclair Island
	32°07.62'S	132°58.72'E	to	32°01.87'S	132°28.27'E	
Anxious Bay	33°12.05'S	134°19.63'E	to	33°35.68'S	134°45.05'E	Point Fowler
	33°35.83'S	134°45.90'E	to	33°35.98'S	134°46.50'E	
	33°36.72'S	134°48.33'E	to	33°37.47'S	134°49.67'E	
Encounter Bay	35°35.80'S	138°36.10'E	to	35°35.80'S	138°57.40'E	
Lacepede Bay	36°35.80'S	139°50.00'E	to	36°56.60'S	139°40.40'E	
Rivoli Bay	37°34.02'S	140°06.33'E	to	37°30.05'S	140°00.80'E	
	37°29.95'S	140°00.68'E	to	37°29.87'S	140°00.63'E	
<i>Bay Closure Lines</i>						
Coffin Bay	34°09.07'S	135°14.39'E	to	34°25.86'S	135°12.41'E	
Avoid Bay	34°35.49'S	135°06.75'E	to	34°41.78'S	135°19.65'E	

FISHERIES ACT 1982: SECTION 59

TAKE notice that, pursuant to section 59 of the Fisheries Act 1982, Stanislav Lukin, 62 Lincoln Highway, Port Lincoln, S.A. 5606, or his nominated replacement approved by the Director of Fisheries (hereinafter referred to as the 'fisher') is exempt from section 41 of the Fisheries Act 1982, subject to the conditions contained in Schedule 1, in that they shall not be guilty of an offence when using a fine mesh purse seine net as described in Schedule 2 for the taking of pilchards (*Sardinops neopilchardus*) and other species within the Families Clupeidae and Engraulididae (hereinafter referred to as the 'permitted species') for the purpose of trade or business in marine waters of South Australia as described in Schedule 3 as Area B (hereinafter referred to as the 'permitted activity').

SCHEDULE 1

1. The fisher may engage in the permitted activity from the date of gazettal of this notice until 30 June 1999, or until revoked by the Director of Fisheries.

2. This exemption is valid only in respect of the fishing vessel *Aislinn* (hereinafter referred to as the 'permitted boat').

3. The fisher must be on board the permitted boat at all times while the boat is being used for the purpose of engaging in the permitted activity.

4. Whilst engaged in the permitted activity the fisher shall not use any other device than that permitted pursuant to Schedule 2.

5. The fisher must not take or be in possession of any other species of fish, other than the permitted species, while engaging in the permitted activity.

6. Any fish, which are not permitted species, taken as by-catch by the fisher during the permitted activity must be immediately returned to the water.

7. The fisher may only engage in the permitted activity for the purpose of supplying food fish for tuna farms.

8. The fisher shall not, during the period 1 January 1999 to 30 June 1999, take a quantity of permitted species which exceeds his quota of 4.28 units at 7.712 tonnes per unit (which is equal to 33 tonnes).

9. The fisher may with the prior approval of the Director of Fisheries transfer uncaught units of quota during the period of this notice.

10. Fish taken pursuant to this notice as the result of a transfer of quota must be disposed of in accordance to the permit conditions of the holder of the initial allocation.

11. The fisher may transfer catch taken pursuant to this notice to a carrier boat at sea subject to nominating the boats in advance.

12. The fisher may nominate no more than two carrier boats at any one time. Notification of boat name must be provided to the person or agency responsible for conducting quota monitoring operations.

13. Where the fisher transfers all or part of his catch to a carrier boat that portion of the catch must be accompanied by a South Australian Pilchard Fishery Log Book, completed as required by condition 16 of this notice.

14. The fisher must notify the person nominated for quota monitoring, by telephone, of the intended place of any unloading and the estimated weight of the catch at least one hour prior to the unloading taking place.

15. The fisher must provide the person nominated for quota monitoring with reasonable access to boats and vehicles for the purpose of enabling inspection of the catch and any record relating to the South Australian Pilchard Fishery Log Book required to be completed under this notice.

16. The fisher must complete the South Australian Pilchard Fishery Log Book as described below:

(a) Unloading to a shore based processing plant:

- (i) The fisher shall complete all columns of the South Australian Pilchard Fishery Log Book **up to** but not including the column titled **PILCHARD TONNAGE CAUGHT**.

The fish can then be dispatched to the shore based processing plant. It is the responsibility of the fisher to make certain that all fish are accurately weighed within 24 hours of the consignment to the processor:

- (ii) The fisher shall upon being notified by the processor of the total weight of fish unloaded complete the columns headed, **PILCHARD TONNAGE CAUGHT, OTHER SPECIES, TONNAGE CAUGHT (This refers to other species) and REMARKS**.

For any unloading, if fishing has taken place on more than one day then this should be noted and the verified weight split as close as possible to reflect the actual quantities taken on each day of fishing.

(b) Unloading at sea or direct to a tuna cage:

The fisher shall complete all columns of the South Australian Pilchard Fishery Log Book immediately after capture and include an **estimated** tonnage in the column marked **PILCHARD TONNAGE CAUGHT**. The estimated tonnage should be based on a recorded number of boxes of a certain capacity (weight) filled.

17. The fisher then shall either by **facsimile or in person** deliver the completed (South Australian Pilchard Fishery Log Book) form to the person nominated for quota monitoring within **48 hours** of the unloading.

18. The fisher must provide regular samples of the permitted species for research analysis and assist in any other South Australian Research and Development Institute (SARDI) sponsored pilchard fishery research program as required by the Chief Scientist, Aquatic Sciences, SARDI.

19. The fisher must complete a monthly return within 14 days of the end of the previous month and forward it to SARDI. This return must be completed regardless of whether the fisher took fish or not, i.e. nil returns are required.

20. While engaged in the permitted activity the fisher must:

- (a) have in his possession the copy of this notice with which the Director of Fisheries has supplied him; and

(b) produce that notice to a Fisheries Officer forthwith, if and when a Fisheries Officer requests him to produce it.

21. The fisher shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under that Act, except where specifically exempted by this notice.

SCHEDULE 2

In waters described as **Area A**: one purse seine net having a maximum length of 600 m, a maximum depth of 100 m and a mesh size of between 16 mm and 20 mm.

In waters described as **Area B**: one purse seine net having a mesh size of between 16 mm and 20 mm.

SCHEDULE 3

For the purposes of this notice, **Area A** is defined as:

Coastal waters within 3 nautical miles of high water mark or within 3 nautical miles to seaward of the base lines and bay closure lines described in Table 1.

For the purposes of this notice, **Area B** is defined as:

Coastal waters more than 3 nautical miles to seaward of high water mark or more than 3 nautical miles to seaward of the base lines and bay closure lines described in Table 1.

Dated 31 May 1999.

D. MACKIE, Manager, Legislation and Policy

TABLE 1
Base Lines and Bay Closure Lines of South Australia

Location	From		to	Location
<i>Base Lines</i>				
Newland Head	35°38.68'S	138°31.32'E	to	35°45.63'S 138°18.17'E The Pages
	35°45.63'S	138°18.17'E	to	35°46.65'S 138°17.57'E
	35°46.88'S	138°17.43'E	to	35°47.10'S 138°17.33'E
The Pages	35°47.25'S	138°17.15'E	to	35°50.70'S 138°07.95'E Cape Willoughby
Vennachar Point	35°53.25'S	136°31.97'E	to	34°57.20'S 135°37.37'E Cape Carnot
	34°57.20'S	135°37.37'E	to	34°56.90'S 135°37.40'E
Pt Westall	32°54.38'S	134°03.53'E	to	32°43.60'S 133°57.77'E Olives Island
Olives Island	32°43.60'S	133°57.77'E	to	32°35.18'S 133°17.07'E Fenelon Island
Fenelon Island	32°34.92'S	133°16.73'E	to	32°33.80'S 133°16.58'E Masillon Island
Masillon Island	32°33.80'S	133°16.58'E	to	32°30.90'S 133°15.03'E West Island
West Island	32°30.47'S	133°14.87'E	to	32°13.52'S 133°06.62'E Island 1 mile SW Pt Bell
	32°13.52'S	133°06.62'E	to	32°08.75'S 132°59.32'E Sinclair Island
Sinclair Island	32°08.67'S	132°59.28'E	to	32°07.62'S 132°58.72'E
	32°07.62'S	132°58.72'E	to	32°01.87'S 132°28.27'E Point Fowler
Anxious Bay	33°12.05'S	134°19.63'E	to	33°35.68'S 134°45.05'E
	33°35.83'S	134°45.90'E	to	33°35.98'S 134°46.50'E
	33°36.72'S	134°48.33'E	to	33°37.47'S 134°49.67'E
Encounter Bay	35°35.80'S	138°36.10'E	to	35°35.80'S 138°57.40'E
Lacepede Bay	36°35.80'S	139°50.00'E	to	36°56.60'S 139°40.40'E
Rivoli Bay	37°34.02'S	140°06.33'E	to	37°30.05'S 140°00.80'E
	37°29.95'S	140°00.68'E	to	37°29.87'S 140°00.63'E
<i>Bay Closure Lines</i>				
Coffin Bay	34°09.07'S	135°14.39'E	to	34°25.86'S 135°12.41'E
Avoid Bay	34°35.49'S	135°06.75'E	to	34°41.78'S 135°19.65'E

FISHERIES ACT 1982: SECTION 59

TAKE notice that, pursuant to section 59 of the Fisheries Act 1982, Joe Puglisi, P.O. Box 1607, Port Lincoln, S.A. 5606, or his nominated replacement approved by the Director of Fisheries (hereinafter referred to as the 'fisher') is exempt from section 41 of the Fisheries Act 1982, subject to the conditions contained in Schedule 1, in that they shall not be guilty of an offence when using a fine mesh purse seine net as described in Schedule 2 for the taking of pilchards (*Sardinops neopilchardus*) and other species within the Families Clupeidae and Engraulididae (hereinafter referred to as the 'permitted species') for the purpose of trade or business in marine waters of South Australia as described in Schedule 3 as Area B (hereinafter referred to as the 'permitted activity').

SCHEDULE 1

1. The fisher may engage in the permitted activity from the date of gazettal of this notice until 30 June 1999, or until revoked by the Director of Fisheries.

2. This exemption is valid only in respect of the fishing vessel *Sardinops* (hereinafter referred to as the 'permitted boat').

3. The fisher must be on board the permitted boat at all times while the boat is being used for the purpose of engaging in the permitted activity.

4. Whilst engaged in the permitted activity the fisher shall not use any other device than that permitted pursuant to Schedule 2.

5. The fisher must not take or be in possession of any other species of fish, other than the permitted species, while engaging in the permitted activity.

6. Any fish, which are not permitted species, taken as by-catch by the fisher during the permitted activity must be immediately returned to the water.

7. The fisher may only engage in the permitted activity for the purpose of supplying food fish for tuna farms.

8. The fisher shall not, during the period 1 January 1999 to 30 June 1999, take a quantity of permitted species which exceeds his quota of 118.76 units at 7.712 tonnes per unit (which is equal to 915.88 tonnes).

9. The fisher may with the prior approval of the Director of Fisheries transfer uncaught units of quota during the period of this notice.

10. Fish taken pursuant to this notice as the result of a transfer of quota must be disposed of in accordance to the permit conditions of the holder of the initial allocation.

11. The fisher may transfer catch taken pursuant to this notice to a carrier boat at sea subject to nominating the boats in advance.

12. The fisher may nominate no more than two carrier boats at any one time. Notification of boat name must be provided to the person or agency responsible for conducting quota monitoring operations.

13. Where the fisher transfers all or part of his catch to a carrier boat that portion of the catch must be accompanied by a South Australian Pilchard Fishery Log Book, completed as required by condition 16 of this notice.

14. The fisher must notify the person nominated for quota monitoring, by telephone, of the intended place of any unloading and the estimated weight of the catch at least one hour prior to the unloading taking place.

15. The fisher must provide the person nominated for quota monitoring with reasonable access to boats and vehicles for the purpose of enabling inspection of the catch and any record relating to the South Australian Pilchard Fishery Log Book required to be completed under this notice.

16. The fisher must complete the South Australian Pilchard Fishery Log Book as described below:

(a) Unloading to a shore based processing plant:

- (i) The fisher shall complete all columns of the South Australian Pilchard Fishery Log Book **up to** but not including the column titled **PILCHARD TONNAGE CAUGHT**.

The fish can then be dispatched to the shore based processing plant. It is the responsibility of the fisher to make certain that all fish are accurately weighed within 24 hours of the consignment to the processor:

- (ii) The fisher shall upon being notified by the processor of the total weight of fish unloaded complete the columns headed, **PILCHARD TONNAGE CAUGHT, OTHER SPECIES, TONNAGE CAUGHT (This refers to other species) and REMARKS**.

For any unloading, if fishing has taken place on more than one day then this should be noted and the verified weight split as close as possible to reflect the actual quantities taken on each day of fishing.

(b) Unloading at sea or direct to a tuna cage:

The fisher shall complete all columns of the South Australian Pilchard Fishery Log Book immediately after capture and include an **estimated** tonnage in the column marked **PILCHARD TONNAGE CAUGHT**. The estimated tonnage should be based on a recorded number of boxes of a certain capacity (weight) filled.

17. The fisher then shall either by **facsimile or in person** deliver the completed (South Australian Pilchard Fishery Log Book) form to the person nominated for quota monitoring within **48 hours** of the unloading.

18. The fisher must provide regular samples of the permitted species for research analysis and assist in any other South Australian Research and Development Institute (SARDI) sponsored pilchard fishery research program as required by the Chief Scientist, Aquatic Sciences, SARDI.

19. The fisher must complete a monthly return within 14 days of the end of the previous month and forward it to SARDI. This return must be completed regardless of whether the fisher took fish or not, i.e. nil returns are required.

20. While engaged in the permitted activity the fisher must:

- (a) have in his possession the copy of this notice with which the Director of Fisheries has supplied him; and
(b) produce that notice to a Fisheries Officer forthwith, if and when a Fisheries Officer requests him to produce it.

21. The fisher shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under that Act, except where specifically exempted by this notice.

SCHEDULE 2

In waters described as **Area A**: one purse seine net having a maximum length of 600 m, a maximum depth of 100 m and a mesh size of between 16 mm and 20 mm.

In waters described as **Area B**: one purse seine net having a mesh size of between 16 mm and 20 mm.

SCHEDULE 3

For the purposes of this notice, **Area A** is defined as:

Coastal waters within 3 nautical miles of high water mark or within 3 nautical miles to seaward of the base lines and bay closure lines described in Table 1.

For the purposes of this notice, **Area B** is defined as:

Coastal waters more than 3 nautical miles to seaward of high water mark or more than 3 nautical miles to seaward of the base lines and bay closure lines described in Table 1.

Dated 31 May 1999.

D. MACKIE, Manager, Legislation and Policy

TABLE 1
Base Lines and Bay Closure Lines of South Australia

Location	From			to Location	
<i>Base Lines</i>					
Newland Head	35°38.68'S	138°31.32'E	to	35°45.63'S	138°18.17'E The Pages
	35°45.63'S	138°18.17'E	to	35°46.65'S	138°17.57'E
	35°46.88'S	138°17.43'E	to	35°47.10'S	138°17.33'E
The Pages	35°47.25'S	138°17.15'E	to	35°50.70'S	138°07.95'E Cape Willoughby
Vennachar Point	35°53.25'S	136°31.97'E	to	34°57.20'S	135°37.37'E Cape Carnot
	34°57.20'S	135°37.37'E	to	34°56.90'S	135°37.40'E
Pt Westall	32°54.38'S	134°03.53'E	to	32°43.60'S	133°57.77'E Olives Island
Olives Island	32°43.60'S	133°57.77'E	to	32°35.18'S	133°17.07'E Fenelon Island
Fenelon Island	32°34.92'S	133°16.73'E	to	32°33.80'S	133°16.58'E Masillon Island
Masillon Island	32°33.80'S	133°16.58'E	to	32°30.90'S	133°15.03'E West Island
West Island	32°30.47'S	133°14.87'E	to	32°13.52'S	133°06.62'E Island 1 mile SW Pt Bell
	32°13.52'S	133°06.62'E	to	32°08.75'S	132°59.32'E Sinclair Island
Sinclair Island	32°08.67'S	132°59.28'E	to	32°07.62'S	132°58.72'E
	32°07.62'S	132°58.72'E	to	32°01.87'S	132°28.27'E Point Fowler
Anxious Bay	33°12.05'S	134°19.63'E	to	33°35.68'S	134°45.05'E
	33°35.83'S	134°45.90'E	to	33°35.98'S	134°46.50'E
	33°36.72'S	134°48.33'E	to	33°37.47'S	134°49.67'E
Encounter Bay	35°35.80'S	138°36.10'E	to	35°35.80'S	138°57.40'E
Lacepede Bay	36°35.80'S	139°50.00'E	to	36°56.60'S	139°40.40'E
Rivoli Bay	37°34.02'S	140°06.33'E	to	37°30.05'S	140°00.80'E
	37°29.95'S	140°00.68'E	to	37°29.87'S	140°00.63'E
<i>Bay Closure Lines</i>					
Coffin Bay	34°09.07'S	135°14.39'E	to	34°25.86'S	135°12.41'E
Avoid Bay	34°35.49'S	135°06.75'E	to	34°41.78'S	135°19.65'E

FISHERIES ACT 1982: SECTION 59

TAKE notice that, pursuant to section 59 of the Fisheries Act 1982, Mark Forster, P.O. Box 154, Port Lincoln, S.A. 5606, or his nominated replacement approved by the Director of Fisheries (hereinafter referred to as the 'fisher') is exempt from section 41 of the Fisheries Act 1982, subject to the conditions contained in Schedule 1, in that they shall not be guilty of an offence when using a fine mesh purse seine net as described in Schedule 2 for the taking of pilchards (*Sardinops neopilchardus*) and other species within the Families Clupeidae and Engraulididae (hereinafter referred to as the 'permitted species') for the purpose of trade or business in marine waters of South Australia as described in Schedule 3 as Area B (hereinafter referred to as the 'permitted activity').

SCHEDULE 1

1. The fisher may engage in the permitted activity from the date of gazettal of this notice until 30 June 1999, or until revoked by the Director of Fisheries.

2. This exemption is valid only in respect of the fishing vessel *Pinta 3* (hereinafter referred to as the 'permitted boat').

3. The fisher must be on board the permitted boat at all times while the boat is being used for the purpose of engaging in the permitted activity.

4. Whilst engaged in the permitted activity the fisher shall not use any other device than that permitted pursuant to Schedule 2.

5. The fisher must not take or be in possession of any other species of fish, other than the permitted species, while engaging in the permitted activity.

6. Any fish, which are not permitted species, taken as by-catch by the fisher during the permitted activity must be immediately returned to the water.

7. The fisher may only engage in the permitted activity for the purpose of supplying food fish for tuna farms.

8. The fisher shall not, during the period 1 January 1999 to 30 June 1999, take a quantity of permitted species which exceeds his quota of 5.06 units at 7.712 tonnes per unit (which is equal to 39.02 tonnes).

9. The fisher may with the prior approval of the Director of Fisheries transfer uncaught units of quota during the period of this notice.

10. Fish taken pursuant to this notice as the result of a transfer of quota must be disposed of in accordance to the permit conditions of the holder of the initial allocation.

11. The fisher may transfer catch taken pursuant to this notice to a carrier boat at sea subject to nominating the boats in advance.

12. The fisher may nominate no more than two carrier boats at any one time. Notification of boat name must be provided to the person or agency responsible for conducting quota monitoring operations.

13. Where the fisher transfers all or part of his catch to a carrier boat that portion of the catch must be accompanied by a South Australian Pilchard Fishery Log Book, completed as required by condition 16 of this notice.

14. The fisher must notify the person nominated for quota monitoring, by telephone, of the intended place of any unloading and the estimated weight of the catch at least one hour prior to the unloading taking place.

15. The fisher must provide the person nominated for quota monitoring with reasonable access to boats and vehicles for the purpose of enabling inspection of the catch and any record relating to the South Australian Pilchard Fishery Log Book required to be completed under this notice.

16. The fisher must complete the South Australian Pilchard Fishery Log Book as described below:

(a) Unloading to a shore based processing plant:

- (i) The fisher shall complete all columns of the South Australian Pilchard Fishery Log Book **up to** but not including the column titled **PILCHARD TONNAGE CAUGHT**.

The fish can then be dispatched to the shore based processing plant. It is the responsibility of the fisher to make certain that all fish are accurately weighed within 24 hours of the consignment to the processor:

- (ii) The fisher shall upon being notified by the processor of the total weight of fish unloaded complete the columns headed, **PILCHARD TONNAGE CAUGHT, OTHER SPECIES, TONNAGE CAUGHT (This refers to other species) and REMARKS**.

For any unloading, if fishing has taken place on more than one day then this should be noted and the verified weight split as close as possible to reflect the actual quantities taken on each day of fishing.

(b) Unloading at sea or direct to a tuna cage:

The fisher shall complete all columns of the South Australian Pilchard Fishery Log Book immediately after capture and include an **estimated** tonnage in the column marked **PILCHARD TONNAGE CAUGHT**. The estimated tonnage should be based on a recorded number of boxes of a certain capacity (weight) filled.

17. The fisher then shall either by **facsimile or in person** deliver the completed (South Australian Pilchard Fishery Log Book) form to the person nominated for quota monitoring within **48 hours** of the unloading.

18. The fisher must provide regular samples of the permitted species for research analysis and assist in any other South Australian Research and Development Institute (SARDI) sponsored pilchard fishery research program as required by the Chief Scientist, Aquatic Sciences, SARDI.

19. The fisher must complete a monthly return within 14 days of the end of the previous month and forward it to SARDI. This return must be completed regardless of whether the fisher took fish or not, i.e. nil returns are required.

20. While engaged in the permitted activity the fisher must:

- (a) have in his possession the copy of this notice with which the Director of Fisheries has supplied him; and
(b) produce that notice to a Fisheries Officer forthwith, if and when a Fisheries Officer requests him to produce it.

21. The fisher shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under that Act, except where specifically exempted by this notice.

SCHEDULE 2

In waters described as **Area A**: one purse seine net having a maximum length of 600 m, a maximum depth of 100 m and a mesh size of between 16 mm and 20 mm.

In waters described as **Area B**: one purse seine net having a mesh size of between 16 mm and 20 mm.

SCHEDULE 3

For the purposes of this notice, **Area A** is defined as:

Coastal waters within 3 nautical miles of high water mark or within 3 nautical miles to seaward of the base lines and bay closure lines described in Table 1.

For the purposes of this notice, **Area B** is defined as:

Coastal waters more than 3 nautical miles to seaward of high water mark or more than 3 nautical miles to seaward of the base lines and bay closure lines described in Table 1.

Dated 31 May 1999.

D. MACKIE, Manager, Legislation and Policy

TABLE 1
Base Lines and Bay Closure Lines of South Australia

Location	From		to	to Location	
<i>Base Lines</i>					
Newland Head	35°38.68'S	138°31.32'E	to	35°45.63'S	138°18.17'E The Pages
	35°45.63'S	138°18.17'E	to	35°46.65'S	138°17.57'E
	35°46.88'S	138°17.43'E	to	35°47.10'S	138°17.33'E
The Pages	35°47.25'S	138°17.15'E	to	35°50.70'S	138°07.95'E Cape Willoughby
Vennachar Point	35°53.25'S	136°31.97'E	to	34°57.20'S	135°37.37'E Cape Carnot
	34°57.20'S	135°37.37'E	to	34°56.90'S	135°37.40'E
Pt Westall	32°54.38'S	134°03.53'E	to	32°43.60'S	133°57.77'E Olives Island
Olives Island	32°43.60'S	133°57.77'E	to	32°35.18'S	133°17.07'E Fenelon Island
Fenelon Island	32°34.92'S	133°16.73'E	to	32°33.80'S	133°16.58'E Masillon Island
Masillon Island	32°33.80'S	133°16.58'E	to	32°30.90'S	133°15.03'E West Island
West Island	32°30.47'S	133°14.87'E	to	32°13.52'S	133°06.62'E Island 1 mile SW Pt Bell
	32°13.52'S	133°06.62'E	to	32°08.75'S	132°59.32'E Sinclair Island
Sinclair Island	32°08.67'S	132°59.28'E	to	32°07.62'S	132°58.72'E
	32°07.62'S	132°58.72'E	to	32°01.87'S	132°28.27'E Point Fowler
Anxious Bay	33°12.05'S	134°19.63'E	to	33°35.68'S	134°45.05'E
	33°35.83'S	134°45.90'E	to	33°35.98'S	134°46.50'E
	33°36.72'S	134°48.33'E	to	33°37.47'S	134°49.67'E
Encounter Bay	35°35.80'S	138°36.10'E	to	35°35.80'S	138°57.40'E
Lacepede Bay	36°35.80'S	139°50.00'E	to	36°56.60'S	139°40.40'E
Rivoli Bay	37°34.02'S	140°06.33'E	to	37°30.05'S	140°00.80'E
	37°29.95'S	140°00.68'E	to	37°29.87'S	140°00.63'E
<i>Bay Closure Lines</i>					
Coffin Bay	34°09.07'S	135°14.39'E	to	34°25.86'S	135°12.41'E
Avoid Bay	34°35.49'S	135°06.75'E	to	34°41.78'S	135°19.65'E

FISHERIES ACT 1982: SECTION 59

TAKE notice that, pursuant to section 59 of the Fisheries Act 1982, Mark Waller, 9 Kestrel Place, Port Lincoln, S.A. 5606, or his nominated replacement approved by the Director of Fisheries (hereinafter referred to as the 'fisher') is exempt from section 41 of the Fisheries Act 1982, subject to the conditions contained in Schedule 1, in that they shall not be guilty of an offence when using a fine mesh purse seine net as described in Schedule 2 for the taking of pilchards (*Sardinops neopilchardus*) and other species within the Families Clupeidae and Engraulididae (hereinafter referred to as the 'permitted species') for the purpose of trade or business in marine waters of South Australia as described in Schedule 3 as Area B (hereinafter referred to as the 'permitted activity').

SCHEDULE 1

1. The fisher may engage in the permitted activity from the date of gazettal of this notice until 30 June 1999, or until revoked by the Director of Fisheries.

2. This exemption is valid only in respect of the fishing vessel *Rhylan* (hereinafter referred to as the 'permitted boat').

3. The fisher must be on board the permitted boat at all times while the boat is being used for the purpose of engaging in the permitted activity.

4. Whilst engaged in the permitted activity the fisher shall not use any other device than that permitted pursuant to Schedule 2.

5. The fisher must not take or be in possession of any other species of fish, other than the permitted species, while engaging in the permitted activity.

6. Any fish, which are not permitted species, taken as by-catch by the fisher during the permitted activity must be immediately returned to the water.

7. The fisher may only engage in the permitted activity for the purpose of supplying food fish for tuna farms.

8. The fisher shall not, during the period 1 January 1999 to 30 June 1999, take a quantity of permitted species which exceeds his quota of 15.56 units at 7.712 tonnes per unit (which is equal to 120 tonnes).

9. The fisher may with the prior approval of the Director of Fisheries transfer uncaught units of quota during the period of this notice.

10. Fish taken pursuant to this notice as the result of a transfer of quota must be disposed of in accordance to the permit conditions of the holder of the initial allocation.

11. The fisher may transfer catch taken pursuant to this notice to a carrier boat at sea subject to nominating the boats in advance.

12. The fisher may nominate no more than two carrier boats at any one time. Notification of boat name must be provided to the person or agency responsible for conducting quota monitoring operations.

13. Where the fisher transfers all or part of his catch to a carrier boat that portion of the catch must be accompanied by a South Australian Pilchard Fishery Log Book, completed as required by condition 16 of this notice.

14. The fisher must notify the person nominated for quota monitoring, by telephone, of the intended place of any unloading and the estimated weight of the catch at least one hour prior to the unloading taking place.

15. The fisher must provide the person nominated for quota monitoring with reasonable access to boats and vehicles for the purpose of enabling inspection of the catch and any record relating to the South Australian Pilchard Fishery Log Book required to be completed under this notice.

16. The fisher must complete the South Australian Pilchard Fishery Log Book as described below:

(a) Unloading to a shore based processing plant:

- (i) The fisher shall complete all columns of the South Australian Pilchard Fishery Log Book **up to** but not including the column titled **PILCHARD TONNAGE CAUGHT**.

The fish can then be dispatched to the shore based processing plant. It is the responsibility of the fisher to make certain that all fish are accurately weighed within 24 hours of the consignment to the processor:

- (ii) The fisher shall upon being notified by the processor of the total weight of fish unloaded complete the columns headed, **PILCHARD TONNAGE CAUGHT, OTHER SPECIES, TONNAGE CAUGHT (This refers to other species) and REMARKS**.

For any unloading, if fishing has taken place on more than one day then this should be noted and the verified weight split as close as possible to reflect the actual quantities taken on each day of fishing.

(b) Unloading at sea or direct to a tuna cage:

The fisher shall complete all columns of the South Australian Pilchard Fishery Log Book immediately after capture and include an **estimated** tonnage in the column marked **PILCHARD TONNAGE CAUGHT**. The estimated tonnage should be based on a recorded number of boxes of a certain capacity (weight) filled.

17. The fisher then shall either by **facsimile or in person** deliver the completed (South Australian Pilchard Fishery Log Book) form to the person nominated for quota monitoring within **48 hours** of the unloading.

18. The fisher must provide regular samples of the permitted species for research analysis and assist in any other South Australian Research and Development Institute (SARDI) sponsored pilchard fishery research program as required by the Chief Scientist, Aquatic Sciences, SARDI.

19. The fisher must complete a monthly return within 14 days of the end of the previous month and forward it to SARDI. This return must be completed regardless of whether the fisher took fish or not, i.e. nil returns are required.

20. While engaged in the permitted activity the fisher must:

- (a) have in his possession the copy of this notice with which the Director of Fisheries has supplied him; and

(b) produce that notice to a Fisheries Officer forthwith, if and when a Fisheries Officer requests him to produce it.

21. The fisher shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under that Act, except where specifically exempted by this notice.

SCHEDULE 2

In waters described as **Area A**: one purse seine net having a maximum length of 600 m, a maximum depth of 100 m and a mesh size of between 16 mm and 20 mm.

In waters described as **Area B**: one purse seine net having a mesh size of between 16 mm and 20 mm.

SCHEDULE 3

For the purposes of this notice, **Area A** is defined as:

Coastal waters within 3 nautical miles of high water mark or within 3 nautical miles to seaward of the base lines and bay closure lines described in Table 1.

For the purposes of this notice, **Area B** is defined as:

Coastal waters more than 3 nautical miles to seaward of high water mark or more than 3 nautical miles to seaward of the base lines and bay closure lines described in Table 1.

Dated 31 May 1999.

D. MACKIE, Manager, Legislation and Policy

TABLE 1
Base Lines and Bay Closure Lines of South Australia

Location	From		to Location
<i>Base Lines</i>			
Newland Head	35°38.68'S	138°31.32'E	to 35°45.63'S 138°18.17'E
	35°45.63'S	138°18.17'E	to 35°46.65'S 138°17.57'E
	35°46.88'S	138°17.43'E	to 35°47.10'S 138°17.33'E
The Pages	35°47.25'S	138°17.15'E	to 35°50.70'S 138°07.95'E
	35°53.25'S	136°31.97'E	to 34°57.20'S 135°37.37'E
Vennachar Point	34°57.20'S	135°37.37'E	to 34°56.90'S 135°37.40'E
	32°54.38'S	134°03.53'E	to 32°43.60'S 133°57.77'E
Olives Island	32°43.60'S	133°57.77'E	to 32°35.18'S 133°17.07'E
Fenelon Island	32°34.92'S	133°16.73'E	to 32°33.80'S 133°16.58'E
Masillon Island	32°33.80'S	133°16.58'E	to 32°30.90'S 133°15.03'E
West Island	32°30.47'S	133°14.87'E	to 32°13.52'S 133°06.62'E
	32°13.52'S	133°06.62'E	to 32°08.75'S 132°59.32'E
Sinclair Island	32°08.67'S	132°59.28'E	to 32°07.62'S 132°58.72'E
	32°07.62'S	132°58.72'E	to 32°01.87'S 132°28.27'E
Anxious Bay	33°12.05'S	134°19.63'E	to 33°35.68'S 134°45.05'E
	33°35.83'S	134°45.90'E	to 33°35.98'S 134°46.50'E
	33°36.72'S	134°48.33'E	to 33°37.47'S 134°49.67'E
Encounter Bay	35°35.80'S	138°36.10'E	to 35°35.80'S 138°57.40'E
Lacepede Bay	36°35.80'S	139°50.00'E	to 36°56.60'S 139°40.40'E
Rivoli Bay	37°34.02'S	140°06.33'E	to 37°30.05'S 140°00.80'E
	37°29.95'S	140°00.68'E	to 37°29.87'S 140°00.63'E
<i>Bay Closure Lines</i>			
Coffin Bay	34°09.07'S	135°14.39'E	to 34°25.86'S 135°12.41'E
Avoid Bay	34°35.49'S	135°06.75'E	to 34°41.78'S 135°19.65'E

FISHERIES ACT 1982: SECTION 59

TAKE notice that, pursuant to section 59 of the Fisheries Act 1982, Mary Perich, P.O. Box 1240, Port Lincoln, S.A. 5606, or his nominated replacement approved by the Director of Fisheries (hereinafter referred to as the 'fisher') is exempt from section 41 of the Fisheries Act 1982, subject to the conditions contained in Schedule 1, in that they shall not be guilty of an offence when using a fine mesh purse seine net as described in Schedule 2 for the taking of pilchards (*Sardinops neopilchardus*) and other species within the Families Clupeidae and Engraulididae (hereinafter referred to as the 'permitted species') for the purpose of trade or business in marine waters of South Australia as described in Schedule 3 as Area B (hereinafter referred to as the 'permitted activity').

SCHEDULE 1

1. The fisher may engage in the permitted activity from the date of gazettal of this notice until 30 June 1999, or until revoked by the Director of Fisheries.

2. This exemption is valid only in respect of the fishing vessel *Dageraad* (hereinafter referred to as the 'permitted boat').

3. The fisher must be on board the permitted boat at all times while the boat is being used for the purpose of engaging in the permitted activity.

4. Whilst engaged in the permitted activity the fisher shall not use any other device than that permitted pursuant to Schedule 2.

5. The fisher must not take or be in possession of any other species of fish, other than the permitted species, while engaging in the permitted activity.

6. Any fish, which are not permitted species, taken as by-catch by the fisher during the permitted activity must be immediately returned to the water.

7. The fisher may only engage in the permitted activity for the purpose of supplying food fish for tuna farms.

8. The fisher shall not, during the period 1 January 1999 to 30 June 1999, take a quantity of permitted species which exceeds his quota of 15.56 units at 7.712 tonnes per unit (which is equal to 120 tonnes).

9. The fisher may with the prior approval of the Director of Fisheries transfer uncaught units of quota during the period of this notice.

10. Fish taken pursuant to this notice as the result of a transfer of quota must be disposed of in accordance to the permit conditions of the holder of the initial allocation.

11. The fisher may transfer catch taken pursuant to this notice to a carrier boat at sea subject to nominating the boats in advance.

12. The fisher may nominate no more than two carrier boats at any one time. Notification of boat name must be provided to the person or agency responsible for conducting quota monitoring operations.

13. Where the fisher transfers all or part of his catch to a carrier boat that portion of the catch must be accompanied by a South Australian Pilchard Fishery Log Book, completed as required by condition 16 of this notice.

14. The fisher must notify the person nominated for quota monitoring, by telephone, of the intended place of any unloading and the estimated weight of the catch at least one hour prior to the unloading taking place.

15. The fisher must provide the person nominated for quota monitoring with reasonable access to boats and vehicles for the purpose of enabling inspection of the catch and any record relating to the South Australian Pilchard Fishery Log Book required to be completed under this notice.

16. The fisher must complete the South Australian Pilchard Fishery Log Book as described below:

(a) Unloading to a shore based processing plant:

- (i) The fisher shall complete all columns of the South Australian Pilchard Fishery Log Book **up to** but not including the column titled **PILCHARD TONNAGE CAUGHT**.

The fish can then be dispatched to the shore based processing plant. It is the responsibility of the fisher to make certain that all fish are accurately weighed within 24 hours of the consignment to the processor:

- (ii) The fisher shall upon being notified by the processor of the total weight of fish unloaded complete the columns headed, **PILCHARD TONNAGE CAUGHT, OTHER SPECIES, TONNAGE CAUGHT (This refers to other species) and REMARKS**.

For any unloading, if fishing has taken place on more than one day then this should be noted and the verified weight split as close as possible to reflect the actual quantities taken on each day of fishing.

(b) Unloading at sea or direct to a tuna cage:

The fisher shall complete all columns of the South Australian Pilchard Fishery Log Book immediately after capture and include an **estimated** tonnage in the column marked **PILCHARD TONNAGE CAUGHT**. The estimated tonnage should be based on a recorded number of boxes of a certain capacity (weight) filled.

17. The fisher then shall either by **facsimile or in person** deliver the completed (South Australian Pilchard Fishery Log Book) form to the person nominated for quota monitoring within **48 hours** of the unloading.

18. The fisher must provide regular samples of the permitted species for research analysis and assist in any other South Australian Research and Development Institute (SARDI) sponsored pilchard fishery research program as required by the Chief Scientist, Aquatic Sciences, SARDI.

19. The fisher must complete a monthly return within 14 days of the end of the previous month and forward it to SARDI. This return must be completed regardless of whether the fisher took fish or not, i.e. nil returns are required.

20. While engaged in the permitted activity the fisher must:

- (a) have in his possession the copy of this notice with which the Director of Fisheries has supplied him; and
(b) produce that notice to a Fisheries Officer forthwith, if and when a Fisheries Officer requests him to produce it.

21. The fisher shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under that Act, except where specifically exempted by this notice.

SCHEDULE 2

In waters described as **Area A**: one purse seine net having a maximum length of 600 m, a maximum depth of 100 m and a mesh size of between 16 mm and 20 mm.

In waters described as **Area B**: one purse seine net having a mesh size of between 16 mm and 20 mm.

SCHEDULE 3

For the purposes of this notice, **Area A** is defined as:

Coastal waters within 3 nautical miles of high water mark or within 3 nautical miles to seaward of the base lines and bay closure lines described in Table 1.

For the purposes of this notice, **Area B** is defined as:

Coastal waters more than 3 nautical miles to seaward of high water mark or more than 3 nautical miles to seaward of the base lines and bay closure lines described in Table 1.

Dated 31 May 1999.

D. MACKIE, Manager, Legislation and Policy

TABLE 1
Base Lines and Bay Closure Lines of South Australia

Location	From		to	to Location		
<i>Base Lines</i>						
Newland Head	35°38.68'S	138°31.32'E	to	35°45.63'S	138°18.17'E	The Pages
	35°45.63'S	138°18.17'E	to	35°46.65'S	138°17.57'E	
	35°46.88'S	138°17.43'E	to	35°47.10'S	138°17.33'E	
The Pages	35°47.25'S	138°17.15'E	to	35°50.70'S	138°07.95'E	Cape Willoughby
Vennachar Point	35°53.25'S	136°31.97'E	to	34°57.20'S	135°37.37'E	Cape Carnot
	34°57.20'S	135°37.37'E	to	34°56.90'S	135°37.40'E	
Pt Westall	32°54.38'S	134°03.53'E	to	32°43.60'S	133°57.77'E	Olives Island
Olives Island	32°43.60'S	133°57.77'E	to	32°35.18'S	133°17.07'E	Fenelon Island
Fenelon Island	32°34.92'S	133°16.73'E	to	32°33.80'S	133°16.58'E	Masillon Island
Masillon Island	32°33.80'S	133°16.58'E	to	32°30.90'S	133°15.03'E	West Island
West Island	32°30.47'S	133°14.87'E	to	32°13.52'S	133°06.62'E	Island 1 mile SW Pt Bell
	32°13.52'S	133°06.62'E	to	32°08.75'S	132°59.32'E	
Sinclair Island	32°08.67'S	132°59.28'E	to	32°07.62'S	132°58.72'E	Sinclair Island
	32°07.62'S	132°58.72'E	to	32°01.87'S	132°28.27'E	
Anxious Bay	33°12.05'S	134°19.63'E	to	33°35.68'S	134°45.05'E	Point Fowler
	33°35.83'S	134°45.90'E	to	33°35.98'S	134°46.50'E	
	33°36.72'S	134°48.33'E	to	33°37.47'S	134°49.67'E	
Encounter Bay	35°35.80'S	138°36.10'E	to	35°35.80'S	138°57.40'E	
Lacepede Bay	36°35.80'S	139°50.00'E	to	36°56.60'S	139°40.40'E	
Rivoli Bay	37°34.02'S	140°06.33'E	to	37°30.05'S	140°00.80'E	
	37°29.95'S	140°00.68'E	to	37°29.87'S	140°00.63'E	
<i>Bay Closure Lines</i>						
Coffin Bay	34°09.07'S	135°14.39'E	to	34°25.86'S	135°12.41'E	
Avoid Bay	34°35.49'S	135°06.75'E	to	34°41.78'S	135°19.65'E	

FISHERIES ACT 1982: SECTION 59

TAKE notice that, pursuant to section 59 of the Fisheries Act 1982, Joe Puglisi (junior), P.O. Box 1607, Port Lincoln, S.A. 5606, or his nominated replacement approved by the Director of Fisheries (hereinafter referred to as the 'fisher') is exempt from section 41 of the Fisheries Act 1982, subject to the conditions contained in Schedule 1, in that they shall not be guilty of an offence when using a fine mesh purse seine net as described in Schedule 2 for the taking of pilchards (*Sardinops neopilchardus*) and other species within the Families Clupeidae and Engraulididae (hereinafter referred to as the 'permitted species') for the purpose of trade or business in marine waters of South Australia as described in Schedule 3 as Area A and Area B (hereinafter referred to as the 'permitted activity').

SCHEDULE 1

1. The fisher may engage in the permitted activity from the date of gazettal of this notice until 30 June 1999, or until revoked by the Director of Fisheries.

2. This exemption is valid only in respect of the fishing vessel *Sardinops* (hereinafter referred to as the 'permitted boat') registered on the fisher's Marine Scalefish Fishery Licence No. M429.

3. The fisher must be on board the permitted boat at all times while the boat is being used for the purpose of engaging in the permitted activity.

4. Whilst using a nominated master to take pilchards pursuant to this notice, no other fishing activity shall be undertaken by the licence holder pursuant to Marine Scalefish Fishery Licence No. M429.

5. Whilst engaged in the permitted activity the fisher shall not use any of the devices registered on the fisher's Marine Scalefish Fishery Licence.

6. The fisher must not take or be in possession of any other species of fish, other than the permitted species, while engaging in the permitted activity.

7. Any fish, which are not permitted species, taken as by-catch by the fisher during the permitted activity must be immediately returned to the water.

8. The fisher shall not, during the period 1 January 1999 to 30 June 1999, take a quantity of permitted species which exceeds his quota of 43.45 units at 7.712 tonnes per unit (which is equal to 335.09 tonnes).

9. The fisher may with the prior approval of the Director of Fisheries transfer uncaught units of quota during the period of this notice.

10. Fish taken pursuant to this notice as the result of a transfer of quota must be taken in the area as described (and disposed of as described) in the permit conditions of the holder of the initial allocation.

11. The fisher may transfer catch taken pursuant to this notice to a carrier boat at sea subject to nominating the boats in advance.

12. The fisher may nominate no more than two carrier boats at any one time. Notification of boat name must be provided to the person or agency responsible for conducting quota monitoring operations.

13. Where the fisher transfers all or part of his catch to a carrier boat that portion of the catch must be accompanied by a South Australian Pilchard Fishery Log Book, completed as required by condition 16 of this notice.

14. The fisher must notify the person nominated for quota monitoring, by telephone, of the intended place of any unloading and the estimated weight of the catch at least one hour prior to the unloading taking place.

15. The fisher must provide the person nominated for quota monitoring with reasonable access to boats and vehicles for the purpose of enabling inspection of the catch and any record relating to the South Australian Pilchard Fishery Log Book required to be completed under this notice.

16. The fisher must complete the South Australian Pilchard Fishery Log Book as described below:

(a) Unloading to a shore based processing plant:

- (i) The fisher shall complete all columns of the South Australian Pilchard Fishery Log Book **up to but not including** the column titled **PILCHARD TONNAGE CAUGHT**.

The fish can then be dispatched to the shore based processing plant. It is the responsibility of the fisher to make certain that all fish are accurately weighed within 24 hours of the consignment to the processor:

- (ii) The fisher shall upon being notified by the processor of the total weight of fish unloaded complete the columns headed, **PILCHARD TONNAGE CAUGHT, OTHER SPECIES,**

TONNAGE CAUGHT (This refers to other species) and REMARKS.

For any unloading, if fishing has taken place on more than one day then this should be noted and the verified weight split as close as possible to reflect the actual quantities taken on each day of fishing.

(b) Unloading at sea or direct to a tuna cage:

The fisher shall complete all columns of the South Australian Pilchard Fishery Log Book immediately after capture and include an **estimated** tonnage in the column marked **PILCHARD TONNAGE CAUGHT**. The estimated tonnage should be based on a recorded number of boxes of a certain capacity (weight) filled.

17. The fisher then shall either by **facsimile or in person** deliver the completed (South Australian Pilchard Fishery Log Book) form to the person nominated for quota monitoring within **48 hours** of the unloading.

18. The fisher must provide regular samples of the permitted species for research analysis and assist in any other South Australian Research and Development Institute (SARDI) sponsored pilchard fishery research program as required by the Chief Scientist, Aquatic Sciences, SARDI.

19. The fisher must complete a monthly return within 14 days of the end of the previous month and forward it to SARDI. This return must be completed regardless of whether the fisher took fish or not, i.e. nil returns are required.

20. While engaged in the permitted activity the fisher must:

- (a) have in his possession the copy of this notice with which the Director of Fisheries has supplied him; and
- (b) produce that notice to a Fisheries Officer forthwith, if and when a Fisheries Officer requests him to produce it.

21. The fisher shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under that Act, except where specifically exempted by this notice.

SCHEDULE 2

In waters described as **Area A**: one purse seine net having a maximum length of 600 m, a maximum depth of 100 m and a mesh size of between 16 mm and 20 mm.

In waters described as **Area B**: one purse seine net having a mesh size of between 16 mm and 20 mm.

SCHEDULE 3

For the purposes of this notice, **Area A** is defined as:

Coastal waters within 3 nautical miles of high water mark or within 3 nautical miles to seaward of the base lines and bay closure lines described in Table 1.

For the purposes of this notice, **Area B** is defined as:

Coastal waters more than 3 nautical miles to seaward of high water mark or more than 3 nautical miles to seaward of the base lines and bay closure lines described in Table 1.

Dated 31 May 1999.

D. MACKIE, Manager, Legislation and Policy

TABLE 1
Base Lines and Bay Closure Lines of South Australia

Location	From		to	Location	
<i>Base Lines</i>					
Newland Head	35°38.68'S	138°31.32'E	to	35°45.63'S	The Pages
	35°45.63'S	138°18.17'E	to	35°46.65'S	
	35°46.88'S	138°17.43'E	to	35°47.10'S	
The Pages	35°47.25'S	138°17.15'E	to	35°50.70'S	Cape Willoughby
	35°53.25'S	136°31.97'E	to	34°57.20'S	
	34°57.20'S	135°37.37'E	to	34°56.90'S	
Vennachar Point	34°57.20'S	135°37.37'E	to	34°56.90'S	Cape Carnot
	32°54.38'S	134°03.53'E	to	32°43.60'S	
	32°43.60'S	133°57.77'E	to	32°35.18'S	
Pt Westall	32°43.60'S	133°57.77'E	to	32°33.80'S	Olives Island
Olives Island	32°43.60'S	133°57.77'E	to	32°35.18'S	Fenelon Island
Fenelon Island	32°34.92'S	133°16.73'E	to	32°33.80'S	Masillon Island
Masillon Island	32°33.80'S	133°16.58'E	to	32°30.90'S	West Island
West Island	32°30.47'S	133°14.87'E	to	32°13.52'S	Island 1 mile SW Pt Bell
	32°13.52'S	133°06.62'E	to	32°08.75'S	
	32°08.75'S	132°59.28'E	to	32°07.62'S	
Sinclair Island	32°08.75'S	132°59.28'E	to	32°07.62'S	Sinclair Island
	32°07.62'S	132°58.72'E	to	32°01.87'S	
	32°07.62'S	132°58.72'E	to	32°01.87'S	
Anxious Bay	33°12.05'S	134°19.63'E	to	33°35.68'S	Point Fowler
	33°35.83'S	134°45.90'E	to	33°35.98'S	
	33°36.72'S	134°48.33'E	to	33°37.47'S	
Encounter Bay	35°35.80'S	138°36.10'E	to	35°35.80'S	138°57.40'E
Lacepede Bay	36°35.80'S	139°50.00'E	to	36°56.60'S	139°40.40'E
Rivoli Bay	37°34.02'S	140°06.33'E	to	37°30.05'S	140°00.80'E
	37°29.95'S	140°00.68'E	to	37°29.87'S	140°00.63'E
<i>Bay Closure Lines</i>					
Coffin Bay	34°09.07'S	135°14.39'E	to	34°25.86'S	135°12.41'E
Avoid Bay	34°35.49'S	135°06.75'E	to	34°41.78'S	135°19.65'E

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00021
(PREVIOUS LICENCE NO. F514)

Licence to Farm Fish under section 53 of the Fisheries Act 1982

WHEREAS the Director of Fisheries has, pursuant to section 50 (2) of the Fisheries Act 1982 ('the Act'), issued a permit to the undermentioned licensee to release the fish specified in Item 1 of Schedule 2 of this licence ('the permitted species') and, pursuant to section 48G (2) of the Act, the Director of Fisheries has also issued a permit to disturb the seabed for the purpose of installing structures necessary for the licensed activity at the undermentioned site, the Minister for Primary Industries, Natural Resources and Regional Development ('the Minister') hereby grants to:

Chrisinda Pty Ltd
15 George Street
Ceduna, S.A. 5690,

a non-exclusive licence to occupy and use the waters specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 January 1999 and ending, subject to any earlier termination under this licence, on 30 June 1999 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. *Licence*

The parties acknowledge and agree that:

- 1.1 the rights, powers and privileges granted to or vested in the licensee under this licence are contractual only and shall not create or vest in the licensee any estate, interest or right of a proprietary nature in the site; and
- 1.2 that, subject to section 53A of the Fisheries Act 1982, this licence does not entitle the licensee to exclusive rights of entry to and occupation of the site and that the rights granted by this licence are exercisable by the licensee in common with any other occupiers of the site from time to time.

2. *Marked-off Areas*

For the purposes of section 53A of the Fisheries Act 1982, the marked-off areas within the site is that area or those areas marked-off or indicated in the manner set out in Item 2 of Schedule 1 of this licence.

3. *Permitted Species*

The licensee:

- 3.1 must not farm or introduce any species at the site other than the permitted species; and
- 3.2 must not take any wild fish from the site except for recreational purposes.

4. *Permitted Use*

The licensee must not use the site for any purpose other than the permitted use.

5. *Permitted Methods*

The licensee:

- 5.1 must not stock the permitted species at a rate greater than that specified in Schedule 2 of this licence;
- 5.2 must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the site;
- 5.3 must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister;
- 5.4 must apply the permitted farming methods set out in Item 2 of Schedule 2 of this licence.

6. *Marking and Maintaining the Site*

The licensee:

- 6.1 must ensure that the site is maintained in a good, tidy and safe condition to the satisfaction of the Minister;

- 6.2 must remove and lawfully dispose of any waste or debris on the site as soon as is reasonably practicable and in particular must comply with any guidelines issued from time to time by the Minister in relation to the removal from the site of any unhealthy or dead fish;
- 6.3 must maintain all buoys, crosses, and markers on the site in good condition and in accordance with the colours specified in Schedule 1 of this licence; and
- 6.4 must mark the site boundary in accordance with the specifications in Schedule 1 of this licence.

7. *Site Inspection and Supervision*

The licensee:

- 7.1 must at all times permit the Minister, his employees, agents or contractors or any employees, agents or contractors of the Crown to enter the site for the purposes of inspecting the site, the sea floor and the flora and fauna on or in the vicinity of the site; and
- 7.2 must comply with all reasonable directions of any such person authorised by the Director of Fisheries to inspect the conduct of the licensee's activities at the site.

8. *Fees and Returns*

The licensee:

- 8.1 must pay to the Minister the licence fee in accordance with Item 1 of Schedule 3 of this licence;
- 8.2 must on or before 31 January and 31 July during the term, submit to the Minister a return supplying all of the information described in Schedule 4 of this licence.

9. *Compliance With Relevant Laws*

- 9.1 the licensee must at all times comply with all laws, by-laws or regulations in force which relate to the site or the activities conducted in the site and with all notices, orders or requirements lawfully given or made by any authority or authorities in respect of the site;
- 9.2 in particular, without derogating from the general requirement under condition 9 of this licence:
 - 9.2.1 the licensee must not do or permit to be done in upon or about the site anything which in the opinion of the Minister would cause or contribute to the degradation or pollution of any coastal land or the surrounding marine environment; and
 - 9.2.2 in the event that the Minister is satisfied, on reasonable grounds, that the fish taken from the waters are not fit for human consumption or that consumption of fish taken from the waters could present a danger to the health of the consumer, the licensee must, in accordance with a written notice from the Minister, cease or suspend the conduct of the permitted use or else conduct the permitted use as directed within the notice.

10. *Public Risk Liability*

The licensee must at all times indemnify the Minister, his officers, employees, contractors and agents from and against all claims, demands, actions, judgments, proceedings, damages, losses, costs, charges and expenses in respect of any loss of life, personal injury and/or damage to property caused or suffered in any manner in or about the site.

11. *Release*

The licensee must use and keep the site at the risk in all things of the licensee and the licensee must release to the full extent permitted by law the Minister, his agents, contractors and servants in the absence of any wilful act, omission, default or neglect on their part from all claims and demands of every kind resulting from any accident damage or injury to persons or property occurring at the site, including loss or damage to the licensee's fixtures or personal property of the licensee.

12. Public Risk Insurance

The licensee shall at its own cost and expense during the term effect and keep in full force and effect in respect of the site and the permitted use a policy of public risk insurance in the joint names of the licensee and the Minister in which the limits of public risk shall not be less than the amount specified in Item 2 of Schedule 3 of this licence, or such further amount as the Minister may from time to time reasonably require, as the amount which may be paid out in respect of any one single claim and a policy of insurance or copy thereof or a certificate of insurance shall be produced by the licensee to the Minister on request in writing being made by the Minister for its production.

13. Guarantee or Indemnity Scheme

The licensee must either:

- 13.1 provide a guarantee from its bankers; or
- 13.2 contribute to an indemnity scheme established for the aquaculture and fisheries industry and approved by the Minister,

to and in favour of and for the benefit of the Minister by way of security for the due and punctual performance by the licensee of the terms and conditions of this licence and in particular the obligations of the licensee to rehabilitate the site immediately prior to the expiration or sooner determination of the term of this licence. Such guarantee or indemnity scheme must have effect from the date of commencement of the term.

14. No Assignment

The licensee acknowledges that this licence is personal and it must not assign or sublet or deal in any other way with any interest in this licence.

15. Default by Licensee and Termination

The Minister may terminate this licence immediately by notice in writing served on the licensee if:

- 15.1 the licensee commits or permits any breach or default of the obligations imposed on the licensee by this licence, and following the giving by the Minister of written notice of such breach or default, the licensee either fails to rectify such breach or default within one calendar month of the date of such notice (or earlier if the circumstances require) or fails to make diligent progress towards rectifying any such breach which is incapable of rectification within the time so limited; or
- 15.2 the licensee commits or permits any further breach or default of the obligations imposed on the licensee by this licence for which the Minister has previously given notice in writing of such breach or default pursuant to paragraph 1 of condition 15.1 notwithstanding rectification of the previous breach or default; or
- 15.3 the licence fee referred to in condition 8 is unpaid for a period of 14 days after notice has been given to the licensee that it is outstanding; or
- 15.4 if the licensee is a body corporate, any of the following occur:
 - 15.4.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
 - 15.4.2 an order is made for the winding up or liquidation of the licensee;
 - 15.4.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;
 - 15.4.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or
 - 15.4.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets; or

15.5 if the licensee is an individual, the licensee:

- 15.5.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or
- 15.5.2 is convicted of an indictable offence.

Termination of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

16. Interpretation

Subject to any inconsistency of subject or context, the following rules of construction shall be used in the interpretation of this licence:

- 16.1 any word importing the plural includes the singular and *vice versa*;
- 16.2 any wording importing a gender shall include all other genders;
- 16.3 a reference to a body corporate shall include a natural person and *vice versa*;
- 16.4 a reference to a recital, party, clause, Schedule or Annexure is a reference to a recital, party, clause, Schedule or Annexure of this licence;
- 16.5 the captions, headings, section numbers and clause numbers appearing in this licence are inserted only as a matter of convenience and in no way affect the construction of this licence;
- 16.6 a reference to a statute shall include all statutes amending, consolidating or replacing the statutes referred to;
- 16.7 where two or more persons are named as licensees, this licence shall bind the licensees jointly and each of them severally; and
- 16.8 time is of the essence in respect of any obligation relating to time in this licence.

17. Delegation

Any consent, notice, any consultation or any other thing which is pursuant to the terms of this licence either required to be given, done or performed or which may be given, done or performed by the Minister may for the purposes of this licence be properly given, done or performed by any duly authorised agent or employee of the Minister.

18. Severance

If any term or condition of this licence should be for any reason unlawful, void, invalid or unenforceable then the offending term or condition shall be severed from this licence without affecting the validity or enforceability of the remainder of this licence.

19. Modification

No variation of or addition to any provision of this licence shall be binding upon the Minister and the licensee unless such variation or addition is made in writing, signed by both the Minister and the licensee and expressed to be either supplemental to or in substitution for the whole or a part of this licence.

20. Waiver

- 20.1 A waiver of any provision of this licence by the Minister must both be in writing and be signed by the Minister or by persons duly authorised to execute such a document on the Minister's part.
- 20.2 No waiver by the Minister of a breach of a term or condition contained in this licence shall operate as a waiver of any breach of the same or any other term or condition contained in this licence.
- 20.3 No forbearance, delay or indulgence by the Minister in enforcing the provisions of this licence shall prejudice or restrict the rights of the Minister.

21. Notices

21.1 Notices may be served by delivering the same personally, by mail or facsimile transmission and shall be:

21.1.1 in writing addressed to the Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 (in the case of the Minister) and to the address of the licensee set out above (in the case of the licensee);

21.1.2 signed by or on behalf of the sender or by a person duly authorised in that regard by the sender;

21.1.3 deemed to be duly served or made in the following circumstances:

- (a) if delivered, upon delivery;
- (b) if sending by mail, upon posting;
- (c) if sent by facsimile transmission, upon the sender's facsimile producing a transmission report that the facsimile was satisfactorily sent in its entirety to the addressee's facsimile number,

but if delivery is not made before 5 p.m. on any day it shall be deemed to be received at 9 a.m. on the next day in that place.

21.2 The Minister and the licensee may each vary their address or facsimile number at any time by written notice.

Granted on behalf of the Minister by Director of Fisheries, delegate of the Minister, on 27 May 1999.

G. MORGAN, Director of Fisheries

The licensee hereby acknowledges and agrees to the terms and conditions of this licence.

The Common Seal of Chrisinda Pty Ltd was hereunto affixed in the presence of:

(L.S.) C. G. HANK, Director
C. G. HANK, Secretary

SCHEDULE 1
Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
Zone 53	
424314E 6373022N 134°11'30" -32°46'40"	7.5
424470E 6373116N 134°11'36" -32°46'37"	
424738E 6372748N 134°11'46" -32°46'49"	
424583E 6372655N 134°11'40" -32°46'52"	

All structures, equipment, buoys and flotations (except for that required by the Department for Transport, Urban Planning and the Arts) must be black, dark grey, dark blue, dark brown, or dark green coloured materials.

The boundary of the site to be marked either with:

- (a) (1) At the corners with posts extending 900 mm above mean high water springs. Such posts to be marked with a St Andrews cross, each cross arm measuring 900 mm from tip to tip, minimum width 75 mm.
- (2) Posts to be not less than 125 mm in diameter.
- (3) Posts and crosses to be painted yellow.
- (4) The ends of each cross to be marked with a 200 mm strip of yellow retro-reflective tape.
- (5) Between the corner posts at intervals not exceeding 50 m, buoys not less than 300 mm in diameter.
- (6) All buoys, posts, crosses and markers must be maintained in good condition.

or

- (b) (1) At each corner, yellow spar buoys with a St Andrews cross as a top mark placed at least 900 mm above the buoy, cross arms 900 mm long x 75 mm wide.
- (2) At distances not exceeding 50 m between the corner spar buoys, yellow spherical buoys not less than 300 mm in diameter.
- (3) The buoys and topmarks must all be coloured yellow and marked with a yellow retro-reflective as in (a) (4).
- (4) All buoys, posts, crosses and markers must be maintained in good condition.

When the site is in navigable water and possible danger to navigation, lights must be placed on the top of each St Andrews cross that is located at each corner of the site and these lights must be yellow in colour and flashing once every 4 seconds and visible over an arc of 360 degrees for a distance of at least one mile.

Item 2—Marked-Off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee.]

White buoys of at least 12 inches in diameter must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1 ~~3/4~~ Permitted Species

The Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule.

Pacific Oysters (*Crassostrea gigas*)

Item 2 ~~3/4~~ Permitted Farming Methods

The Director of Fisheries has, pursuant to section 48G (2) of the Act, issued a permit to disturb the seabed for the purpose of installing the structures specified in this Schedule.

Longlines

Each unit must not exceed 100 m in length and 2 m in width, and each unit must be at least 6 m from any other unit.

Item 3 ~~3/4~~ Stocking Rates

Oysters

Size (mm)	Number per Hectare
3	2 500 000
10	1 600 000
20	1 100 000
30	750 000
40	500 000
50	350 000
60	200 000
70	150 000
80	100 000

SCHEDULE 3

Item 1—Fees

	\$
Environmental Monitoring Program 7.50 at \$20 each ..	150.00
SASQAP (Classified Area) 7.50 at \$37 each.....	277.50
Base Licence Fee	328.00
Fisheries Research and Development Corporation Levy	92.60
Total Annual Licence Fee.....	848.10

Item 2—Public Risk Insurance

Five million dollars (\$5 000 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

1. Name of licensee.
2. Address of licensee.
3. Species of fish farmed and held on the site.
4. Location of aquaculture operation.
5. Period covered by return.
6. Number of life stage of each species of fish held.
7. Number, weight and value of each species of fish held.
8. Details of any disease detected in any fish kept.
9. Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
10. If any fish were brought into the state, the number of fish and the life stage of the fish.
11. If fish were brought into the state, the purpose for which they were brought in.
12. Method of disposal of water and packaging use for transporting the fish.
13. If any disease or symptom of disease occurred in the acquired fish.
14. Method of disposal of diseased or dead fish and the number disposed of.
15. Signature, date and telephone number.
16. Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00037
(PREVIOUS LICENCE NO. F557)

Licence to Farm Fish under section 53 of the Fisheries Act 1982

WHEREAS the Director of Fisheries has, pursuant to section 50 (2) of the Fisheries Act 1982 ('the Act'), issued a permit to the undermentioned licensee to release the fish specified in Item 1 of Schedule 2 of this licence ('the permitted species') and, pursuant to section 48G (2) of the Act, the Director of Fisheries has also issued a permit to disturb the seabed for the purpose of installing structures necessary for the licensed activity at the undermentioned site, the Minister for Primary Industries, Natural Resources and Regional Development ('the Minister') hereby grants to:

West Coast Oysters
70 Esplanade
Cowell, S.A. 5602,

a non-exclusive licence to occupy and use the waters specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 January 1999 and ending, subject to any earlier termination under this licence, on 30 June 1999 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. *Licence*

The parties acknowledge and agree that:

- 1.1 the rights, powers and privileges granted to or vested in the licensee under this licence are contractual only and shall not create or vest in the licensee any estate, interest or right of a proprietary nature in the site; and

- 1.2 that, subject to section 53A of the Fisheries Act 1982, this licence does not entitle the licensee to exclusive rights of entry to and occupation of the site and that the rights granted by this licence are exercisable by the licensee in common with any other occupiers of the site from time to time.

2. *Marked-off Areas*

For the purposes of section 53A of the Fisheries Act 1982, the marked-off areas within the site is that area or those areas marked-off or indicated in the manner set out in Item 2 of Schedule 1 of this licence.

3. *Permitted Species*

The licensee:

- 3.1 must not farm or introduce any species at the site other than the permitted species; and
- 3.2 must not take any wild fish from the site except for recreational purposes.

4. *Permitted Use*

The licensee must not use the site for any purpose other than the permitted use.

5. *Permitted Methods*

The licensee:

- 5.1 must not stock the permitted species at a rate greater than that specified in Schedule 2 of this licence;
- 5.2 must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the site;
- 5.3 must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister;
- 5.4 must apply the permitted farming methods set out in Item 2 of Schedule 2 of this licence.

6. *Marking and Maintaining the Site*

The licensee:

- 6.1 must ensure that the site is maintained in a good, tidy and safe condition to the satisfaction of the Minister;
- 6.2 must remove and lawfully dispose of any waste or debris on the site as soon as is reasonably practicable and in particular must comply with any guidelines issued from time to time by the Minister in relation to the removal from the site of any unhealthy or dead fish;
- 6.3 must maintain all buoys, crosses, and markers on the site in good condition and in accordance with the colours specified in Schedule 1 of this licence; and
- 6.4 must mark the site boundary in accordance with the specifications in Schedule 1 of this licence.

7. *Site Inspection and Supervision*

The licensee:

- 7.1 must at all times permit the Minister, his employees, agents or contractors or any employees, agents or contractors of the Crown to enter the site for the purposes of inspecting the site, the sea floor and the flora and fauna on or in the vicinity of the site; and
- 7.2 must comply with all reasonable directions of any such person authorised by the Director of Fisheries to inspect the conduct of the licensee's activities at the site.

8. *Fees and Returns*

The licensee:

- 8.1 must pay to the Minister the licence fee in accordance with Item 1 of Schedule 3 of this licence;
- 8.2 must on or before 31 January and 31 July during the term, submit to the Minister a return supplying all of the information described in Schedule 4 of this licence.

9. *Compliance With Relevant Laws*

- 9.1 the licensee must at all times comply with all laws, by-laws or regulations in force which relate to the site or the activities conducted in the site and with all notices, orders or requirements lawfully given or made by any authority or authorities in respect of the site;
- 9.2 in particular, without derogating from the general requirement under condition 9 of this licence:

- 9.2.1 the licensee must not do or permit to be done in upon or about the site anything which in the opinion of the Minister would cause or contribute to the degradation or pollution of any coastal land or the surrounding marine environment; and
- 9.2.2 in the event that the Minister is satisfied, on reasonable grounds, that the fish taken from the waters are not fit for human consumption or that consumption of fish taken from the waters could present a danger to the health of the consumer, the licensee must, in accordance with a written notice from the Minister, cease or suspend the conduct of the permitted use or else conduct the permitted use as directed within the notice.

10. Public Risk Liability

The licensee must at all times indemnify the Minister, his officers, employees, contractors and agents from and against all claims, demands, actions, judgments, proceedings, damages, losses, costs, charges and expenses in respect of any loss of life, personal injury and/or damage to property caused or suffered in any manner in or about the site.

11. Release

The licensee must use and keep the site at the risk in all things of the licensee and the licensee must release to the full extent permitted by law the Minister, his agents, contractors and servants in the absence of any wilful act, omission, default or neglect on their part from all claims and demands of every kind resulting from any accident damage or injury to persons or property occurring at the site, including loss or damage to the licensee's fixtures or personal property of the licensee.

12. Public Risk Insurance

The licensee shall at its own cost and expense during the term effect and keep in full force and effect in respect of the site and the permitted use a policy of public risk insurance in the joint names of the licensee and the Minister in which the limits of public risk shall not be less than the amount specified in Item 2 of Schedule 3 of this licence, or such further amount as the Minister may from time to time reasonably require, as the amount which may be paid out in respect of any one single claim and a policy of insurance or copy thereof or a certificate of insurance shall be produced by the licensee to the Minister on request in writing being made by the Minister for its production.

13. Guarantee or Indemnity Scheme

The licensee must either:

- 13.1 provide a guarantee from its bankers; or
- 13.2 contribute to an indemnity scheme established for the aquaculture and fisheries industry and approved by the Minister,

to and in favour of and for the benefit of the Minister by way of security for the due and punctual performance by the licensee of the terms and conditions of this licence and in particular the obligations of the licensee to rehabilitate the site immediately prior to the expiration or sooner determination of the term of this licence. Such guarantee or indemnity scheme must have effect from the date of commencement of the term.

14. No Assignment

The licensee acknowledges that this licence is personal and it must not assign or sublet or deal in any other way with any interest in this licence.

15. Default by Licensee and Termination

The Minister may terminate this licence immediately by notice in writing served on the licensee if:

- 15.1 the licensee commits or permits any breach or default of the obligations imposed on the licensee by this licence, and following the giving by the Minister of written notice of such breach or default, the licensee either fails to rectify such breach or default within one calendar month of the date of such notice (or earlier if the circumstances require) or fails to make diligent progress towards rectifying any such breach which is incapable of rectification within the time so limited; or
- 15.2 the licensee commits or permits any further breach or default of the obligations imposed on the licensee by this licence for which the Minister has previously given notice in writing of such breach or default pursuant to paragraph 1 of condition 15.1 notwithstanding rectification of the previous breach or default; or
- 15.3 the licence fee referred to in condition 8 is unpaid for a period of 14 days after notice has been given to the licensee that it is outstanding; or
- 15.4 if the licensee is a body corporate, any of the following occur:
- 15.4.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
- 15.4.2 an order is made for the winding up or liquidation of the licensee;
- 15.4.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;
- 15.4.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or
- 15.4.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets; or
- 15.5 if the licensee is an individual, the licensee:
- 15.5.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or
- 15.5.2 is convicted of an indictable offence.

Termination of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

16. Interpretation

Subject to any inconsistency of subject or context, the following rules of construction shall be used in the interpretation of this licence:

- 16.1 any word importing the plural includes the singular and *vice versa*;
- 16.2 any wording importing a gender shall include all other genders;
- 16.3 a reference to a body corporate shall include a natural person and *vice versa*;
- 16.4 a reference to a recital, party, clause, Schedule or Annexure is a reference to a recital, party, clause, Schedule or Annexure of this licence;
- 16.5 the captions, headings, section numbers and clause numbers appearing in this licence are inserted only as a matter of convenience and in no way affect the construction of this licence;

- 16.6 a reference to a statute shall include all statutes amending, consolidating or replacing the statutes referred to;
- 16.7 where two or more persons are named as licensees, this licence shall bind the licensees jointly and each of them severally; and
- 16.8 time is of the essence in respect of any obligation relating to time in this licence.

17. Delegation

Any consent, notice, any consultation or any other thing which is pursuant to the terms of this licence either required to be given, done or performed or which may be given, done or performed by the Minister may for the purposes of this licence be properly given, done or performed by any duly authorised agent or employee of the Minister.

18. Severance

If any term or condition of this licence should be for any reason unlawful, void, invalid or unenforceable then the offending term or condition shall be severed from this licence without affecting the validity or enforceability of the remainder of this licence.

19. Modification

No variation of or addition to any provision of this licence shall be binding upon the Minister and the licensee unless such variation or addition is made in writing, signed by both the Minister and the licensee and expressed to be either supplemental to or in substitution for the whole or a part of this licence.

20. Waiver

- 20.1 A waiver of any provision of this licence by the Minister must both be in writing and be signed by the Minister or by persons duly authorised to execute such a document on the Minister's part.
- 20.2 No waiver by the Minister of a breach of a term or condition contained in this licence shall operate as a waiver of any breach of the same or any other term or condition contained in this licence.
- 20.3 No forbearance, delay or indulgence by the Minister in enforcing the provisions of this licence shall prejudice or restrict the rights of the Minister.

21. Notices

- 21.1 Notices may be served by delivering the same personally, by mail or facsimile transmission and shall be:
- 21.1.1 in writing addressed to the Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 (in the case of the Minister) and to the address of the licensee set out above (in the case of the licensee);
- 21.1.2 signed by or on behalf of the sender or by a person duly authorised in that regard by the sender;
- 21.1.3 deemed to be duly served or made in the following circumstances:
- (a) if delivered, upon delivery;
- (b) if sending by mail, upon posting;
- (c) if sent by facsimile transmission, upon the sender's facsimile producing a transmission report that the facsimile was satisfactorily sent in its entirety to the addressee's facsimile number,
- but if delivery is not made before 5 p.m. on any day it shall be deemed to be received at 9 a.m. on the next day in that place.
- 21.2 The Minister and the licensee may each vary their address or facsimile number at any time by written notice.

Granted on behalf of the Minister by Director of Fisheries, delegate of the Minister, on 27 May 1999.

G. MORGAN, Director of Fisheries

The licensee hereby acknowledges and agrees to the terms and conditions of this licence.

Signed by the said R. P. SWINCER

In the presence of: A. SWINCER, Witness

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
Zone 53	
676400E 6265450N 136°54'14" -33°44'10"	10
676450E 6265575N 136°54'16" -33°44'06"	
677150E 6265100N 136°54'44" -33°44'21"	
677075E 6265000N 136°54'41" -33°44'24"	

All structures, equipment, buoys and flotations (except for that required by the Department for Transport, Urban Planning and the Arts) must be black, dark grey, dark blue, dark brown, or dark green coloured materials.

The boundary of the site to be marked either with:

- (a) (1) At the corners with posts extending 900 mm above mean high water springs. Such posts to be marked with a St Andrews cross, each cross arm measuring 900 mm from tip to tip, minimum width 75 mm.
- (2) Posts to be not less than 125 mm in diameter.
- (3) Posts and crosses to be painted yellow.
- (4) The ends of each cross to be marked with a 200 mm strip of yellow retro-reflective tape.
- (5) Between the corner posts at intervals not exceeding 50 m, buoys not less than 300 mm in diameter.
- (6) All buoys, posts, crosses and markers must be maintained in good condition.
- or
- (b) (1) At each corner, yellow spar buoys with a St Andrews cross as a top mark placed at least 900 mm above the buoy, cross arms 900 mm long x 75 mm wide.
- (2) At distances not exceeding 50 m between the corner spar buoys, yellow spherical buoys not less than 300 mm in diameter.
- (3) The buoys and topmarks must all be coloured yellow and marked with a yellow retro-reflective as in (a) (4).
- (4) All buoys, posts, crosses and markers must be maintained in good condition.

When the site is in navigable water and possible danger to navigation, lights must be placed on the top of each St Andrews cross that is located at each corner of the site and these lights must be yellow in colour and flashing once every 4 seconds and visible over an arc of 360 degrees for a distance of at least one mile.

Item 2—Marked-Off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee.]

White buoys of at least 12 inches in diameter must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1 ~~3~~ Permitted Species

The Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule.

Native Oysters (*Ostrea angasi*)
Pacific Oysters (*Crassostrea gigas*)

Item 2 Permitted Farming Methods

The Director of Fisheries has, pursuant to section 48G (2) of the Act, issued a permit to disturb the seabed for the purpose of installing the structures specified in this Schedule.

Longlines

Each unit must not exceed 100 m in length and 2 m in width, and each unit must be at least 6 m from any other unit.

Item 3 Stocking Rates

Size (mm)	Number per Hectare
3	2 500 000
10	1 600 000
20	1 100 000
30	750 000
40	500 000
50	350 000
60	200 000
70	150 000
80	100 000

SCHEDULE 3

Item 1—Fees

	\$
Environmental Monitoring Program 10 at \$20 each.....	200.00
SASQAP (Classified Area) 10 at \$37 each	370.00
Base Licence Fee	328.00
Fisheries Research and Development Corporation Levy	92.60
Total Annual Licence Fee	990.60

Item 2—Public Risk Insurance

Five million dollars (\$5 000 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

1. Name of licensee.
2. Address of licensee.
3. Species of fish farmed and held on the site.
4. Location of aquaculture operation.
5. Period covered by return.
6. Number of life stage of each species of fish held.
7. Number, weight and value of each species of fish held.
8. Details of any disease detected in any fish kept.
9. Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
10. If any fish were brought into the state, the number of fish and the life stage of the fish.
11. If fish were brought into the state, the purpose for which they were brought in.
12. Method of disposal of water and packaging use for transporting the fish.
13. If any disease or symptom of disease occurred in the acquired fish.
14. Method of disposal of diseased or dead fish and the number disposed of.
15. Signature, date and telephone number.
16. Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00080
(PREVIOUS LICENCE NO. F747)

Licence to Farm Fish under section 53 of the Fisheries Act 1982

WHEREAS the Director of Fisheries has, pursuant to section 50 (2) of the Fisheries Act 1982 ('the Act'), issued a permit to the undermentioned licensee to release the fish specified in Item 1 of Schedule 2 of this licence ('the permitted species') and, pursuant to section 48G (2) of the Act, the Director of Fisheries has also issued a permit to disturb the seabed for the purpose of installing structures necessary for the licensed activity at the undermentioned site, the Minister for Primary Industries, Natural Resources and Regional Development ('the Minister') hereby grants to:

David Appleby
5 Betts Street
Streaky Bay, S.A. 5680,

a non-exclusive licence to occupy and use the waters specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 July 1998 and ending, subject to any earlier termination under this licence, on 30 June 1999 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. *Licence*

The parties acknowledge and agree that:

- 1.1 the rights, powers and privileges granted to or vested in the licensee under this licence are contractual only and shall not create or vest in the licensee any estate, interest or right of a proprietary nature in the site; and
- 1.2 that, subject to section 53A of the Fisheries Act 1982, this licence does not entitle the licensee to exclusive rights of entry to and occupation of the site and that the rights granted by this licence are exercisable by the licensee in common with any other occupiers of the site from time to time.

2. *Marked-off Areas*

For the purposes of section 53A of the Fisheries Act 1982, the marked-off areas within the site is that area or those areas marked-off or indicated in the manner set out in Item 2 of Schedule 1 of this licence.

3. *Permitted Species*

The licensee:

- 3.1 must not farm or introduce any species at the site other than the permitted species; and
- 3.2 must not take any wild fish from the site except for recreational purposes.

4. *Permitted Use*

The licensee must not use the site for any purpose other than the permitted use.

5. *Permitted Methods*

The licensee:

- 5.1 must not stock the permitted species at a rate greater than that specified in Schedule 2 of this licence;
- 5.2 must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the site;
- 5.3 must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister;
- 5.4 must apply the permitted farming methods set out in Item 2 of Schedule 2 of this licence.

6. *Marking and Maintaining the Site*

The licensee:

- 6.1 must ensure that the site is maintained in a good, tidy and safe condition to the satisfaction of the Minister;

- 6.2 must remove and lawfully dispose of any waste or debris on the site as soon as is reasonably practicable and in particular must comply with any guidelines issued from time to time by the Minister in relation to the removal from the site of any unhealthy or dead fish;
- 6.3 must maintain all buoys, crosses, and markers on the site in good condition and in accordance with the colours specified in Schedule 1 of this licence; and
- 6.4 must mark the site boundary in accordance with the specifications in Schedule 1 of this licence.

7. *Site Inspection and Supervision*

The licensee:

- 7.1 must at all times permit the Minister, his employees, agents or contractors or any employees, agents or contractors of the Crown to enter the site for the purposes of inspecting the site, the sea floor and the flora and fauna on or in the vicinity of the site; and
- 7.2 must comply with all reasonable directions of any such person authorised by the Director of Fisheries to inspect the conduct of the licensee's activities at the site.

8. *Fees and Returns*

The licensee:

- 8.1 must pay to the Minister the licence fee in accordance with Item 1 of Schedule 3 of this licence;
- 8.2 must on or before 31 January and 31 July during the term, submit to the Minister a return supplying all of the information described in Schedule 4 of this licence.

9. *Compliance With Relevant Laws*

- 9.1 the licensee must at all times comply with all laws, by-laws or regulations in force which relate to the site or the activities conducted in the site and with all notices, orders or requirements lawfully given or made by any authority or authorities in respect of the site;
- 9.2 in particular, without derogating from the general requirement under condition 9 of this licence:
 - 9.2.1 the licensee must not do or permit to be done in upon or about the site anything which in the opinion of the Minister would cause or contribute to the degradation or pollution of any coastal land or the surrounding marine environment; and
 - 9.2.2 in the event that the Minister is satisfied, on reasonable grounds, that the fish taken from the waters are not fit for human consumption or that consumption of fish taken from the waters could present a danger to the health of the consumer, the licensee must, in accordance with a written notice from the Minister, cease or suspend the conduct of the permitted use or else conduct the permitted use as directed within the notice.

10. *Public Risk Liability*

The licensee must at all times indemnify the Minister, his officers, employees, contractors and agents from and against all claims, demands, actions, judgments, proceedings, damages, losses, costs, charges and expenses in respect of any loss of life, personal injury and/or damage to property caused or suffered in any manner in or about the site.

11. *Release*

The licensee must use and keep the site at the risk in all things of the licensee and the licensee must release to the full extent permitted by law the Minister, his agents, contractors and servants in the absence of any wilful act, omission, default or neglect on their part from all claims and demands of every kind resulting from any accident damage or injury to persons or property occurring at the site, including loss or damage to the licensee's fixtures or personal property of the licensee.

12. *Public Risk Insurance*

The licensee shall at its own cost and expense during the term effect and keep in full force and effect in respect of the site and the permitted use a policy of public risk insurance in the joint names of the licensee and the Minister in which the limits of public risk shall not be less than the amount specified in Item 2 of Schedule 3 of this licence, or such further amount as the Minister may from time to time reasonably require, as the amount which may be paid out in respect of any one single claim and a policy of insurance or copy thereof or a certificate of insurance shall be produced by the licensee to the Minister on request in writing being made by the Minister for its production.

13. *Guarantee or Indemnity Scheme*

The licensee must either:

- 13.1 provide a guarantee from its bankers; or
- 13.2 contribute to an indemnity scheme established for the aquaculture and fisheries industry and approved by the Minister,

to and in favour of and for the benefit of the Minister by way of security for the due and punctual performance by the licensee of the terms and conditions of this licence and in particular the obligations of the licensee to rehabilitate the site immediately prior to the expiration or sooner determination of the term of this licence. Such guarantee or indemnity scheme must have effect from the date of commencement of the term.

14. *No Assignment*

The licensee acknowledges that this licence is personal and it must not assign or sublet or deal in any other way with any interest in this licence.

15. *Default by Licensee and Termination*

The Minister may terminate this licence immediately by notice in writing served on the licensee if:

- 15.1 the licensee commits or permits any breach or default of the obligations imposed on the licensee by this licence, and following the giving by the Minister of written notice of such breach or default, the licensee either fails to rectify such breach or default within one calendar month of the date of such notice (or earlier if the circumstances require) or fails to make diligent progress towards rectifying any such breach which is incapable of rectification within the time so limited; or
- 15.2 the licensee commits or permits any further breach or default of the obligations imposed on the licensee by this licence for which the Minister has previously given notice in writing of such breach or default pursuant to paragraph 1 of condition 15.1 notwithstanding rectification of the previous breach or default; or
- 15.3 the licence fee referred to in condition 8 is unpaid for a period of 14 days after notice has been given to the licensee that it is outstanding; or
- 15.4 if the licensee is a body corporate, any of the following occur:
 - 15.4.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
 - 15.4.2 an order is made for the winding up or liquidation of the licensee;
 - 15.4.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;
 - 15.4.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or

- 15.4.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets; or
- 15.5 if the licensee is an individual, the licensee:
- 15.5.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or
- 15.5.2 is convicted of an indictable offence.
- Termination of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

16. Interpretation

Subject to any inconsistency of subject or context, the following rules of construction shall be used in the interpretation of this licence:

- 16.1 any word importing the plural includes the singular and *vice versa*;
- 16.2 any wording importing a gender shall include all other genders;
- 16.3 a reference to a body corporate shall include a natural person and *vice versa*;
- 16.4 a reference to a recital, party, clause, Schedule or Annexure is a reference to a recital, party, clause, Schedule or Annexure of this licence;
- 16.5 the captions, headings, section numbers and clause numbers appearing in this licence are inserted only as a matter of convenience and in no way affect the construction of this licence;
- 16.6 a reference to a statute shall include all statutes amending, consolidating or replacing the statutes referred to;
- 16.7 where two or more persons are named as licensees, this licence shall bind the licensees jointly and each of them severally; and
- 16.8 time is of the essence in respect of any obligation relating to time in this licence.

17. Delegation

Any consent, notice, any consultation or any other thing which is pursuant to the terms of this licence either required to be given, done or performed or which may be given, done or performed by the Minister may for the purposes of this licence be properly given, done or performed by any duly authorised agent or employee of the Minister.

18. Severance

If any term or condition of this licence should be for any reason unlawful, void, invalid or unenforceable then the offending term or condition shall be severed from this licence without affecting the validity or enforceability of the remainder of this licence.

19. Modification

No variation of or addition to any provision of this licence shall be binding upon the Minister and the licensee unless such variation or addition is made in writing, signed by both the Minister and the licensee and expressed to be either supplemental to or in substitution for the whole or a part of this licence.

20. Waiver

- 20.1 A waiver of any provision of this licence by the Minister must both be in writing and be signed by the Minister or by persons duly authorised to execute such a document on the Minister's part.
- 20.2 No waiver by the Minister of a breach of a term or condition contained in this licence shall operate as a waiver of any breach of the same or any other term or condition contained in this licence.
- 20.3 No forbearance, delay or indulgence by the Minister in enforcing the provisions of this licence shall prejudice or restrict the rights of the Minister.

21. Notices

- 21.1 Notices may be served by delivering the same personally, by mail or facsimile transmission and shall be:
- 21.1.1 in writing addressed to the Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 (in the case of the Minister) and to the address of the licensee set out above (in the case of the licensee);
- 21.1.2 signed by or on behalf of the sender or by a person duly authorised in that regard by the sender;
- 21.1.3 deemed to be duly served or made in the following circumstances:
- (a) if delivered, upon delivery;
- (b) if sending by mail, upon posting;
- (c) if sent by facsimile transmission, upon the sender's facsimile producing a transmission report that the facsimile was satisfactorily sent in its entirety to the addressee's facsimile number,
- but if delivery is not made before 5 p.m. on any day it shall be deemed to be received at 9 a.m. on the next day in that place.

- 21.2 The Minister and the licensee may each vary their address or facsimile number at any time by written notice.

Granted on behalf of the Minister by Director of Fisheries, delegate of the Minister, on 27 May 1999.

G. MORGAN, Director of Fisheries

The licensee hereby acknowledges and agrees to the terms and conditions of this licence.

Signed by the said D. L. APPEBLY

In the presence of: C. BICKMORE, Witness

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
Zone 53	
425453E 6376470N 134°12'15" -32°44'49"	10
425578E 6376250N 134°12'20" -32°44'56"	
425217E 6376064N 134°12'06" -32°45'02"	
425104E 6376284N 134°12'01" -32°44'55"	

All structures, equipment, buoys and flotations (except for that required by the Department for Transport, Urban Planning and the Arts) must be black, dark grey, dark blue, dark brown, or dark green coloured materials.

The boundary of the site to be marked either with:

- (a) (1) At the corners with posts extending 900 mm above mean high water springs. Such posts to be marked with a St Andrews cross, each cross arm measuring 900 mm from tip to tip, minimum width 75 mm.
- (2) Posts to be not less than 125 mm in diameter.
- (3) Posts and crosses to be painted yellow.
- (4) The ends of each cross to be marked with a 200 mm strip of yellow retro-reflective tape.
- (5) Between the corner posts at intervals not exceeding 50 m, buoys not less than 300 mm in diameter.
- (6) All buoys, posts, crosses and markers must be maintained in good condition.

or

- (b) (1) At each corner, yellow spar buoys with a St Andrews cross as a top mark placed at least 900 mm above the buoy, cross arms 900 mm long x 75 mm wide.
- (2) At distances not exceeding 50 m between the corner spar buoys, yellow spherical buoys not less than 300 mm in diameter.
- (3) The buoys and topmarks must all be coloured yellow and marked with a yellow retro-reflective as in (a) (4).
- (4) All buoys, posts, crosses and markers must be maintained in good condition.

When the site is in navigable water and possible danger to navigation, lights must be placed on the top of each St Andrews cross that is located at each corner of the site and these lights must be yellow in colour and flashing once every 4 seconds and visible over an arc of 360 degrees for a distance of at least one mile.

Item 2—Marked-Off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee.]

White buoys of at least 12 inches in diameter must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1—Permitted Species

The Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule.

Pacific Oysters (*Crassostrea gigas*)

Item 2—Permitted Farming Methods

The Director of Fisheries has, pursuant to section 48G (2) of the Act, issued a permit to disturb the seabed for the purpose of installing the structures specified in this Schedule.

Longlines

Each unit must not exceed 100 m in length and 2 m in width, and each unit must be at least 6 m from any other unit.

Item 3—Stocking Rates

Oysters

Size (mm)	Number per Hectare
3	2 500 000
10	1 600 000
20	1 100 000
30	750 000
40	500 000
50	350 000
60	200 000
70	150 000
80	100 000

SCHEDULE 3

Item 1—Fees

	\$
Environmental Monitoring Program 10 at \$20 each.....	200.00
SASQAP (Classified Area) 10 at \$37 each.....	370.00
Base Licence Fee.....	328.00
Fisheries Research and Development Corporation Levy.....	92.60
Total Annual Licence Fee.....	990.60

Item 2—Public Risk Insurance

Five million dollars (\$5 000 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

1. Name of licensee.
2. Address of licensee.
3. Species of fish farmed and held on the site.
4. Location of aquaculture operation.
5. Period covered by return.
6. Number of life stage of each species of fish held.
7. Number, weight and value of each species of fish held.
8. Details of any disease detected in any fish kept.
9. Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
10. If any fish were brought into the state, the number of fish and the life stage of the fish.
11. If fish were brought into the state, the purpose for which they were brought in.
12. Method of disposal of water and packaging use for transporting the fish.
13. If any disease or symptom of disease occurred in the acquired fish.
14. Method of disposal of diseased or dead fish and the number disposed of.
15. Signature, date and telephone number.
16. Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00095
(PREVIOUS LICENCE NO. F768)

Licence to Farm Fish under section 53 of the Fisheries Act 1982

WHEREAS the Director of Fisheries has, pursuant to section 50 (2) of the Fisheries Act 1982 ('the Act'), issued a permit to the undermentioned licensee to release the fish specified in Item 1 of Schedule 2 of this licence ('the permitted species') and, pursuant to section 48G (2) of the Act, the Director of Fisheries has also issued a permit to disturb the seabed for the purpose of installing structures necessary for the licensed activity at the undermentioned site, the Minister for Primary Industries, Natural Resources and Regional Development ('the Minister') hereby grants to:

J. and S. Beasy
25 Crocker Street
Smoky Bay, S.A. 5680,

a non-exclusive licence to occupy and use the waters specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 January 1999 and ending, subject to any earlier termination under this licence, on 30 June 1999 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. *Licence*

The parties acknowledge and agree that:

- 1.1 the rights, powers and privileges granted to or vested in the licensee under this licence are contractual only and shall not create or vest in the licensee any estate, interest or right of a proprietary nature in the site; and
- 1.2 that, subject to section 53A of the Fisheries Act 1982, this licence does not entitle the licensee to exclusive rights of entry to and occupation of the site and that the rights granted by this licence are exercisable by the licensee in common with any other occupiers of the site from time to time.

2. *Marked-off Areas*

For the purposes of section 53A of the Fisheries Act 1982, the marked-off areas within the site is that area or those areas marked-off or indicated in the manner set out in Item 2 of Schedule 1 of this licence.

3. *Permitted Species*

The licensee:

- 3.1 must not farm or introduce any species at the site other than the permitted species; and
- 3.2 must not take any wild fish from the site except for recreational purposes.

4. *Permitted Use*

The licensee must not use the site for any purpose other than the permitted use.

5. *Permitted Methods*

The licensee:

- 5.1 must not stock the permitted species at a rate greater than that specified in Schedule 2 of this licence;
- 5.2 must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the site;
- 5.3 must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister;
- 5.4 must apply the permitted farming methods set out in Item 2 of Schedule 2 of this licence.

6. *Marking and Maintaining the Site*

The licensee:

- 6.1 must ensure that the site is maintained in a good, tidy and safe condition to the satisfaction of the Minister;
- 6.2 must remove and lawfully dispose of any waste or debris on the site as soon as is reasonably practicable and in particular must comply with any guidelines issued from time to time by the Minister in relation to the removal from the site of any unhealthy or dead fish;
- 6.3 must maintain all buoys, crosses, and markers on the site in good condition and in accordance with the colours specified in Schedule 1 of this licence; and
- 6.4 must mark the site boundary in accordance with the specifications in Schedule 1 of this licence.

7. *Site Inspection and Supervision*

The licensee:

- 7.1 must at all times permit the Minister, his employees, agents or contractors or any employees, agents or contractors of the Crown to enter the site for the purposes of inspecting the site, the sea floor and the flora and fauna on or in the vicinity of the site; and
- 7.2 must comply with all reasonable directions of any such person authorised by the Director of Fisheries to inspect the conduct of the licensee's activities at the site.

8. *Fees and Returns*

The licensee:

- 8.1 must pay to the Minister the licence fee in accordance with Item 1 of Schedule 3 of this licence;
- 8.2 must on or before 31 January and 31 July during the term, submit to the Minister a return supplying all of the information described in Schedule 4 of this licence.

9. *Compliance With Relevant Laws*

- 9.1 the licensee must at all times comply with all laws, by-laws or regulations in force which relate to the site or the activities conducted in the site and with all notices, orders or requirements lawfully given or made by any authority or authorities in respect of the site;
- 9.2 in particular, without derogating from the general requirement under condition 9 of this licence:
 - 9.2.1 the licensee must not do or permit to be done in upon or about the site anything which in the opinion of the Minister would cause or contribute to the degradation or pollution of any coastal land or the surrounding marine environment; and
 - 9.2.2 in the event that the Minister is satisfied, on reasonable grounds, that the fish taken from the waters are not fit for human consumption or that consumption of fish taken from the waters could present a danger to the health of the consumer, the licensee must, in accordance with a written notice from the Minister, cease or suspend the conduct of the permitted use or else conduct the permitted use as directed within the notice.

10. *Public Risk Liability*

The licensee must at all times indemnify the Minister, his officers, employees, contractors and agents from and against all claims, demands, actions, judgments, proceedings, damages, losses, costs, charges and expenses in respect of any loss of life, personal injury and/or damage to property caused or suffered in any manner in or about the site.

11. *Release*

The licensee must use and keep the site at the risk in all things of the licensee and the licensee must release to the full extent permitted by law the Minister, his agents, contractors and servants in the absence of any wilful act, omission, default or neglect on their part from all claims and demands of every kind resulting from any accident damage or injury to persons or property occurring at the site, including loss or damage to the licensee's fixtures or personal property of the licensee.

12. *Public Risk Insurance*

The licensee shall at its own cost and expense during the term effect and keep in full force and effect in respect of the site and the permitted use a policy of public risk insurance in the joint names of the licensee and the Minister in which the limits of public risk shall not be less than the amount specified in Item 2 of Schedule 3 of this licence, or such further amount as the Minister may from time to time reasonably require, as the amount which may be paid out in respect of any one single claim and a policy of insurance or copy thereof or a certificate of insurance shall be produced by the licensee to the Minister on request in writing being made by the Minister for its production.

13. *Guarantee or Indemnity Scheme*

The licensee must either:

- 13.1 provide a guarantee from its bankers; or
- 13.2 contribute to an indemnity scheme established for the aquaculture and fisheries industry and approved by the Minister,

to and in favour of and for the benefit of the Minister by way of security for the due and punctual performance by the licensee of the terms and conditions of this licence and in particular the obligations of the licensee to rehabilitate the site immediately prior to the expiration or sooner determination of the term of this licence. Such guarantee or indemnity scheme must have effect from the date of commencement of the term.

14. *No Assignment*

The licensee acknowledges that this licence is personal and it must not assign or sublet or deal in any other way with any interest in this licence.

15. *Default by Licensee and Termination*

The Minister may terminate this licence immediately by notice in writing served on the licensee if:

- 15.1 the licensee commits or permits any breach or default of the obligations imposed on the licensee by this licence, and following the giving by the Minister of written notice of such breach or default, the licensee either fails to rectify such breach or default within one calendar month of the date of such notice (or earlier if the circumstances require) or fails to make diligent progress towards rectifying any such breach which is incapable of rectification within the time so limited; or
- 15.2 the licensee commits or permits any further breach or default of the obligations imposed on the licensee by this licence for which the Minister has previously given notice in writing of such breach or default pursuant to paragraph 1 of condition 15.1 notwithstanding rectification of the previous breach or default; or
- 15.3 the licence fee referred to in condition 8 is unpaid for a period of 14 days after notice has been given to the licensee that it is outstanding; or
- 15.4 if the licensee is a body corporate, any of the following occur:
 - 15.4.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
 - 15.4.2 an order is made for the winding up or liquidation of the licensee;
 - 15.4.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;
 - 15.4.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or
 - 15.4.5 a mortgagee, chargee or other encumbrance is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets; or
- 15.5 if the licensee is an individual, the licensee:
 - 15.5.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or
 - 15.5.2 is convicted of an indictable offence.

Termination of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

16. *Interpretation*

Subject to any inconsistency of subject or context, the following rules of construction shall be used in the interpretation of this licence:

- 16.1 any word importing the plural includes the singular and *vice versa*;
- 16.2 any wording importing a gender shall include all other genders;
- 16.3 a reference to a body corporate shall include a natural person and *vice versa*;
- 16.4 a reference to a recital, party, clause, Schedule or Annexure is a reference to a recital, party, clause, Schedule or Annexure of this licence;
- 16.5 the captions, headings, section numbers and clause numbers appearing in this licence are inserted only as a matter of convenience and in no way affect the construction of this licence;

16.6 a reference to a statute shall include all statutes amending, consolidating or replacing the statutes referred to;

16.7 where two or more persons are named as licensees, this licence shall bind the licensees jointly and each of them severally; and

16.8 time is of the essence in respect of any obligation relating to time in this licence.

17. *Delegation*

Any consent, notice, any consultation or any other thing which is pursuant to the terms of this licence either required to be given, done or performed or which may be given, done or performed by the Minister may for the purposes of this licence be properly given, done or performed by any duly authorised agent or employee of the Minister.

18. *Severance*

If any term or condition of this licence should be for any reason unlawful, void, invalid or unenforceable then the offending term or condition shall be severed from this licence without affecting the validity or enforceability of the remainder of this licence.

19. *Modification*

No variation of or addition to any provision of this licence shall be binding upon the Minister and the licensee unless such variation or addition is made in writing, signed by both the Minister and the licensee and expressed to be either supplemental to or in substitution for the whole or a part of this licence.

20. *Waiver*

20.1 A waiver of any provision of this licence by the Minister must both be in writing and be signed by the Minister or by persons duly authorised to execute such a document on the Minister's part.

20.2 No waiver by the Minister of a breach of a term or condition contained in this licence shall operate as a waiver of any breach of the same or any other term or condition contained in this licence.

20.3 No forbearance, delay or indulgence by the Minister in enforcing the provisions of this licence shall prejudice or restrict the rights of the Minister.

21. *Notices*

21.1 Notices may be served by delivering the same personally, by mail or facsimile transmission and shall be:

21.1.1 in writing addressed to the Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 (in the case of the Minister) and to the address of the licensee set out above (in the case of the licensee);

21.1.2 signed by or on behalf of the sender or by a person duly authorised in that regard by the sender;

21.1.3 deemed to be duly served or made in the following circumstances:

(a) if delivered, upon delivery;

(b) if sending by mail, upon posting;

(c) if sent by facsimile transmission, upon the sender's facsimile producing a transmission report that the facsimile was satisfactorily sent in its entirety to the addressee's facsimile number,

but if delivery is not made before 5 p.m. on any day it shall be deemed to be received at 9 a.m. on the next day in that place.

21.2 The Minister and the licensee may each vary their address or facsimile number at any time by written notice.

Granted on behalf of the Minister by Director of Fisheries, delegate of the Minister, on 25 May 1999.

G. MORGAN, Director of Fisheries

The licensee hereby acknowledges and agrees to the terms and conditions of this licence.

Signed by the said J. BEASY

In the presence of: S. DODD, Witness

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
Zone 53	
395091E 6416947N 133°53'05" -32°22'45"	2
395138E 6416943N 133°53'06" -32°22'46"	
395108E 6416520N 133°53'05" -32°22'59"	
395061E 6416523N 133°53'03" -32°22'59"	

All structures, equipment, buoys and flotations (except for that required by the Department for Transport, Urban Planning and the Arts) must be black, dark grey, dark blue, dark brown, or dark green coloured materials.

The boundary of the site to be marked either with:

- (a) (1) At the corners with posts extending 900 mm above mean high water springs. Such posts to be marked with a St Andrews cross, each cross arm measuring 900 mm from tip to tip, minimum width 75 mm.
 - (2) Posts to be not less than 125 mm in diameter.
 - (3) Posts and crosses to be painted yellow.
 - (4) The ends of each cross to be marked with a 200 mm strip of yellow retro-reflective tape.
 - (5) Between the corner posts at intervals not exceeding 50 m, buoys not less than 300 mm in diameter.
 - (6) All buoys, posts, crosses and markers must be maintained in good condition.
- or
- (b) (1) At each corner, yellow spar buoys with a St Andrews cross as a top mark placed at least 900 mm above the buoy, cross arms 900 mm long x 75 mm wide.
 - (2) At distances not exceeding 50 m between the corner spar buoys, yellow spherical buoys not less than 300 mm in diameter.
 - (3) The buoys and topmarks must all be coloured yellow and marked with a yellow retro-reflective as in (a) (4).
 - (4) All buoys, posts, crosses and markers must be maintained in good condition.

When the site is in navigable water and possible danger to navigation, lights must be placed on the top of each St Andrews cross that is located at each corner of the site and these lights must be yellow in colour and flashing once every 4 seconds and visible over an arc of 360 degrees for a distance of at least one mile.

Item 2—Marked-Off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee.]

White buoys of at least 12 inches in diameter must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1—Permitted Species

The Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule.

Pacific Oysters (*Crassostrea gigas*)

Item 2—Permitted Farming Methods

The Director of Fisheries has, pursuant to section 48G (2) of the Act, issued a permit to disturb the seabed for the purpose of installing the structures specified in this Schedule.

Longlines

Each unit must not exceed 100 m in length and 2 m in width, and each unit must be at least 6 m from any other unit.

Item 3—Stocking Rates

Oysters

Size (mm)	Number per Hectare
3	2 500 000
10	1 600 000
20	1 100 000
30	750 000
40	500 000
50	350 000
60	200 000
70	150 000
80	100 000

SCHEDULE 3

Item 1—Fees

	\$
Environmental Monitoring Program 2 at \$20 each	40.00
SASQAP (Classified Area) 2 at \$37 each	74.00
Base Licence Fee	328.00
Fisheries Research and Development Corporation Levy	92.60
Total Annual Licence Fee	534.60

Item 2—Public Risk Insurance

Five million dollars (\$5 000 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

1. Name of licensee.
2. Address of licensee.
3. Species of fish farmed and held on the site.
4. Location of aquaculture operation.
5. Period covered by return.
6. Number of life stage of each species of fish held.
7. Number, weight and value of each species of fish held.
8. Details of any disease detected in any fish kept.
9. Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
10. If any fish were brought into the state, the number of fish and the life stage of the fish.
11. If fish were brought into the state, the purpose for which they were brought in.
12. Method of disposal of water and packaging use for transporting the fish.
13. If any disease or symptom of disease occurred in the acquired fish.
14. Method of disposal of diseased or dead fish and the number disposed of.
15. Signature, date and telephone number.
16. Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00178
(PREVIOUS LICENCE NO. F742)

Licence to Farm Fish under section 53 of the Fisheries Act 1982

WHEREAS the Director of Fisheries has, pursuant to section 50 (2) of the Fisheries Act 1982 ('the Act'), issued a permit to the undermentioned licensee to release the fish specified in Item 1 of Schedule 2 of this licence ('the permitted species') and, pursuant to section 48G (2) of the Act, the Director of Fisheries has also issued a permit to disturb the seabed for the purpose of installing structures necessary for the licensed activity at the undermentioned site, the Minister for Primary Industries, Natural Resources and Regional Development ('the Minister') hereby grants to:

J. B. & C. J. Holmes Pty Ltd
25 Denton Street
Smoky Bay, S.A. 5680,

a non-exclusive licence to occupy and use the waters specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 July 1998 and ending, subject to any earlier termination under this licence, on 30 June 1999 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. *Licence*

The parties acknowledge and agree that:

- 1.1 the rights, powers and privileges granted to or vested in the licensee under this licence are contractual only and shall not create or vest in the licensee any estate, interest or right of a proprietary nature in the site; and
- 1.2 that, subject to section 53A of the Fisheries Act 1982, this licence does not entitle the licensee to exclusive rights of entry to and occupation of the site and that the rights granted by this licence are exercisable by the licensee in common with any other occupiers of the site from time to time.

2. *Marked-off Areas*

For the purposes of section 53A of the Fisheries Act 1982, the marked-off areas within the site is that area or those areas marked-off or indicated in the manner set out in Item 2 of Schedule 1 of this licence.

3. *Permitted Species*

The licensee:

- 3.1 must not farm or introduce any species at the site other than the permitted species; and
- 3.2 must not take any wild fish from the site except for recreational purposes.

4. *Permitted Use*

The licensee must not use the site for any purpose other than the permitted use.

5. *Permitted Methods*

The licensee:

- 5.1 must not stock the permitted species at a rate greater than that specified in Schedule 2 of this licence;
- 5.2 must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the site;
- 5.3 must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister;
- 5.4 must apply the permitted farming methods set out in Item 2 of Schedule 2 of this licence.

6. *Marking and Maintaining the Site*

The licensee:

- 6.1 must ensure that the site is maintained in a good, tidy and safe condition to the satisfaction of the Minister;

- 6.2 must remove and lawfully dispose of any waste or debris on the site as soon as is reasonably practicable and in particular must comply with any guidelines issued from time to time by the Minister in relation to the removal from the site of any unhealthy or dead fish;
- 6.3 must maintain all buoys, crosses, and markers on the site in good condition and in accordance with the colours specified in Schedule 1 of this licence; and
- 6.4 must mark the site boundary in accordance with the specifications in Schedule 1 of this licence.

7. *Site Inspection and Supervision*

The licensee:

- 7.1 must at all times permit the Minister, his employees, agents or contractors or any employees, agents or contractors of the Crown to enter the site for the purposes of inspecting the site, the sea floor and the flora and fauna on or in the vicinity of the site; and
- 7.2 must comply with all reasonable directions of any such person authorised by the Director of Fisheries to inspect the conduct of the licensee's activities at the site.

8. *Fees and Returns*

The licensee:

- 8.1 must pay to the Minister the licence fee in accordance with Item 1 of Schedule 3 of this licence;
- 8.2 must on or before 31 January and 31 July during the term, submit to the Minister a return supplying all of the information described in Schedule 4 of this licence.

9. *Compliance With Relevant Laws*

- 9.1 the licensee must at all times comply with all laws, by-laws or regulations in force which relate to the site or the activities conducted in the site and with all notices, orders or requirements lawfully given or made by any authority or authorities in respect of the site;
- 9.2 in particular, without derogating from the general requirement under condition 9 of this licence:
 - 9.2.1 the licensee must not do or permit to be done in upon or about the site anything which in the opinion of the Minister would cause or contribute to the degradation or pollution of any coastal land or the surrounding marine environment; and
 - 9.2.2 in the event that the Minister is satisfied, on reasonable grounds, that the fish taken from the waters are not fit for human consumption or that consumption of fish taken from the waters could present a danger to the health of the consumer, the licensee must, in accordance with a written notice from the Minister, cease or suspend the conduct of the permitted use or else conduct the permitted use as directed within the notice.

10. *Public Risk Liability*

The licensee must at all times indemnify the Minister, his officers, employees, contractors and agents from and against all claims, demands, actions, judgments, proceedings, damages, losses, costs, charges and expenses in respect of any loss of life, personal injury and/or damage to property caused or suffered in any manner in or about the site.

11. *Release*

The licensee must use and keep the site at the risk in all things of the licensee and the licensee must release to the full extent permitted by law the Minister, his agents, contractors and servants in the absence of any wilful act, omission, default or neglect on their part from all claims and demands of every kind resulting from any accident damage or injury to persons or property occurring at the site, including loss or damage to the licensee's fixtures or personal property of the licensee.

12. Public Risk Insurance

The licensee shall at its own cost and expense during the term effect and keep in full force and effect in respect of the site and the permitted use a policy of public risk insurance in the joint names of the licensee and the Minister in which the limits of public risk shall not be less than the amount specified in Item 2 of Schedule 3 of this licence, or such further amount as the Minister may from time to time reasonably require, as the amount which may be paid out in respect of any one single claim and a policy of insurance or copy thereof or a certificate of insurance shall be produced by the licensee to the Minister on request in writing being made by the Minister for its production.

13. Guarantee or Indemnity Scheme

The licensee must either:

- 13.1 provide a guarantee from its bankers; or
- 13.2 contribute to an indemnity scheme established for the aquaculture and fisheries industry and approved by the Minister,

to and in favour of and for the benefit of the Minister by way of security for the due and punctual performance by the licensee of the terms and conditions of this licence and in particular the obligations of the licensee to rehabilitate the site immediately prior to the expiration or sooner determination of the term of this licence. Such guarantee or indemnity scheme must have effect from the date of commencement of the term.

14. No Assignment

The licensee acknowledges that this licence is personal and it must not assign or sublet or deal in any other way with any interest in this licence.

15. Default by Licensee and Termination

The Minister may terminate this licence immediately by notice in writing served on the licensee if:

- 15.1 the licensee commits or permits any breach or default of the obligations imposed on the licensee by this licence, and following the giving by the Minister of written notice of such breach or default, the licensee either fails to rectify such breach or default within one calendar month of the date of such notice (or earlier if the circumstances require) or fails to make diligent progress towards rectifying any such breach which is incapable of rectification within the time so limited; or
- 15.2 the licensee commits or permits any further breach or default of the obligations imposed on the licensee by this licence for which the Minister has previously given notice in writing of such breach or default pursuant to paragraph 1 of condition 15.1 notwithstanding rectification of the previous breach or default; or
- 15.3 the licence fee referred to in condition 8 is unpaid for a period of 14 days after notice has been given to the licensee that it is outstanding; or
- 15.4 if the licensee is a body corporate, any of the following occur:
 - 15.4.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
 - 15.4.2 an order is made for the winding up or liquidation of the licensee;
 - 15.4.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;
 - 15.4.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or
 - 15.4.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets; or
- 15.5 if the licensee is an individual, the licensee:
 - 15.5.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other

form of composition for the benefit of the licensee's creditors; or

- 15.5.2 is convicted of an indictable offence.

Termination of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

16. Interpretation

Subject to any inconsistency of subject or context, the following rules of construction shall be used in the interpretation of this licence:

- 16.1 any word importing the plural includes the singular and *vice versa*;
- 16.2 any wording importing a gender shall include all other genders;
- 16.3 a reference to a body corporate shall include a natural person and *vice versa*;
- 16.4 a reference to a recital, party, clause, Schedule or Annexure is a reference to a recital, party, clause, Schedule or Annexure of this licence;
- 16.5 the captions, headings, section numbers and clause numbers appearing in this licence are inserted only as a matter of convenience and in no way affect the construction of this licence;
- 16.6 a reference to a statute shall include all statutes amending, consolidating or replacing the statutes referred to;
- 16.7 where two or more persons are named as licensees, this licence shall bind the licensees jointly and each of them severally; and
- 16.8 time is of the essence in respect of any obligation relating to time in this licence.

17. Delegation

Any consent, notice, any consultation or any other thing which is pursuant to the terms of this licence either required to be given, done or performed or which may be given, done or performed by the Minister may for the purposes of this licence be properly given, done or performed by any duly authorised agent or employee of the Minister.

18. Severance

If any term or condition of this licence should be for any reason unlawful, void, invalid or unenforceable then the offending term or condition shall be severed from this licence without affecting the validity or enforceability of the remainder of this licence.

19. Modification

No variation of or addition to any provision of this licence shall be binding upon the Minister and the licensee unless such variation or addition is made in writing, signed by both the Minister and the licensee and expressed to be either supplemental to or in substitution for the whole or a part of this licence.

20. Waiver

- 20.1 A waiver of any provision of this licence by the Minister must both be in writing and be signed by the Minister or by persons duly authorised to execute such a document on the Minister's part.
- 20.2 No waiver by the Minister of a breach of a term or condition contained in this licence shall operate as a waiver of any breach of the same or any other term or condition contained in this licence.
- 20.3 No forbearance, delay or indulgence by the Minister in enforcing the provisions of this licence shall prejudice or restrict the rights of the Minister.

21. Notices

- 21.1 Notices may be served by delivering the same personally, by mail or facsimile transmission and shall be:
 - 21.1.1 in writing addressed to the Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 (in the case of the Minister) and to the address of the

- licensee set out above (in the case of the licensee);
- 21.1.2 signed by or on behalf of the sender or by a person duly authorised in that regard by the sender;
 - 21.1.3 deemed to be duly served or made in the following circumstances:
 - (a) if delivered, upon delivery;
 - (b) if sending by mail, upon posting;
 - (c) if sent by facsimile transmission, upon the sender's facsimile producing a transmission report that the facsimile was satisfactorily sent in its entirety to the addressee's facsimile number,
 but if delivery is not made before 5 p.m. on any day it shall be deemed to be received at 9 a.m. on the next day in that place.

21.2 The Minister and the licensee may each vary their address or facsimile number at any time by written notice.

Granted on behalf of the Minister by Director of Fisheries, delegate of the Minister, on 27 May 1999.

G. MORGAN, Director of Fisheries

The licensee hereby acknowledges and agrees to the terms and conditions of this licence.

The Common Seal of J. B. & C. J. Holmes Pty Ltd was hereunto affixed in the presence of:

(L.S.) J. B. HOLMES, Director
C. J. HOLMES, Secretary

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
Zone 53	
395730E 6416405N 133°53'29" -32°23'03"	3
395740E 6416545N 133°53'29" -32°22'59"	
395529E 6416561N 133°53'21" -32°22'58"	
395519E 6416420N 133°53'21" -32°23'03"	

All structures, equipment, buoys and flotations (except for that required by the Department for Transport, Urban Planning and the Arts) must be black, dark grey, dark blue, dark brown, or dark green coloured materials.

The boundary of the site to be marked either with:

- (a) (1) At the corners with posts extending 900 mm above mean high water springs. Such posts to be marked with a St Andrews cross, each cross arm measuring 900 mm from tip to tip, minimum width 75 mm.
 - (2) Posts to be not less than 125 mm in diameter.
 - (3) Posts and crosses to be painted yellow.
 - (4) The ends of each cross to be marked with a 200 mm strip of yellow retro-reflective tape.
 - (5) Between the corner posts at intervals not exceeding 50 m, buoys not less than 300 mm in diameter.
 - (6) All buoys, posts, crosses and markers must be maintained in good condition.
- or
- (b) (1) At each corner, yellow spar buoys with a St Andrews cross as a top mark placed at least 900 mm above the buoy, cross arms 900 mm long x 75 mm wide.
 - (2) At distances not exceeding 50 m between the corner spar buoys, yellow spherical buoys not less than 300 mm in diameter.
 - (3) The buoys and topmarks must all be coloured yellow and marked with a yellow retro-reflective as in (a) (4).
 - (4) All buoys, posts, crosses and markers must be maintained in good condition.

When the site is in navigable water and possible danger to navigation, lights must be placed on the top of each St Andrews cross that is located at each corner of the site and these lights must be yellow in colour and flashing once every 4 seconds and visible over an arc of 360 degrees for a distance of at least one mile.

Item 2—Marked-Off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee.]

White buoys of at least 12 inches in diameter must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1—Permitted Species

The Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule.

Pacific Oysters (*Crassostrea gigas*)

Item 2—Permitted Farming Methods

The Director of Fisheries has, pursuant to section 48G (2) of the Act, issued a permit to disturb the seabed for the purpose of installing the structures specified in this Schedule.

Racks

Each unit must not exceed 100 m in length and 2 m in width, and each unit must be at least 6 m from any other unit.

Item 3—Stocking Rates

Size (mm)	Number per Hectare
3	2 500 000
10	1 600 000
20	1 100 000
30	750 000
40	500 000
50	350 000
60	200 000
70	150 000
80	100 000

SCHEDULE 3

Item 1—Fees

	\$
Environmental Monitoring Program 3 at \$20 each	60.00
SASQAP (Classified Area) 3 at \$37 each.....	111.00
Base Licence Fee	328.00
Fisheries Research and Development Corporation Levy	92.60
Total Annual Licence Fee.....	591.60

Item 2—Public Risk Insurance

Five million dollars (\$5 000 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

1. Name of licensee.
2. Address of licensee.
3. Species of fish farmed and held on the site.
4. Location of aquaculture operation.
5. Period covered by return.
6. Number of life stage of each species of fish held.
7. Number, weight and value of each species of fish held.
8. Details of any disease detected in any fish kept.
9. Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
10. If any fish were brought into the state, the number of fish and the life stage of the fish.

11. If fish were brought into the state, the purpose for which they were brought in.
12. Method of disposal of water and packaging use for transporting the fish.
13. If any disease or symptom of disease occurred in the acquired fish.
14. Method of disposal of diseased or dead fish and the number disposed of.
15. Signature, date and telephone number.
16. Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00309 (PREVIOUS LICENCE NO. F842)

Licence to Farm Fish under section 53 of the Fisheries Act 1982

WHEREAS the Director of Fisheries has, pursuant to section 50 (2) of the Fisheries Act 1982 ('the Act'), issued a permit to the undermentioned licensee to release the fish specified in Item 1 of Schedule 2 of this licence ('the permitted species') and, pursuant to section 48G (2) of the Act, the Director of Fisheries has also issued a permit to disturb the seabed for the purpose of installing structures necessary for the licensed activity at the undermentioned site, the Minister for Primary Industries, Natural Resources and Regional Development ('the Minister') hereby grants to:

P. J. & S. M. Dennis
21 Normandy Place
Port Lincoln, S.A. 5606,

a non-exclusive licence to occupy and use the waters specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 April 1999 and ending, subject to any earlier termination under this licence, on 30 June 1999 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. Licence

The parties acknowledge and agree that:

- 1.1 the rights, powers and privileges granted to or vested in the licensee under this licence are contractual only and shall not create or vest in the licensee any estate, interest or right of a proprietary nature in the site; and
- 1.2 that, subject to section 53A of the Fisheries Act 1982, this licence does not entitle the licensee to exclusive rights of entry to and occupation of the site and that the rights granted by this licence are exercisable by the licensee in common with any other occupiers of the site from time to time.

2. Marked-off Areas

For the purposes of section 53A of the Fisheries Act 1982, the marked-off areas within the site is that area or those areas marked-off or indicated in the manner set out in Item 2 of Schedule 1 of this licence.

3. Permitted Species

The licensee:

- 3.1 must not farm or introduce any species at the site other than the permitted species; and
- 3.2 must not take any wild fish from the site except for recreational purposes.

4. Permitted Use

The licensee must not use the site for any purpose other than the permitted use.

5. Permitted Methods

The licensee:

- 5.1 must not stock the permitted species at a rate greater than that specified in Schedule 2 of this licence;
- 5.2 must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the site;
- 5.3 must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister;
- 5.4 must apply the permitted farming methods set out in Item 2 of Schedule 2 of this licence.

6. Marking and Maintaining the Site

The licensee:

- 6.1 must ensure that the site is maintained in a good, tidy and safe condition to the satisfaction of the Minister;
- 6.2 must remove and lawfully dispose of any waste or debris on the site as soon as is reasonably practicable and in particular must comply with any guidelines issued from time to time by the Minister in relation to the removal from the site of any unhealthy or dead fish;
- 6.3 must maintain all buoys, crosses, and markers on the site in good condition and in accordance with the colours specified in Schedule 1 of this licence; and
- 6.4 must mark the site boundary in accordance with the specifications in Schedule 1 of this licence.

7. Site Inspection and Supervision

The licensee:

- 7.1 must at all times permit the Minister, his employees, agents or contractors or any employees, agents or contractors of the Crown to enter the site for the purposes of inspecting the site, the sea floor and the flora and fauna on or in the vicinity of the site; and
- 7.2 must comply with all reasonable directions of any such person authorised by the Director of Fisheries to inspect the conduct of the licensee's activities at the site.

8. Fees and Returns

The licensee:

- 8.1 must pay to the Minister the licence fee in accordance with Item 1 of Schedule 3 of this licence;
- 8.2 must on or before 31 January and 31 July during the term, submit to the Minister a return supplying all of the information described in Schedule 4 of this licence.

9. Compliance With Relevant Laws

- 9.1 the licensee must at all times comply with all laws, by-laws or regulations in force which relate to the site or the activities conducted in the site and with all notices, orders or requirements lawfully given or made by any authority or authorities in respect of the site;
- 9.2 in particular, without derogating from the general requirement under condition 9 of this licence:
 - 9.2.1 the licensee must not do or permit to be done in upon or about the site anything which in the opinion of the Minister would cause or contribute to the degradation or pollution of any coastal land or the surrounding marine environment; and
 - 9.2.2 in the event that the Minister is satisfied, on reasonable grounds, that the fish taken from the waters are not fit for human consumption or that consumption of fish taken from the waters could present a danger to the health of the consumer, the licensee must, in accordance with a written notice from the Minister, cease or suspend the conduct of the permitted use or else conduct the permitted use as directed within the notice.

10. Public Risk Liability

The licensee must at all times indemnify the Minister, his officers, employees, contractors and agents from and against all claims, demands, actions, judgments, proceedings, damages, losses, costs, charges and expenses in respect of any loss of life, personal injury and/or damage to property caused or suffered in any manner in or about the site.

11. Release

The licensee must use and keep the site at the risk in all things of the licensee and the licensee must release to the full extent permitted by law the Minister, his agents, contractors and servants in the absence of any wilful act, omission, default or neglect on their part from all claims and demands of every kind resulting from any accident damage or injury to persons or property occurring at the site, including loss or damage to the licensee's fixtures or personal property of the licensee.

12. Public Risk Insurance

The licensee shall at its own cost and expense during the term effect and keep in full force and effect in respect of the site and the permitted use a policy of public risk insurance in the joint names of the licensee and the Minister in which the limits of public risk shall not be less than the amount specified in Item 2 of Schedule 3 of this licence, or such further amount as the Minister may from time to time reasonably require, as the amount which may be paid out in respect of any one single claim and a policy of insurance or copy thereof or a certificate of insurance shall be produced by the licensee to the Minister on request in writing being made by the Minister for its production.

13. Guarantee or Indemnity Scheme

The licensee must either:

- 13.1 provide a guarantee from its bankers; or
- 13.2 contribute to an indemnity scheme established for the aquaculture and fisheries industry and approved by the Minister,

to and in favour of and for the benefit of the Minister by way of security for the due and punctual performance by the licensee of the terms and conditions of this licence and in particular the obligations of the licensee to rehabilitate the site immediately prior to the expiration or sooner determination of the term of this licence. Such guarantee or indemnity scheme must have effect from the date of commencement of the term.

14. No Assignment

The licensee acknowledges that this licence is personal and it must not assign or sublet or deal in any other way with any interest in this licence.

15. Default by Licensee and Termination

The Minister may terminate this licence immediately by notice in writing served on the licensee if:

- 15.1 the licensee commits or permits any breach or default of the obligations imposed on the licensee by this licence, and following the giving by the Minister of written notice of such breach or default, the licensee either fails to rectify such breach or default within one calendar month of the date of such notice (or earlier if the circumstances require) or fails to make diligent progress towards rectifying any such breach which is incapable of rectification within the time so limited; or
- 15.2 the licensee commits or permits any further breach or default of the obligations imposed on the licensee by this licence for which the Minister has previously given notice in writing of such breach or default pursuant to paragraph 1 of condition 15.1 notwithstanding rectification of the previous breach or default; or
- 15.3 the licence fee referred to in condition 8 is unpaid for a period of 14 days after notice has been given to the licensee that it is outstanding; or
- 15.4 if the licensee is a body corporate, any of the following occur:
 - 15.4.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
 - 15.4.2 an order is made for the winding up or liquidation of the licensee;

15.4.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;

15.4.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or

15.4.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets; or

15.5 if the licensee is an individual, the licensee:

15.5.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or

15.5.2 is convicted of an indictable offence.

Termination of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

16. Interpretation

Subject to any inconsistency of subject or context, the following rules of construction shall be used in the interpretation of this licence:

- 16.1 any word importing the plural includes the singular and *vice versa*;
- 16.2 any wording importing a gender shall include all other genders;
- 16.3 a reference to a body corporate shall include a natural person and *vice versa*;
- 16.4 a reference to a recital, party, clause, Schedule or Annexure is a reference to a recital, party, clause, Schedule or Annexure of this licence;
- 16.5 the captions, headings, section numbers and clause numbers appearing in this licence are inserted only as a matter of convenience and in no way affect the construction of this licence;
- 16.6 a reference to a statute shall include all statutes amending, consolidating or replacing the statutes referred to;
- 16.7 where two or more persons are named as licensees, this licence shall bind the licensees jointly and each of them severally; and
- 16.8 time is of the essence in respect of any obligation relating to time in this licence.

17. Delegation

Any consent, notice, any consultation or any other thing which is pursuant to the terms of this licence either required to be given, done or performed or which may be given, done or performed by the Minister may for the purposes of this licence be properly given, done or performed by any duly authorised agent or employee of the Minister.

18. Severance

If any term or condition of this licence should be for any reason unlawful, void, invalid or unenforceable then the offending term or condition shall be severed from this licence without affecting the validity or enforceability of the remainder of this licence.

19. Modification

No variation of or addition to any provision of this licence shall be binding upon the Minister and the licensee unless such variation or addition is made in writing, signed by both the Minister and the licensee and expressed to be either supplemental to or in substitution for the whole or a part of this licence.

20. Waiver

- 20.1 A waiver of any provision of this licence by the Minister must both be in writing and be signed by the Minister or by persons duly authorised to execute such a document on the Minister's part.
- 20.2 No waiver by the Minister of a breach of a term or condition contained in this licence shall operate as a waiver of any breach of the same or any other term or condition contained in this licence.
- 20.3 No forbearance, delay or indulgence by the Minister in enforcing the provisions of this licence shall prejudice or restrict the rights of the Minister.

21. Notices

- 21.1 Notices may be served by delivering the same personally, by mail or facsimile transmission and shall be:
 - 21.1.1 in writing addressed to the Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 (in the case of the Minister) and to the address of the licensee set out above (in the case of the licensee);
 - 21.1.2 signed by or on behalf of the sender or by a person duly authorised in that regard by the sender;
 - 21.1.3 deemed to be duly served or made in the following circumstances:
 - (a) if delivered, upon delivery;
 - (b) if sending by mail, upon posting;
 - (c) if sent by facsimile transmission, upon the sender's facsimile producing a transmission report that the facsimile was satisfactorily sent in its entirety to the addressee's facsimile number,
 but if delivery is not made before 5 p.m. on any day it shall be deemed to be received at 9 a.m. on the next day in that place.
- 21.2 The Minister and the licensee may each vary their address or facsimile number at any time by written notice.

Granted on behalf of the Minister by Director of Fisheries, delegate of the Minister, on 28 May 1999.

G. MORGAN, Director of Fisheries

The licensee hereby acknowledges and agrees to the terms and conditions of this licence.

Signed by the said P. DENNIS

In the presence of: S. M. DENNIS, Witness

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
Zone 53	
535000E 6177800N 135°22'53" -34°32'26"	1
535100E 6177800N 135°22'57" -34°32'26"	
535100E 6177700N 135°22'57" -34°32'30"	
535000E 6177700N 135°22'53" -34°32'30"	

All structures, equipment, buoys and flotations (except for that required by the Department for Transport, Urban Planning and the Arts) must be black, dark grey, dark blue, dark brown, or dark green coloured materials.

The boundary of the site to be marked either with:

- (a) (1) At the corners with posts extending 900 mm above mean high water springs. Such posts to be marked with a St Andrews cross, each cross arm measuring 900 mm from tip to tip, minimum width 75 mm.
- (2) Posts to be not less than 125 mm in diameter.
- (3) Posts and crosses to be painted yellow.
- (4) The ends of each cross to be marked with a 200 mm strip of yellow retro-reflective tape.

- (5) Between the corner posts at intervals not exceeding 50 m, buoys not less than 300 mm in diameter.

- (6) All buoys, posts, crosses and markers must be maintained in good condition.

or

- (b) (1) At each corner, yellow spar buoys with a St Andrews cross as a top mark placed at least 900 mm above the buoy, cross arms 900 mm long x 75 mm wide.
- (2) At distances not exceeding 50 m between the corner spar buoys, yellow spherical buoys not less than 300 mm in diameter.
- (3) The buoys and topmarks must all be coloured yellow and marked with a yellow retro-reflective as in (a) (4).
- (4) All buoys, posts, crosses and markers must be maintained in good condition.

When the site is in navigable water and possible danger to navigation, lights must be placed on the top of each St Andrews cross that is located at each corner of the site and these lights must be yellow in colour and flashing once every 4 seconds and visible over an arc of 360 degrees for a distance of at least one mile.

Item 2—Marked-Off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee.]

White buoys of at least 12 inches in diameter must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1—Permitted Species

The Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule.

Pacific Oysters (*Crassostrea gigas*)

Item 2—Permitted Farming Methods

The Director of Fisheries has, pursuant to section 48G (2) of the Act, issued a permit to disturb the seabed for the purpose of installing the structures specified in this Schedule.

Racks

Longlines

Each unit must not exceed 100 m in length and 2 m in width, and each unit must be at least 6 m from any other unit.

Item 3—Stocking Rates

Oysters

Size (mm)	Number per Hectare
3	2 500 000
10	1 600 000
20	1 100 000
30	750 000
40	500 000
50	350 000
60	200 000
70	150 000
80	100 000

SCHEDULE 3

Item 1—Fees

	\$
Environmental Monitoring Program 1 at \$20 each	5.00
SASQAP (Classified Area) 3 at \$37 each.....	9.25
Base Licence Fee	82.00
Fisheries Research and Development Corporation Levy	23.15
Total Annual Licence Fee.....	119.40

Item 2—Public Risk Insurance

Five million dollars (\$5 000 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o Director of Fisheries, PIRSA, 16th Floor, 25

Grenfell Street, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

1. Name of licensee.
2. Address of licensee.
3. Species of fish farmed and held on the site.
4. Location of aquaculture operation.
5. Period covered by return.
6. Number of life stage of each species of fish held.
7. Number, weight and value of each species of fish held.
8. Details of any disease detected in any fish kept.
9. Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
10. If any fish were brought into the state, the number of fish and the life stage of the fish.
11. If fish were brought into the state, the purpose for which they were brought in.
12. Method of disposal of water and packaging use for transporting the fish.
13. If any disease or symptom of disease occurred in the acquired fish.
14. Method of disposal of diseased or dead fish and the number disposed of.
15. Signature, date and telephone number.
16. Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

FISHERIES ACT 1982: SECTION 50

FT 00028

TAKE notice that, pursuant to section 50 of the Fisheries Act 1982, I hereby authorise Derwent B. McPherson (or their agent) (hereinafter referred to as the 'fish farmer') 10 Deloraine Court, Edwardstown, S.A. 5039, to engage in the activities and to do the acts specified in Schedule 1 subject to the conditions specified in Schedule 2 from the date of this permit until this permit is revoked by the Director of Fisheries.

SCHEDULE 1

The importation and release of Redfin Perch (*Perca fluviatilis*), into ponds at 10 Deloraine Court, Edwardstown, S.A. 5039.

SCHEDULE 2

1. The fish farmer must maintain adequate security arrangements to prevent escapement of fish (ova, fry, or adult) into any South Australian waters.

2. Fish obtained within South Australia for use on the fish farm shall only be obtained from registered fish farmers, licensed fishers or other persons approved by the Director of Fisheries.

3. Fish must not be collected from rivers, streams, lakes or other inland waters of this State unless prior approval for this collection is granted by the Director of Fisheries.

4. The fish farmer shall not import any live fish (ova, fry, or adult) into South Australia unless the shipment has certification from an appropriate authority in the State from which they are obtained that they are free from all relevant notifiable diseases listed in Schedule 4 of the Fisheries (Exotic Fish, Fish Farming and Fish Diseases) Regulations 1984.

5. The fish farmer shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under the Act, except where specifically permitted by this notice.

6. The fish farmer must retain the copy of this permit which has been supplied by the Director of Fisheries, and if requested by a PIRSA Fisheries and Aquaculture Compliance Officer, produce that permit for inspection.

Dated 31 May 1999.

D. MACKIE, Manager, Legislation and Policy

FISHERIES ACT 1982: SECTION 50

FT 00037

TAKE notice that, pursuant to section 50 of the Fisheries Act 1982, I hereby authorise John R. Drabsch, Maxine J. Drabsch and Shane L. Drabsch (or their agent) (hereinafter referred to as the 'fish farmer') Drabsch, Hundred Line Road, Robe, S.A. 5276, to engage in the activities and to do the acts specified in Schedule 1 subject to the conditions specified in Schedule 2 from the date of this permit until this permit is revoked by the Director of Fisheries.

SCHEDULE 1

The importation and release of Atlantic Salmon (*Salmon salar*), into ponds at Lot 136, Hundred of Ross.

SCHEDULE 2

1. The fish farmer must maintain adequate security arrangements to prevent escapement of fish (ova, fry, or adult) into any South Australian waters.

2. Fish obtained within South Australia for use on the fish farm shall only be obtained from registered fish farmers, licensed fishers or other persons approved by the Director of Fisheries.

3. Fish must not be collected from rivers, streams, lakes or other inland waters of this State unless prior approval for this collection is granted by the Director of Fisheries.

4. The fish farmer shall not import any live fish (ova, fry, or adult) into South Australia unless the shipment has certification from an appropriate authority in the State from which they are obtained that they are free from all relevant notifiable diseases listed in Schedule 4 of the Fisheries (Exotic Fish, Fish Farming and Fish Diseases) Regulations 1984.

5. The fish farmer shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under the Act, except where specifically permitted by this notice.

6. The fish farmer must retain the copy of this permit which has been supplied by the Director of Fisheries, and if requested by a PIRSA Fisheries and Aquaculture Compliance Officer, produce that permit for inspection.

Dated 31 May 1999.

D. MACKIE, Manager, Legislation and Policy

FISHERIES ACT 1982: SECTION 50

FT 00597

TAKE notice that, pursuant to section 50 of the Fisheries Act 1982, I hereby authorise Nevatire Estates Pty Ltd (or their agent) (hereinafter referred to as the 'fish farmer') Foreman Road, Berri, S.A. 5343, to engage in the activities and to do the acts specified in Schedule 1 subject to the conditions specified in Schedule 2 from the date of this permit until this permit is revoked by the Director of Fisheries.

SCHEDULE 1

The importation and release of Silver Perch (*Bidyanus bidyanus*), Golden Perch (*Macquaria ambigua*), and Murray Cod (*Maccullochella peelii*) into tanks and sheds at section 772, Hundred of Berri Irrigation Area.

SCHEDULE 2

1. The fish farmer must maintain adequate security arrangements to prevent escapement of fish (ova, fry, or adult) into any South Australian waters.

2. Fish obtained within South Australia for use on the fish farm shall only be obtained from registered fish farmers, licensed fishers or other persons approved by the Director of Fisheries.

3. Fish must not be collected from rivers, streams, lakes or other inland waters of this State unless prior approval for this collection is granted by the Director of Fisheries.

4. The fish farmer shall not import any live fish (ova, fry, or adult) into South Australia unless the shipment has certification from an appropriate authority in the State from which they are obtained that they are free from all relevant notifiable diseases listed in Schedule 4 of the Fisheries (Exotic Fish, Fish Farming and Fish Diseases) Regulations 1984.

5. The fish farmer shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under the Act, except where specifically permitted by this notice.

6. The fish farmer must retain the copy of this permit which has been supplied by the Director of Fisheries, and if requested by a PIRSA Fisheries and Aquaculture Compliance Officer, produce that permit for inspection.

Dated 31 May 1999.

D. MACKIE, Manager, Legislation and Policy

FISHERIES ACT 1982: SECTION 50

FT 00599

TAKE notice that, pursuant to section 50 of the Fisheries Act 1982, I hereby authorise Port Augusta Secondary School (or their agent) (hereinafter referred to as the 'fish farmer') 3 Stirling Road, Port Augusta, S.A. 5700, to engage in the activities and to do the acts specified in Schedule 1 subject to the conditions specified in Schedule 2 from the date of this permit until this permit is revoked by the Director of Fisheries.

SCHEDULE 1

The importation and release of Yabby, (*Cherax destructor*), Silver Perch (*Bidyanus bidyanus*), Rainbow Trout (*Oncorhynchus mykiss*), and Murray Cod (*Maccullochella peelii*) into tanks at section 1080, Hundred of Devenport.

SCHEDULE 2

1. The fish farmer must maintain adequate security arrangements to prevent escapement of fish (ova, fry, or adult) into any South Australian waters.

2. Fish obtained within South Australia for use on the fish farm shall only be obtained from registered fish farmers, licensed fishers or other persons approved by the Director of Fisheries.

3. Fish must not be collected from rivers, streams, lakes or other inland waters of this State unless prior approval for this collection is granted by the Director of Fisheries.

4. The fish farmer shall not import any live fish (ova, fry, or adult) into South Australia unless the shipment has certification from an appropriate authority in the State from which they are obtained that they are free from all relevant notifiable diseases listed in Schedule 4 of the Fisheries (Exotic Fish, Fish Farming and Fish Diseases) Regulations 1984.

5. The fish farmer shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under the Act, except where specifically permitted by this notice.

6. The fish farmer must retain the copy of this permit which has been supplied by the Director of Fisheries, and if requested by a PIRSA Fisheries and Aquaculture Compliance Officer, produce that permit for inspection.

Dated 31 May 1999.

D. MACKIE, Manager, Legislation and Policy

GAMING MACHINES ACT 1992

Notice of Application for Grant of a Gaming Machine Licence

NOTICE is hereby given, pursuant to section 29 of the Gaming Machines Act 1992, that Kahar Pty Ltd, 99 Frome Street, Adelaide, S.A. 5000 has applied to the Liquor and Gaming Commissioner for the grant of a Gaming Machine Licence in respect of premises situated at Main South Road, Sellicks Hill and known as The Hotel Victory.

The application has been set down for hearing on 2 July 1999.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor Licensing Commissioner, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor Licensing Commissioner, 9th Floor, East Wing, G.R.E. Building, 50 Grenfell Street, Adelaide 5000.

Dated 24 May 1999.

Applicant

GAMING MACHINES ACT 1992

Notice of Application for Grant of a Gaming Machine Licence

NOTICE is hereby given, pursuant to section 29 of the Gaming Machines Act 1992, that Pamrae Pty Ltd, 21 Railway Terrace, Bute, S.A. 5560 has applied to the Liquor Licensing Commissioner for the grant of a Gaming Machine Licence in respect of premises at 21 Railway Terrace, Bute, S.A. 5560 and known as Bute Hotel.

The application has been set down for hearing on 2 July 1999.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor Licensing Commissioner, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor Licensing Commissioner, 9th Floor, East Wing, G.R.E. Building, 50 Grenfell Street, Adelaide 5000.

Dated 19 May 1999.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Danny Kwong and James Kwong as Trustee for the Kwong's Family Trust have applied to the Licensing Authority for the transfer of a Restaurant Licence in respect of premises situated at 297 Montacute Road, Newton, S.A. 5074 and known as Chinese Garden Restaurant.

The application has been set down for hearing on 5 July 1999.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicants at the applicants' address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor Licensing Commissioner, 2nd Floor, East Wing, G.R.E. Building, 50 Grenfell Street, Adelaide 5000.

Dated 26 May 1999.

Applicants

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that 88 Company Pty Ltd (ACN 087 757 597), 133 Archer Street, North Adelaide, S.A. 5006 has applied to the Licensing Authority for the transfer of a Restaurant Licence in respect of premises situated at 85 Gouger Street, Adelaide, S.A. 5000 and known as T-Shan Chinese Restaurant.

The application has been set down for hearing on 5 July 1999.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the

Liquor Licensing Commissioner, 2nd Floor, East Wing, G.R.E. Building, 50 Grenfell Street, Adelaide 5000.

Dated 26 May 1999.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Deborah Hanson has applied to the Licensing Authority for the transfer of a Retail Liquor Merchant's Licence in respect of premises situated at Fifth Street, Hawker, S.A. 5434 and known as R. E. Gloede General Store..

The application has been set down for hearing on 5 July 1999.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor Licensing Commissioner, 2nd Floor, East Wing, G.R.E. Building, 50 Grenfell Street, Adelaide 5000.

Dated 25 May 1999.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (c) of the Liquor Licensing Act 1997, that F. E. Osborn and Sons Pty Ltd (ACN 007 683 981) c/o Wallmans Solicitors, 173 Wakefield Street, Adelaide, S.A. 5000, has applied to the Licensing Authority for the transfer of Wholesale Liquor Merchant's Licence in respect of premises situated at McLaren Vale and known as D'Arenberg Wines Pty Ltd.

The application has been set down for hearing on 28 June 1999.

Any person may object to the transfer by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the transfer are open to public inspection without fee at the Office of the Liquor Licensing Commissioner, 2nd Floor, East Wing, G.R.E. Building, 50 Grenfell Street, Adelaide 5000.

Dated 27 May 1999.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 of the Liquor Licensing Act 1997 and section 29 of the Gaming Machines Act 1992, that Dennis John Liddy and Jennifer Fay Liddy, Surfleet Place, Port Lincoln, S.A. 5606 have applied to the Liquor and Gaming Commissioner for the transfer of a Hotel Licence and a Gaming Machine Licence in respect of premises situated at 96 Mill Street, Laura and known as North Laura Hotel.

The applications have been set down for hearing on 2 July 1999.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicants at the applicants' address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor Licensing Commissioner, 2nd Floor, East Wing, G.R.E. Building, 50 Grenfell Street, Adelaide 5000.

Dated 26 May 1999.

Applicants

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Penneshaw Oceanview Pty Ltd (ACN 086 842 837) c/o Griffins Lawyers, Level 14, 26 Flinders Street, Adelaide, S.A. 5000 has applied to the Licensing Authority for the grant of an Extended Trading Authorisation in respect of premises situated at North Terrace, Penneshaw, Kangaroo Island and known as Penneshaw Hotel.

The application has been set down for hearing on 2 July 1999.

Conditions

The following licence conditions are sought:

1. For consumption of liquor on the licensed premises:
 - Midnight to 2 a.m. on any day;
 - Sunday 8 a.m. to 11 a.m. and 8 p.m. to midnight;
 - Christmas Day midnight to 2 a.m.
2. For consumption of liquor off the licensed premises:
 - Sunday 8 a.m. to 11 a.m. and 8 p.m. to 9 p.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor Licensing Commissioner, 2nd Floor, East Wing, G.R.E. Building, 50 Grenfell Street, Adelaide 5000.

Dated 27 May 1999.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Enfos Pty Ltd (ACN 087 772 129) c/o Griffins Lawyers, Level 14, 26 Flinders Street, Adelaide, S.A. 5000 has applied to the Licensing Authority for the grant of a Restaurant Licence in respect of premises situated at 98 Gawler Place, Adelaide, S.A. 5000 and to be known as Memento.

The application has been set down for hearing on 2 July 1999.

Conditions

The following licence conditions are sought:

1. The Licensee is authorised to sell liquor on any day except Good Friday and Christmas Day for consumption on the licensed premises by persons:
 - (a) seated at a table, or
 - (b) attending a function at which food is provided.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor Licensing Commissioner, 2nd Floor, East Wing, G.R.E. Building, 50 Grenfell Street, Adelaide 5000.

Dated 27 May 1999.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application for Transfer of Liquor Licence and Gaming Machine Licence

NOTICE is hereby given, pursuant to section 52 of the Liquor Licensing Act 1997 and section 29 of the Gaming Machines Act 1992 that Dennis John Liddy and Jennifer Fay Liddy, Surfleet Place, Port Lincoln have applied to the Liquor and Gaming Commissioner for the transfer of a Hotel Licence and Gaming Machine Licence in respect of premises situated at 96 Mill Street, Laura and known as North Laura Hotel.

The applications have been set down for hearing on 2 July 1999.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicants at the applicants' address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor Licensing Commissioner, 2nd Floor, East Wing, G.R.E. Building, 50 Grenfell Street, Adelaide 5000.

Dated 26 May 1999.

Applicants

LIQUOR LICENSING ACT 1997

Notice of Application for Transfer of Liquor Licence and Gaming Machine Licence

NOTICE is hereby given, pursuant to section 52 of the Liquor Licensing Act 1997 and section 29 of the Gaming Machines Act 1992 that Siegfried Adolf Pihodnya and Dianne Linda Gabel have applied to the Liquor Licensing Commissioner for the transfer of a Hotel Licence and an application for a Gaming Machine Licence in respect of premises situated at Main Street, Eden Valley, S.A. 5235 and known as Eden Valley Hotel.

The applications have been set down for hearing on 2 July 1999.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicants at the applicants' address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor Licensing Commissioner, 2nd Floor, East Wing, G.R.E. Building, 50 Grenfell Street, Adelaide 5000.

Dated 27 May 1999.

Applicants

LIQUOR LICENSING ACT 1997

Notice of Application for Transfer of Liquor Licence and Gaming Machine Licence

NOTICE is hereby given, pursuant to section 52 of the Liquor Licensing Act 1997 and section 29 of the Gaming Machines Act 1992 that Utar Investments Pty Ltd (ACN 087 748 730), c/o Bonnins Commercial Lawyers, Level 14, 100 King William Street, Adelaide, S.A. 5000 has applied to the Liquor and Gaming Commissioner for the transfer of a Hotel Licence and a Gaming Machine Licence in respect of premises situated at Albert Street, Gumeracha, S.A. 5233 and known as Gumeracha Hotel.

The applications have been set down for hearing on 2 July 1999.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicants at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor Licensing Commissioner, 2nd Floor, East Wing, G.R.E. Building, 50 Grenfell Street, Adelaide 5000.

Dated 27 May 1999.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Alfaron Pty Ltd has applied to the Licensing Authority for the transfer of a Hotel Licence in respect of premises situated at 144 St Vincent Street, Port Adelaide, S.A. 5015 and known as Golden Port Tavern.

The application has been set down for hearing on 2 July 1999.

Conditions

The following licence conditions are sought:

Extended Trading Authorisation:

Hours of Operation:

Monday to Wednesday—midnight to 3 a.m. the following morning.

Thursday to Saturday—midnight to 4 a.m. the following morning.

Sunday—8 a.m. to 11 a.m. and 8 p.m. to midnight on the licensed premises:

Sunday—8 a.m. to 11 a.m. and 8 p.m. to 9 p.m. off the licensed premises.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor Licensing Commissioner, 2nd Floor, East Wing, G.R.E. Building, 50 Grenfell Street, Adelaide 5000.

Dated 27 May 1999.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Skyemede Pty Ltd, Noble Avenue, Goolwa, S.A. 5214 has applied to the Licensing Authority for a conversion of a Special Circumstances Licence to a Hotel Licence in respect of premises situated at Noble Avenue, Goolwa, and known as Goolwa Riverport Motel.

The application has been set down for hearing on Friday, 2 July 1999 at 9 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor Licensing Commissioner, 2nd Floor, East Wing, G.R.E. Building, 50 Grenfell Street, Adelaide 5000.

Dated 24 May 1999.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Finndian Pty Ltd has applied to the Licensing Authority for the transfer of a Licence in respect of premises situated at 143-145 O'Connell Street, North Adelaide, S.A. 5006 currently known as Seville in Spain and to be known as Beyond India Restaurant.

The application has been set down for hearing on 2 July 1999.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor Licensing Commissioner, 2nd Floor, East Wing, G.R.E. Building, 50 Grenfell Street, Adelaide 5000.

Dated 31 May 1999.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Brenton John Newman and Nadene Joy Newman have applied to the Licensing Authority for a Restaurant Licence in respect of premises situated at Saunders Gorge, Sanctuary, Sanderston, S.A. 5237 and known as Saunders Gorge Sanctuary.

The application has been set down for hearing on 2 July 1999.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicants at the applicants' address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor Licensing Commissioner, 2nd Floor, East Wing, G.R.E. Building, 50 Grenfell Street, Adelaide 5000.

Dated 25 May 1999.

Applicants

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Australia Asia Pacific Hotels Ltd has applied to the Licensing Authority for a Hotel Licence in respect of premises to be situated at Golf Link Road, Tanunda, S.A. 5352 and to be known as All Seasons Premier Barossa Valley Resort.

The application has been set down for hearing on 2 July 1999.

Conditions

The following licence conditions are sought:

Extended Trading Authorisation:

Hours of Operation: Monday to Saturday, Midnight to 5 a.m. the following morning;

Sunday, 8 a.m. to 11 a.m. and 8 p.m. to 5 a.m. the following morning on the Licensed premises.

Sunday 8 a.m. to 11 a.m. and 8 p.m. to 9 p.m. off the Licensed premises.

Entertainment Consent is sought.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor Licensing Commissioner, 2nd Floor, East Wing, G.R.E. Building, 50 Grenfell Street, Adelaide 5000.

Dated 26 May 1999.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Elmscot Hotels No. 1 Pty Ltd (ACN 087 528 514), 14 Stamford Court, Adelaide, S.A. 5000 has applied to the Liquor and Gaming Commissioner for the transfer of a Hotel Licence and a Gaming Machine Licence in respect of premises situated at 319-327 Payneham Road, Royston Park and known as Payneham Tavern.

The application has been set down for hearing on 2 July 1999.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor Licensing Commissioner, 2nd Floor, East Wing, G.R.E. Building, 50 Grenfell Street, Adelaide 5000.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Common Link Pty Ltd (ACN 086 504 529) has applied to the Licensing Authority for a Variation to the Extended Trading Authorisation which is in force in respect of premises situated at 340 Tapleys Hill Road, Seaton and known as The Links Hotel Motel.

The application has been set down for hearing on Friday, 2 July 1999 at 9 a.m.

Conditions

The following additional licence conditions are sought:

1. That the licensee be permitted to sell liquor for consumption on the licensed premises from midnight to 1 a.m. the following morning each Wednesday.

2. That the extended trading authorisation shall apply to the areas referred to on the deposited plan as Areas 1 to 6 inclusive, in addition to all other days, times and areas previously authorised for extending trading.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor Licensing Commissioner, 2nd Floor, East Wing, G.R.E. Building, 50 Grenfell Street, Adelaide 5000.

Dated 21 May 1999.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Abdul Elmawey has applied to the Licensing Authority for a variation of conditions of the Restaurant Licence in respect of premises situated at lot 353, The Esplanade, Moana, S.A. 5167 and known as the Blue Water Grill and Cafe.

The application has been set down for hearing on 2 July 1999 at 9 a.m.

Conditions

The following licence conditions are sought:

1. Authorisation pursuant to section 34 (1) (c) of the Liquor Licensing Act 1997 (authorises the licensee to sell liquor on any day except Good Friday and Christmas Day for consumption on the licensed premises by persons:

- (i) seated at a table; or
- (ii) attending a function at which food is provided).

2. The applicant applies for and extended trading authorisation to authorise the sale of liquor for consumption on the licensed premises Monday to Sunday between the hours of midnight and 2 a.m. the following morning.

3. The premises shall cease to trade:

- Restaurant indoor dining at 2 a.m.
- Outdoor dining at 2 a.m.

4. Variation of Condition 3, to include rock music within restaurant indoor dining areas.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor Licensing Commissioner, 2nd Floor, East Wing, G.R.E. Building, 50 Grenfell Street, Adelaide 5000.

Dated 25 May 1999.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Clavini Pty Ltd (ACN 087 485 596) c/o Ground floor, 100 Greenhill Road, Unley, S.A. 5061 has applied to the Licensing Authority for the transfer of a Restaurant Licence in respect of premises situated at 123 Gouger Street, Adelaide presently known as Zorbas By Night but to be known as La Porchetta Pizza Restaurant—Adelaide.

The application has been set down for hearing on 2 July 1999.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor Licensing Commissioner, 2nd Floor, East Wing, G.R.E. Building, 50 Grenfell Street, Adelaide 5000.

Dated 21 May 1999.

Applicant

MINING ACT 1971

NOTICE is hereby given in accordance with section 28 (5) of the Mining Act 1971, that the Minister for Primary Industries, Natural Resources and Regional Development proposes to grant an Exploration Licence over the undermentioned area:

Applicant: Delta Gold NL

Location: East Deering Hills Area—Approximately 360 km west-north-west of Marla, bounded as follows: Commencing at a point being the intersection of latitude 26°15'S and longitude 130°03'E, thence east to longitude 130°07'E, south to latitude 26°18'S, west to longitude 130°03'E and north to the point of commencement, all the within latitudes and longitudes being geodetic and expressed in terms of the Australian Geodetic Datum as defined on p. 4984 of *Commonwealth Gazette* number 84 dated 6 October 1966.

Term: 2 years

Area in km²: 37

Ref. D.M.E. No.: 018/1999

Dated 3 June 1999.

L. JOHNSTON, Mining Registrar

MINING ACT 1971

NOTICE is hereby given in accordance with section 28 (5) of the Mining Act 1971, that the Minister for Primary Industries, Natural Resources and Regional Development proposes to grant an Exploration Licence over the undermentioned area:

Applicant: Agricola Mining Pty Ltd

Location: Lochaber Area—Approximately 26 km north-west of Naracoorte, bounded as follows: Commencing at a point being the intersection of latitude 36°46'S and longitude 140°32'E, thence east to longitude 140°34'E, south to latitude 36°48'S, west to longitude 140°32'E and north to the point of commencement, all the within latitudes and longitudes being geodetic and expressed in terms of the Australian Geodetic Datum as defined on p. 4984 of *Commonwealth Gazette* number 84 dated 6 October 1966.

Term: 1 year

Area in km²: 11

Ref. D.M.E. No.: 019/1999

Dated 3 June 1999.

L. JOHNSTON, Mining Registrar

SOIL CONSERVATION AND LAND CARE ACT 1989

Appointments

I, ROBERT GERARD KERIN, Deputy Premier, Minister for Primary Industries, Natural Resources and Regional Development in the State of South Australia to whom the administration of the Soil Conservation and Land Care Act 1989, has been committed, do hereby appoint the following people as panel members for the Soil Conservation Appeal Tribunal pursuant to section 47 of the Act for a three year period to expire on 1 June 2002.

Extensive experience in soil conservation and land management:

David Gary Jericho
Mary Ann Crawford
Michael John Kluge
Neil McKinnon Smith
Edith Anna Clarke

Tertiary qualifications in agricultural science, land management or any other appropriate field:

Lachlan McLaren
Gerard Davies
Douglas James Reuter
Megan Mary Lewis
Carolyn Ireland

Dated 28 May 1999.

ROB KERIN, Deputy Premier, Minister for Primary Industries, Natural Resources and Regional Development

GOVERNMENT GAZETTE ADVERTISEMENT RATES

To apply from 1 September 1998

	\$		\$
Agents, Ceasing to Act as.....	27.70	Firms:	
Associations:		Ceasing to Carry on Business (each insertion).....	20.70
Incorporation.....	14.10	Discontinuance Place of Business.....	20.70
Intention of Incorporation.....	34.75	Land—Real Property Act:	
Transfer of Properties.....	34.75	Intention to Sell, Notice of.....	34.75
Attorney, Appointment of	27.70	Lost Certificate of Title Notices.....	34.75
Bailiff's Sale.....	34.75	Cancellation, Notice of (Strata Plan).....	34.75
Cemetery Curator Appointed.....	20.70	Mortgages:	
Companies:		Caveat Lodgment	14.10
Alteration to Constitution.....	27.70	Discharge of	14.95
Capital, Increase or Decrease of	34.75	Foreclosures.....	14.10
Ceasing to Carry on Business	20.70	Transfer of.....	14.10
Declaration of Dividend.....	20.70	Sublet.....	7.10
Incorporation.....	27.70	Leases—Application for Transfer (2 insertions) each.....	7.10
Lost Share Certificates:		Lost Treasury Receipts (3 insertions) each.....	20.70
First Name.....	20.70	Licensing.....	41.30
Each Subsequent Name.....	7.10	Municipal or District Councils:	
Meeting Final.....	23.20	Annual Financial Statement—Forms 1 and 2	390.00
Meeting Final Regarding Liquidator's Report on		Electricity Supply—Forms 19 and 20	276.00
Conduct of Winding Up (equivalent to 'Final		Default in Payment of Rates:	
Meeting')		First Name	55.40
First Name.....	27.70	Each Subsequent Name	7.10
Each Subsequent Name.....	7.10	Noxious Trade.....	20.70
Notices:		Partnership, Dissolution of.....	20.70
Call.....	34.75	Petitions (small).....	14.10
Change of Name	14.10	Registered Building Societies (from Registrar-	
Creditors.....	27.70	General).....	14.10
Creditors Compromise of Arrangement.....	27.70	Register of Unclaimed Moneys—First Name	20.70
Creditors (extraordinary resolution that 'the Com-		Each Subsequent Name.....	7.10
pany be wound up voluntarily and that a liquidator		Registers of Members—Three pages and over:	
be appointed').....	34.75	Rate per page (in 8pt).....	176.00
Release of Liquidator—Application—Large Ad.	55.40	Rate per page (in 6pt).....	233.00
—Release Granted.....	34.75	Sale of Land by Public Auction.....	35.25
Receiver and Manager Appointed.....	32.30	Advertisements.....	1.95
Receiver and Manager Ceasing to Act	27.70	Advertisements, other than those listed are charged at \$1.95	
Restored Name.....	26.30	per column line, tabular one-third extra.	
Petition to Supreme Court for Winding Up.....	48.35	Notices by Colleges, Universities, Corporations and District	
Summons in Action.....	41.30	Councils to be charged at \$1.95 per line.	
Order of Supreme Court for Winding Up Action	27.70	Where the notice inserted varies significantly in length from	
Register of Interests—Section 84 (1) Exempt.....	62.45	that which is usually published a charge of \$1.95 per column line	
Removal of Office	14.10	will be applied in lieu of advertisement rates listed.	
Proof of Debts.....	27.70	South Australian Government publications are sold on the	
Sales of Shares and Forfeiture.....	27.70	condition that they will not be reproduced without prior	
Estates:		permission from the Government Printer.	
Assigned.....	20.70		
Deceased Persons—Notice to Creditors, etc.	34.75		
Each Subsequent Name.....	7.10		
Deceased Persons—Closed Estates.....	20.70		
Each Subsequent Estate.....	0.90		
Probate, Selling of.....	27.70		
Public Trustee, each Estate.....	7.10		

GOVERNMENT GAZETTE NOTICES

ALL private advertisements forwarded for publication in the *South Australian Government Gazette* must be PAID FOR PRIOR TO INSERTION; and all notices, from whatever source, should be legibly written on one side of the paper only and sent to Riverside 2000 so as to be *received no later than 4 p.m. Tuesday preceding the day of publication. Phone 8207 1045 or Fax 8207 1040.*

MISCELLANEOUS LEGISLATION AND GOVERNMENT PUBLICATIONS PRICES AS FROM 1 SEPTEMBER 1998

Acts, Bills, Rules, Parliamentary Papers and Regulations					
Pages	Main	Amends	Pages	Main	Amends
1-16	1.55	0.75	497-512	22.70	21.85
17-32	2.25	1.40	513-528	23.30	22.45
33-48	2.85	2.05	529-544	24.05	23.20
49-64	3.60	2.70	545-560	24.65	23.85
65-80	4.25	3.45	561-576	25.40	24.55
81-96	4.90	4.10	577-592	26.00	25.20
97-112	5.60	4.75	593-608	26.70	25.80
113-128	6.25	5.45	609-624	27.50	26.70
129-144	7.00	6.15	625-640	28.00	27.25
145-160	7.70	6.80	641-656	28.85	27.80
161-176	8.35	7.50	657-672	29.35	28.55
177-192	9.00	8.20	673-688	30.20	29.35
193-208	9.70	8.85	689-704	30.95	29.90
209-224	10.35	9.50	705-720	31.45	30.70
225-240	10.95	10.20	721-736	32.30	31.25
241-257	11.75	10.85	737-752	33.00	32.00
258-272	12.50	11.50	753-768	33.55	32.50
273-288	13.10	12.30	769-784	34.05	33.35
289-304	13.75	12.90	785-800	34.90	34.05
305-320	14.45	13.55	801-816	35.45	34.60
321-336	15.15	14.25	817-832	36.25	35.45
337-352	15.80	15.05	833-848	37.00	35.95
353-368	16.50	15.65	849-864	37.50	36.80
369-384	17.15	16.40	865-880	38.35	37.50
385-400	17.85	17.05	881-896	38.85	38.05
401-416	18.50	17.65	897-912	39.70	38.85
417-432	19.25	18.40	913-928	40.25	39.70
433-448	19.85	19.00	929-944	40.95	40.25
449-464	20.60	19.65	945-960	41.80	40.75
465-480	21.20	20.40	961-976	42.30	41.50
481-496	21.85	21.00	977-992	43.15	42.00

Legislation—Acts, Regulations, etc:

Subscriptions:	\$
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All Bills as Laid.....	335.00
Rules and Regulations.....	335.00
Parliamentary Papers.....	335.00
Bound Acts.....	155.00
Index.....	75.00

Government Gazette

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Subscription.....	185.00

Hansard

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Mail Orders:	Information SA Subscription and Mail Order Service: Phone: (08) 8204 9449. Fax: (08) 8204 1898 P.O. Box 1, Rundle Mall, Adelaide, S.A. 5000.

COMMONWEALTH OF AUSTRALIA
PETROLEUM (SUBMERGED LANDS) ACT 1967

Notice of Invitation of Applications for Exploration Permits

I, ROBERT GERARD KERIN, the Designated Authority for and on behalf of the Commonwealth-South Australia Offshore Petroleum Joint Authority acting pursuant to section 20 (1) of the Petroleum (Submerged Lands) Act 1967, of the Commonwealth of Australia, hereby invite applications for the grant of an exploration permit in respect of the following blocks within the areas as scheduled below:

S99-1

Description of Blocks

Comprising the following blocks on the Block Identification Map Eyre SI 52: Blocks numbered 901 to 915, 973 to 987, 1045 to 1059, 1117 to 1131, 1189 to 1203, 1261 to 1275, 1333 to 1347, 1405 to 1419, 1477 to 1491, 1549 to 1563, 1621 to 1635, 1693 to 1707, 1765 to 1779, 1837 to 1851, 1909 to 1923.

Assessed to contain 225 blocks.

S99-2

Description of Blocks

Comprising the following blocks on the Block Identification Map Eyre SI 52: Blocks numbered 916 to 930, 988 to 1002, 1060 to 1074, 1132 to 1146, 1204 to 1218, 1276 to 1290, 1348 to 1362, 1420 to 1434, 1492 to 1506, 1564 to 1578, 1636 to 1650, 1708 to 1722, 1780 to 1794, 1852 to 1866, 1924 to 1938.

Assessed to contain 225 blocks.

S99-3

Description of Blocks

Comprising the following blocks on the Block Identification Map Eyre SI 52: Blocks numbered 931 to 936, 1003 to 1008, 1075 to 1080, 1147 to 1152, 1219 to 1224, 1291 to 1296, 1363 to 1368, 1435 to 1440, 1507 to 1512, 1579 to 1584, 1651 to 1656, 1723 to 1728, 1795 to 1800, 1867 to 1872, 1939 to 1944.

Comprising the following blocks on the Block Identification Map Port Augusta SI 53: Blocks numbered 865 to 868, 937 to 940, 1009 to 1012, 1081 to 1084, 1153 to 1156, 1225 to 1228, 1297 to 1300, 1369 to 1376, 1441 to 1448, 1513 to 1520, 1585 to 1596, 1667 to 1678, 1729 to 1740, 1801 to 1812, 1873 to 1884.

Assessed to contain 202 blocks.

S99-4

Description of Blocks

Comprising the following blocks on the Block Identification Map Eyre SI 52: Blocks numbered 1987 to 2010, 2059 to 2082, 2131 to 2154, 2203 to 2226, 2281 to 2298, 2353 to 2370, 2425 to 2442, 2497 to 2514, 2569 to 2586, 2646 to 2658, 2718 to 2730, 2790 to 2802, 2862 to 2874, 2941 to 2946, 3013 to 3018, 3085 to 3090, 3157 to 3162, 3229 to 3234.

Assessed to contain 268 blocks.

S99-5

Description of Blocks

Comprising the following blocks on the Block Identification Map Eyre SI 52: Blocks numbered 2011 to 2016, 2083 to 2088, 2155 to 2160, 2227 to 2232, 2299 to 2304, 2371 to 2376, 2443 to 2448, 2515 to 2520, 2587 to 2592, 2659 to 2664, 2731 to 2736, 2803 to 2808, 2875 to 2880, 2947 to 2952, 3019 to 3024, 3091 to 3196, 3163 to 3168, 3235 to 3240.

Comprising the following blocks on the Block Identification Map Port Augusta SI 53: Blocks numbered 1945 to 1954, 2017 to 2026, 2089 to 2098, 2161 to 2170, 2233 to 2242, 2306 to 2315, 2377 to 2386, 2449 to 2458, 2521 to 2530, 2593 to 2602, 2665 to 2674, 2737 to 2746, 2809 to 2818, 2881 to 2890, 2953 to 2962, 3025 to 3034, 3097 to 3106, 3169 to 3178, 3241 to 3250, 3313 to 3322, 3385 to 3394.

Assessed to contain 318 blocks.

S99-6

Description of Blocks

Comprising the following blocks on the Block Identification Map Port Augusta SI 53: Blocks numbered 1955 to 1960, 2027 to 2032, 2099 to 2104, 2171 to 2184, 2243 to 2256, 2316 to 2329, 2387 to 2400, 2459 to 2472, 2531 to 2544, 2603 to 2616, 2675 to 2688, 2747 to 2760, 2819 to 2832, 2891 to 2904, 2963 to 2976, 3035 to 3048, 3107 to 3120, 3179 to 3192, 3251 to 3264, 3323 to 3336, 3395 to 3408.

Assessed to contain 270 blocks.

S99-7

Description of Blocks

Comprising the following blocks on the Block Identification Map Port Augusta SI 53: Blocks numbered 2473 to 2483, 2545 to 2555, 2617 to 2628, 2689 to 2700, 2761 to 2776, 2833 to 2848, 2905 to 2920, 2977 to 2992, 3049 to 3064, 3121 to 3136, 3193 to 3208, 3265 to 3280.

Assessed to contain 174 blocks.

S99-8

Description of Blocks

Comprising the following blocks on the Block Identification Map Port Augusta SI 53: Blocks numbered 2849 to 2854, 2855 part, 2921 to 2927, 2928 part, 2993 to 3000, 3001 part, 3065 to 3073, 3074 part, 3137 to 3146, 3147 part, 3209 to 3219, 3220 part, 3281 to 3292, 3293 part, 3353 to 3365, 3366 part, 3425 to 3437, 3438 part.

Comprising the following blocks on the Block Identification Map Young SJ 53: Blocks numbered 41 to 54, 113 to 126, 185 to 198.

Assessed to contain 140 blocks.

Applications

Applications lodged under section 20 of the Petroleum (Submerged Lands) Act 1967, are required to be made in the approved form and should be accompanied by:

(a) Details of:

- (i) the applicant's technical assessment of the petroleum potential of the area, including the concepts underlying its proposed exploration program, with sufficient detail to support that program;
- (ii) the applicant's minimum guaranteed proposal (including indicative minimum expenditure) for exploration wells to be drilled, 3D and 2D seismic and other surveying activities, data evaluation and other work, for each year of the first three years of the permit term. This proposal, to be known as the minimum guaranteed work program should comprise work expected to involve a substantial exploration component—normally, appraisal work should not be included;
- (iii) the applicant's proposal (including indicative minimum expenditure) for exploration wells to be drilled, 3D and 2D seismic and other surveying activities, data evaluation and other work, for each of the three remaining years of the permit term. This proposal, to be known as the secondary work program, should comprise work expected to involve a substantial exploration component—normally, appraisal work should not be included.

(b) Particulars of:

- (i) the technical qualifications of the applicant and of its key employees;
- (ii) the technical advice available to the applicant;
- (iii) the financial resources available to the applicant, including evidence of the applicant's ability to fund the work program proposed, a statement of other exploration commitments over the next six years, and a copy of the latest annual report and quarterly reports for each applicant company;
- (iv) where relevant, the viability of the consortium lodging the application, including evidence that a satisfactory settlement has been, or can be, reached on the Joint Operating Agreement (a copy of a signed Heads of Agreement Dealing will generally suffice); and
- (v) the percentage participation interest of each party to the application.

(c) Such other information as the applicant wishes to be taken into account in consideration of the application.

(d) Each application must be accompanied by a fee of \$A3 000, payable to the Commonwealth of Australia through an Australian bank or bank cheque.

Further details of the work program bidding system outlined above, including the criteria for assessment of applications and the conditions to apply following the award of a permit, are available from the Director, Petroleum, Department of Primary Industries and Resources in Adelaide and from the Petroleum and Fisheries Division, Department of Primary Industries and Energy in Canberra.

It should be noted that any income derived in the future from the recovery of petroleum from this area will be subject to the Commonwealth Government's Resource Rent Tax.

Applications together with relevant data should be submitted in the following manner to the Chief Executive, Department of Primary Industries and Resources SA, Level 7, 101 Grenfell Street, Adelaide, S.A. 5000. Applications for areas S99-1 to S99-6 close 4 p.m. on 6 April 2000 and S99-7 and S99-8 close at 4 p.m. on 14 October 1999.

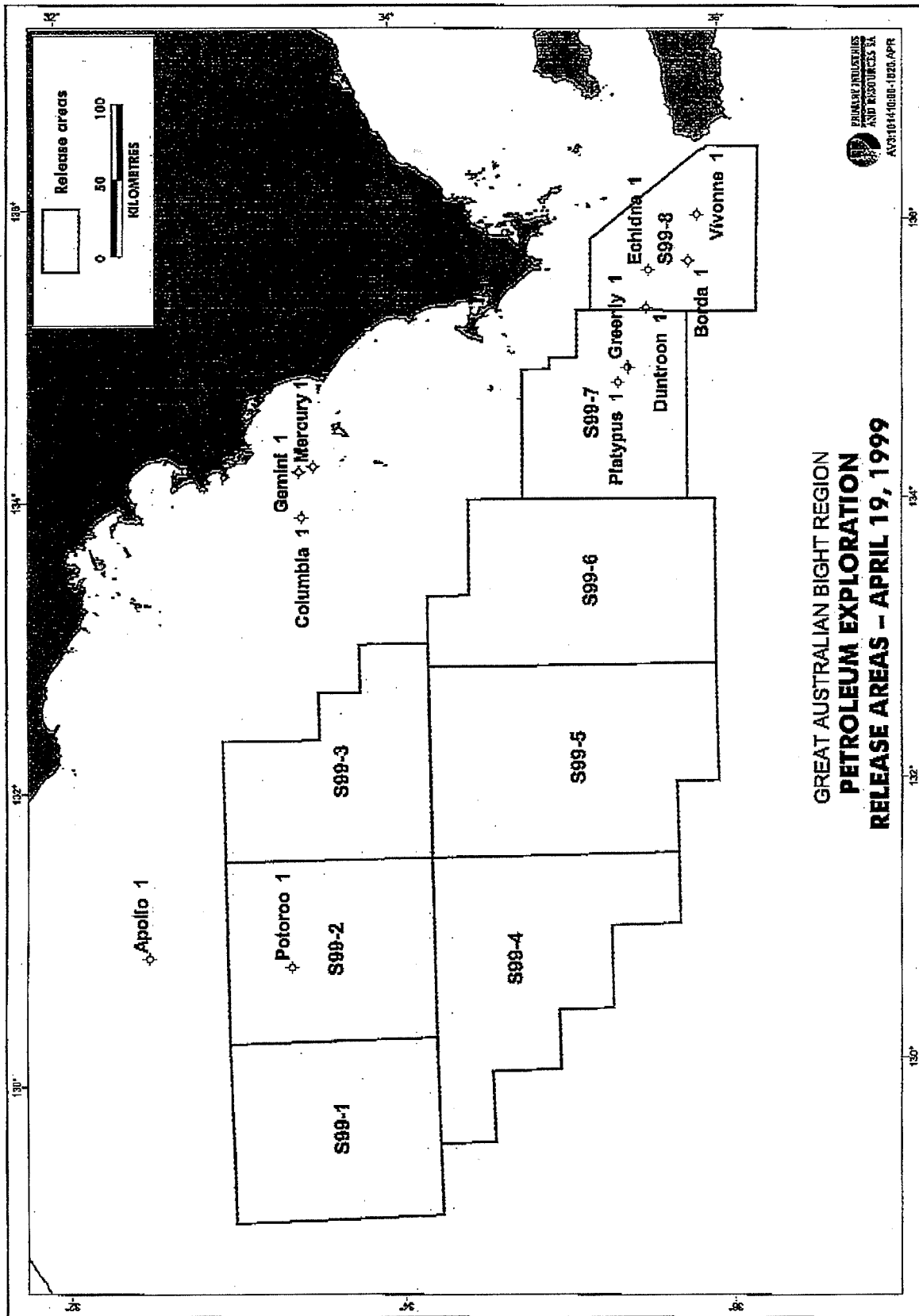
The following special instructions should be observed:

- two copies of the applications and supporting data, together with a fee of \$3 000, payable to the Commonwealth of Australia through an Australian Bank or by bank cheque, should be enclosed in an envelope or package;
- the application should then be sealed and clearly marked as 'Application for Area S99- . . . —Commercial-in-Confidence';
- this envelope or package should then be enclosed in a plain covering envelope or package and delivered by hand or posted to the relevant address above.

Copies of the basic exploration data pertaining to the blocks comprising this notice may be purchased from the Petroleum Group of the Department of Primary Industries and Resources SA. Verbal inquiries may be directed to R. Laws, Director, Petroleum Group (Telephone (08) 8463 3200).

Dated 27 May 1999.

Made under the Petroleum (Submerged Lands) Act 1967, of the Commonwealth of Australia.



R. G. KERIN, Designated Authority for and on behalf of the Commonwealth-South Australia Offshore Petroleum Joint Authority

GRANT OF PETROLEUM PRODUCTION LICENCE

Department of Primary Industries and Resources, 26 May 1999

NOTICE is hereby given that pursuant to delegated powers dated 20 November 1997, *Gazetted* 4 December 1997, page 1526, the undermentioned Petroleum Production Licence has been granted under the provisions of the Petroleum Act 1940.

D. R. MUTTON, Chief Executive, Delegate of the Minister for Primary Industries, Natural Resources and Regional Development

No. of Licence	Licensees	Locality	Date of Expiry	Area in km ²	Reference
137	SANTOS Ltd Delhi Petroleum Pty Ltd Boral Energy Resources Ltd Vamgas Pty Ltd Gulf (Aust) Resources NL Alliance Petroleum Australia Pty Ltd Reef Oil Pty Ltd Santos Petroleum Pty Ltd Bridge Oil Developments Pty Ltd Santos (BOL) Pty Ltd Basin Oil NL	Moonanaga Field in the Cooper Basin of South Australia	25 May 2020	7.0	SR.28.1.302

Description of the Area

All that part of the State of South Australia bounded as follows: commencing at a point being the intersection of latitude 27°59'40"S and longitude 139°46'10"E, thence east to longitude 139°46'40"E, south to latitude 27°59'50"S, east to longitude 139°47'30"E, south to latitude 28°00'00"S, east to longitude 139°47'40"E, south to latitude 28°00'20"S, east to longitude 139°47'50"E, south to latitude 28°00'30"S, east to longitude 139°48'10"E, south to latitude 28°00'40"S, east to longitude 139°48'20"E, south to latitude 28°01'10"S, west to longitude 139°48'10"E, south to latitude 28°01'20"S, west to longitude 139°47'20"E, north to latitude 28°01'10"S, west to longitude 139°47'00"E, north to latitude 28°01'00"S, west to longitude 139°46'40"E, north to latitude 28°00'50"S, west to longitude 139°46'30"E, north to latitude 28°00'40"S, west to longitude 139°46'20"E, north to latitude 28°00'20"S, west to longitude 139°46'10"E, and north to the point of commencement, all the within latitudes and longitudes being geodetic and expressed in terms of the Australian Geodetic Datum as defined on p. 4984 of *Commonwealth Gazette* number 84 dated 6 October 1966.

SOUTH AUSTRALIAN GOVERNMENT

SUMMARY OF THE COMPARATIVE STATEMENT ON THE CONSOLIDATED ACCOUNT FOR THE
QUARTERS ENDED 31 DECEMBER 1998 AND 31 DECEMBER 1997.*(Prepared on a Cash Basis)*

- Quarter ended -			- Six months ended -		
31 December 1998	31 December 1997	Increase / (Decrease)	31 December 1998	31 December 1997	Increase / (Decrease)
\$ 000	\$ 000	\$ 000	\$ 000	\$ 000	\$ 000
PAYMENTS					
1,355,258	1,414,343	(59,085)	2,711,841	2,685,950	25,891
RECEIPTS					
1,274,967	1,306,965	(31,998)	2,474,006	2,404,746	69,260
FINANCING REQUIREMENT					
80,291	107,378	(27,087)	237,835	281,204	(43,369)
BORROWINGS					
-	-		-	-	
RESULT					
Deficit / (Surplus)					
80,291	107,378		237,835	281,204	

COMPARATIVE STATEMENT OF THE PAYMENTS ON THE CONSOLIDATED ACCOUNT
FOR THE QUARTERS ENDED 31 DECEMBER 1998 AND 31 DECEMBER 1997

	- Quarter ended -		- Six months ended -	
	31 December	31 December	31 December	31 December
	1998	1997	1998	1997
	\$ 000	\$ 000	\$ 000	\$ 000
PAYMENTS -				
The Legislature	3,300	3,005	6,642	6,807
Premier and Minister for Multicultural Affairs	15,126	9,600	28,542	19,779
Deputy Premier and Minister for Industry, Trade and Tourism	36,337	24,669	72,889	62,622
Minister for Local Government and Minister Assisting for Tourism	22,951	4,297	41,807	40,363
Treasurer	225,853	204,288	467,969	407,525
Attorney-General, Minister for Justice and Minister for Consumer Affairs	31,008	27,161	61,631	56,769
Minister for Police, Correctional Services and Emergency Services	108,241	103,673	215,226	206,899
Minister for Human Services, Minister for Disability Services and Minister for the Ageing	297,285	340,808	591,619	520,495
Minister for Transport and Urban Planning, Minister for the Arts and Minister for the Status of Women	73,594	75,666	164,563	176,148
Minister for Government Enterprises and Minister Assisting the Premier for Information Economy	3,997	24,000	5,997	26,000
Minister for Administrative Services and Minister for Information Services	16,824	16,131	33,224	31,247
Minister for Education, Children's Services and Training				
Minister for Youth and Minister for Employment	440,264	419,451	845,963	788,140
Minister for Environment and Heritage and Minister for Aboriginal Affairs	23,804	18,948	58,699	43,934
Minister for Primary Industries, Natural Resources and Regional Development	25,565	17,776	51,630	43,531
Special Acts (a)	31,109	124,870	65,440	255,691
Total Payments	1,355,258	1,414,343	2,711,841	2,685,950

(a) Reduction in payments due to the majority of superannuation and pension provisions being processed directly through special deposit accounts as from 1 July 1998

SOUTH AUSTRALIAN GOVERNMENT

COMPARATIVE STATEMENT OF THE RECEIPTS AND BORROWINGS ON THE CONSOLIDATED ACCOUNT
FOR THE QUARTERS ENDED 31 DECEMBER 1998 AND 31 DECEMBER 1997*(Prepared on a Cash Basis)*

	- Quarter ended -		- Six months ended -	
	31 December 1998	31 December 1997	31 December 1998	31 December 1997
	\$ 000	\$ 000	\$ 000	\$ 000
RECEIPTS -				
Taxation -				
Business Franchises and Levies (a)	200	3,297	3,952	64,612
Commonwealth Replacement Grants (b)	143,352	68,194	274,060	68,194
Financial Institutions Duty	18,926	20,887	41,126	43,241
Debits Tax	14,893	16,296	30,081	30,330
Gambling (c)	69,756	63,713	137,620	106,938
Land Tax	42,023	37,937	43,292	46,088
Payroll Tax	159,977	158,673	325,475	317,363
Stamp Duties	129,857	111,441	251,567	220,428
Total Taxation	578,984	480,438	1,107,173	897,194
Contributions from State Undertakings	81,034	193,989	128,076	218,744
Recoveries -				
Superannuation (d)	22,162	113,630	48,427	230,310
Other	2,484	4,303	5,205	7,257
Total Recoveries	24,646	117,933	53,632	237,567
Fees and charges (e)	28,471	28,649	54,187	56,981
Royalties	14,212	14,401	33,104	35,140
Commonwealth -				
General Purpose Grants	421,223	389,642	842,846	802,222
Specific Purpose Grants	70,971	58,394	116,620	98,064
Total Commonwealth	492,194	448,036	959,466	900,286
Other Receipts (f)	55,426	23,519	138,368	58,834
Total Receipts	1,274,967	1,306,965	2,474,006	2,404,746
BORROWINGS -				
Funds borrowed from South Australian Government Financing Authority	-	-	-	-
Total Receipts and Borrowings	1,274,967	1,306,965	2,474,006	2,404,746

- (a) On 5 August 1997, the High Court invalidated the NSW tobacco franchise tax. Following this decision, all States and Territories ceased to collect business franchise fees on tobacco, petrol and liquor. Under revised arrangements, Commonwealth Replacement Grants were introduced.
- (b) During the transitional year 1997-98, replacement grants were initially receipted to a working account from which subsidies for petrol and liquor together with expenditure on functions that were previously tied to franchise fee receipts were paid. The balance was then credited to Consolidated Account. In 1998-99, replacement grants in total are credited to Consolidated Account and appropriation provided to pay subsidies and other related costs.
- (c) Gambling taxation receipts for the six months ended 31 December 1997 are understated by \$12.6 million, reflecting a misreporting of taxation receipts from gaming machines in this period. This error was corrected in January 1998.
- (d) Reduction in receipts due to superannuation recoveries now being processed directly through special deposit accounts as from 1 July 1998.
- (e) Includes receipts previously shown as Regulatory fees and fines.
- (f) Includes interest recoveries previously processed through a special deposit account.

ROADS (OPENING AND CLOSING) ACT 1991:
SECTION 24**NOTICE OF CONFIRMATION OF ROAD
PROCESS ORDER***Adams Road, Blakeview
Deposited Plan 51460*

BY Road Process Order made on 8 December 1998, the City of Playford ordered that:

1. Portions of the public road (Adams Road) adjoining allotment 8 in Deposited Plan 42168, more particularly delineated and lettered 'M' and 'N' in Preliminary Plan No. PP32/0336 be closed.
2. Issue a Certificate of Title to the CITY OF PLAYFORD for the whole of the land subject to closure lettered 'M' which land is being retained by Council.
3. The whole of the land subject to closure lettered 'N' be transferred to SHINNLEY PTY LTD in accordance with agreement for transfer dated 8 September 1998 entered into between the City of Playford and Shinnley Pty Ltd.
4. The following easements be granted over portion the land subject to that closure.

Grant to the South Australian Water Corporation easement for sewerage purposes.

Grant to AYERS NET Ltd an easement for gas supply purposes.

Grant to the ETSA Corporation an easement for underground electricity supply purposes.

On 6 January 1999 that order was confirmed by the Minister for Administrative Services, conditionally on approval and deposit of the survey plan by the Registrar-General. The condition has now been fulfilled.

Pursuant to section 24(5) of the Roads (Opening and Closing) Act 1991, NOTICE of the order referred to above and its confirmation is hereby given.

Dated 3 June 1999.

P. M. KENTISH, Surveyor-General

ROADS (OPENING AND CLOSING) ACT 1991:
SECTION 24**NOTICE OF CONFIRMATION OF ROAD
PROCESS ORDER***Public Road, Hundred of Chillundie
Deposited Plan 51834*

BY Road Process Order made on 22 January 1999, The District Council of Ceduna ordered that:

1. The whole of the public road adjoining the eastern boundaries of sections 12 and 42 Hundred of Chillundie, more particularly delineated and lettered 'A' and 'B', (respectively) in Preliminary Plan No. PP32/0368 be closed.
2. Vest in the Crown the whole of the land subject to closure and add that land to sections 12 and 42 (respectively) held by YARRA NOMINEES under Crown Lease Volume 517 Folio 2 in accordance with the agreement for transfer dated 22 September 1998 entered into between The District Council of Ceduna and Yarra Nominees.

On 18 March 1999 that order was confirmed by the Minister for Administrative Services, conditionally on approval and deposit of the survey plan by the Registrar-General. The condition has now been fulfilled.

Pursuant to section 24(5) of the Roads (Opening and Closing) Act 1991, NOTICE of the order referred to above and its confirmation is hereby given.

Dated 3 June 1999.

P. M. KENTISH, Surveyor-General

ROADS (OPENING AND CLOSING) ACT 1991:
SECTION 24**NOTICE OF CONFIRMATION OF ROAD
PROCESS ORDER***Public Road south of Hamlyn Court, Kidman Park
Deposited Plan 52177*

BY Road Process Order made on 26 March 1999, the City of Charles Sturt ordered that:

1. The whole of the public road (walkway) south of Hamlyn Court between allotments 26 and 44 in Deposited Plan 9983 more particularly lettered 'A' in Preliminary Plan No. PP32/0391 be closed.
2. The whole of the land subject to closure be transferred to PIETRO NILLO RUSALEN and MARGARET LOUISE RUSALEN in accordance with agreement for transfer dated 26 March 1999 entered into between the City of Charles Sturt and P. N. Rusalen and M. L. Rusalen.

On 27 April 1999 that order was confirmed by the Minister for Administrative Services conditionally on approval and deposit of the survey plan by the Registrar-General. The condition has now been fulfilled.

Pursuant to section 24(5) of the Roads (Opening and Closing) Act 1991, NOTICE of the order referred to above and its confirmation is hereby given.

Dated 3 June 1999.

P. M. KENTISH, Surveyor-General

ROADS (OPENING AND CLOSING) ACT 1991:
SECTION 24**NOTICE OF CONFIRMATION OF ROAD
PROCESS ORDER***Public Road adj. Watson Park Road, Hundred of Bremer
Deposited Plan 51793*

BY Road Process Order made on 16 November 1998, the Alexandrina Council ordered that:

1. Portion of the public road north of Watson Park Road adjoining allotment 5 in Filed Plan 122742 and allotment 2 in Deposited Plan 41414 more particularly lettered 'A' and 'B' (respectively) in Preliminary Plan No. PP32/0351 be closed.
2. The whole of the land subject to closure lettered 'A' be transferred to RAYMOND ROBERT McDONALD and CLAIRE IRENE McDONALD in accordance with agreement for transfer dated 19 August 1998 entered into between the Alexandrina Council and R. R. McDonald and C. I. McDonald.
3. The whole of the land subject to closure lettered 'B' be transferred to DAVID RONALD LEON GREGORY BRUER in accordance with agreement for transfer dated 17 August 1998 entered into between the Alexandrina Council and D. R. L. G. Bruer.

On 18 February 1999 that order was confirmed by the Minister for Administrative Services conditionally on approval and deposit of the survey plan by the Registrar-General. The condition has now been fulfilled.

Pursuant to section 24(5) of the Roads (Opening and Closing) Act 1991, NOTICE of the order referred to above and its confirmation is hereby given.

Dated 3 June 1999.

P. M. KENTISH, Surveyor-General

ROADS (OPENING AND CLOSING) ACT 1991:
SECTION 24**NOTICE OF CONFIRMATION OF ROAD
PROCESS ORDER***Martins/McNicoll Roads extension, Paralowie
Deposited Plan 50472*

BY Road Process Order made on 31 July 1998, the City of Salisbury ordered that:

Portions of the Reserves in Deposited Plan 30711 and Deposited Plan 41705 and portion of allotment 102 in Deposited Plan 40931 and allotment 100 in Deposited Plan 21041 forming a widening of McNicoll Road and extension of Martins Road, more particularly delineated and numbered '100' in the Preliminary Plan No. PP32/0276 be opened as road.

On 3 May 1999 that order was confirmed by the Minister for Administrative Services, conditionally on approval and deposit of the survey plan by the Registrar-General. The condition has now been fulfilled.

Pursuant to section 24(5) of the Roads (Opening and Closing) Act 1991, NOTICE of the order referred to above and its confirmation is hereby given.

Dated 3 June 1999.

P. M. KENTISH, Surveyor-General

SOUTH EASTERN WATER CONSERVATION AND
DRAINAGE ACT 1992*Notice*

I, ROB KERIN, Minister for Primary Industries, Natural Resources and Regional Development, after consulting with the South Eastern Water Conservation and Drainage Board and pursuant to section 34A of the South Eastern Water Conservation and Drainage Act 1992, give notice that:

1. The South Eastern Water Conservation and Drainage Board may, in respect of the 1999-2000 financial year, levy a contribution from all landholders who own or occupy more than 10 hectares of private land in that area of the South East as designated in the attached schedule.

Contributions will not be levied in respect of private land that:

- (a) is subject to a heritage agreement under the Native Vegetation Act 1992; or
 - (b) is an area of native vegetation in a single block greater than 40 hectares per individual property.
3. The money received by the Board will be applied for the local funding component of the Upper South East Project.
 4. The levy will be applied to landholders at differing rates according where land is situation as designated in the attached Schedule with more than one payment option being available.
 5. The levy will be applied as follows:

Zone A

\$2.24/hectare/year;

Zone B

\$1.97/hectare/year;

Zone C

\$0.54/hectare/year;

Zone D

\$0.11/hectare/year.

In addition to those levy payments indicated landholders in Zone A who did in November 1997 elect to make payment over 8 years the levy will be applied as follows:

\$1.20 for 2 years

\$2.29 for 5 years

Dated 26 May 1999.

ROB KERIN, Deputy Premier, Minister for Primary Industries, Natural Resources and Regional Development

SCHEDULE

Land comprising Zone A.

The Hundreds of Laffer, Landseer, McNamara, Messent, Peacock, Petherick and Wells.

That portion of the Hundred of Santo, County of Buckingham bounded as follows:

Commencing at the northern most point (383650 E, 6003050 N) of that portion of part section 13, Hundred of Santo bounded by the surveyed road defined by RP 5214 and the eastern boundary of the said Hundred; thence along the southern side of the road boundary in a generally westerly direction to the first bend east of Lot 500 of FP 16677 (378700 E, 6001250 N); dividing Lot 501 of FP 16677 to the easterly corner of Lot 1 of DP 26077; along generally south-easterly boundary of Lot 1 of DP 26077 to its intersection with the Princes Highway road boundary; generally southerly along the eastern side of the Princes Highway road boundary to the intersection with the northern side of the road boundary dividing section 80; generally in a south-easterly direction along the northern boundary of the road reserve through sections 80 and 82; along south-westerly boundary of sections 19, 9 and 22; along south-easterly boundary of section 22; along south-westerly boundary of section 20; dividing section 11 from the southern corner of section 20 to a point on the southern Hundred line boundary of Santo, 800 m from the western corner of section 11; along the southern boundary of the said Hundred to the south-east corner of the said Hundred; along the eastern boundary of the said Hundred to the point of commencement.

That portion of the Hundred of Neville, County of Cardwell, bounded as follows:

Commencing at a point on the northern boundary of the Hundred of Neville 800 m from the north-western corner of section 15 in the said Hundred; thence following a straight line dividing sections 15, 14, 13, 12 and 5 to a point (394400 E, 5970400 N) which is the second bend on the southern boundary of section 5 in an easterly direction from the south-western corner of section 5; south-westerly along the road boundary to the north-western corner of section 54; along the westerly boundary of section 54 to its intersection with the north-westerly boundary of section 46; then generally south-easterly along the north-easterly boundaries of sections 46, 45, 44, 43, 42, 41 and 40 to the southern boundary of the said Hundred to the south-eastern corner of the said Hundred; along the eastern boundary of the said Hundred to the north-eastern corner of the said Hundred; along the northern boundary of the said Hundred to the point of commencement.

That portion of the Hundred of Duffield, County of MacDonnell bounded as follows:

Commencing at a point (396180 E, 5963520 N) which is the north-western corner of that portion of section 28 in the Hundred of Duffield adjacent to section 5 in the Hundred of Neville; thence in a generally southerly direction along the road reserve boundary abutting the western boundaries of sections 28, 107, 95, 84, 63, east portion of 64, 35, 116, 25, 75, 67, 87, 88, 93, 51, 81 and east portion of 82 to the south-western corner of section 126; in a generally easterly direction to the north-eastern corner of section 126; across the road reserve to the north-western corner of section 65; along the generally south-westerly boundaries of sections 65, 94, 31, 71 and 117 to the south-eastern corner of the said Hundred; along the eastern boundary of the said Hundred to the north-eastern corner of the said Hundred; along the northern boundary of the said Hundred to the point of commencement.

That portion of the Hundred of Minecrow, County of MacDonnell, bounded as follows:

Commencing at the north-western corner of the Hundred of Minecrow; thence southwards along the western boundary of the said Hundred to the south-western corner of section 239; in a north-easterly direction along the south-easterly boundaries of section 239, 110, 109; along the westerly boundary of section 108; along the southerly boundaries of sections 108, 107 and 105; along the westerly boundary of section 104; along the southerly boundaries of sections 104 and 103; along the westerly boundaries of sections 101, 88, 85, 83, 71, 70, 56, 53, 47, 44, 184 and 31; along portion of southerly boundary of section 31; along western boundary of sections 27 and 28; along portion of southern boundary of section 28; along western boundary then southern boundary of section 18; along portion of westerly boundary then portion of southerly boundary of section 16; along western boundaries of sections 4 and 2; along southern boundary of said Hundred to south-eastern corner of said Hundred; along eastern boundary of said Hundred to north-eastern corner of said Hundred; along northern boundary of said Hundred to the point of commencement.

That portion of the Hundred of Townsend, County of Robe denoted by the following sections;

Sections 88 and 214.

That portion of the Hundred of Joyce, County of Robe bounded as follows:

Commencing at the north-western corner of the Hundred of Joyce; thence along the western boundary of section 361; along the southern boundaries of sections 361, 1, 436, 2, 3, 4 and 455; along the southern boundary of section 456 to a point (444700 E, 5913880 N) which is 1000 m past the first bend east of the south-western corner of section 456; following a straight line from this point to the north-western corner of section 378; along the westerly boundary of sections 378 and 379; along the northerly boundary of the Kingston to Naracoorte railway reserve; along the eastern boundary of the said Hundred to the north-eastern corner of the said Hundred; along the northern boundary of the said Hundred to the point of commencement.

That portion of the Hundred of Spence, County of Robe bounded as follows:

Commencing at the north-western corner of the Hundred of Spence; thence along the western boundary of the said Hundred; along the northerly boundary of the Kingston to Naracoorte railway reserve; along the eastern boundary of Lot 3 of FP 17535 and sections 128, 136, 100 and 91; along the northern boundary of the said Hundred; to the point of commencement.

That portion of the Hundred of Lochaber, County of MacDonnell bounded as follows:

Commencing at the south-western corner of the Hundred of Lochaber thence along the southern boundary of the said Hundred to the south-eastern corner of section 96; along the generally easterly boundaries of sections 96, 303, 312, 316, 306, 343, 178, 189, 203, portion of 202, 213, 216 and 221; along the line defined as the straight line from the south-eastern corner of section 225, Hundred of Lochaber to the south-western corner of section 44, Hundred of Woolumbool; along the western boundary of the Hundred of Lochaber to the point of commencement.

That portion of the Hundred of Woolumbool, County of MacDonnell bounded as follows:

Commencing at the south-eastern corner of the Hundred of Woolumbool thence along the eastern boundary of the said Hundred to intersect with the line from the south-western corner of section 44 in the Hundred of Woolumbool to the south-eastern corner of section 225 in the Hundred of Lochaber; along the straight line to the south-western corner of section 44; along generally westerly boundary of section 44; along generally southerly boundary of portion of section 32; along westerly boundary of sections 32, 63 and 58; along northern boundary of said Hundred to north-western corner of the said Hundred; along western boundary of said Hundred to south-western corner of said Hundred; along southern boundary of said Hundred to point of commencement.

That portion of the Hundred of Marcollat, County of MacDonnell bounded as follows:

Commencing at the south-western corner of the Hundred of Marcollat; thence along the southern boundary of the said

Hundred to the south-eastern corner of section 48; along the road reserve boundary abutting the generally easterly boundary of sections 48; Lot 10 of FP 9642, Lot 12 of DP 17847, Lot 11 of DP 17847, portion of 58, 60, 30, 8, 61, 94 and 91; along the north-westerly boundary of section 91; along the north-easterly boundary of sections 77, portion of 13, 34 and portion of 26; along south-easterly boundary of section 42; along eastern boundary of sections 42 and 81; along northern boundary of said Hundred to north-western corner of said Hundred; along western boundary of said Hundred to point of commencement.

That portion of the Hundred of Willalooka, County of Buckingham bounded as follows:

Commencing at the south-eastern corner of section 112 in the Hundred of Willalooka; thence along generally eastern boundary of sections 112, 85, 108, 49 and 40; along portion of northern boundary of section 40; along generally easterly boundary of sections 66, 65, 64, 22 and 110; along western boundary of said Hundred to south-western corner of said Hundred; along southern boundary of said Hundred to the point of commencement.

Land comprising Zone B.

That portion of the Hundred of Willalooka, County of Buckingham bounded as follows:

Commencing at the south-eastern corner of section 57 in the Hundred of Willalooka; thence along the generally easterly boundary of sections 57, 56, 55, 54, 52, 53, 23, 86, 50, 20, 100, 81, 125 and 124; along the southerly boundary of Lots 1, 2 and 3 of FP 18168; along the eastern boundary of the said Hundred to the north-eastern corner of the said Hundred; along the northern boundary of the said Hundred to the north-western corner of the said Hundred; along the western boundary of sections 114, 115 and portion of 109; along generally easterly boundary of sections 110, 22, 64, 65 and 66; along portion of northern boundary of section 40; along the generally eastern boundary of sections 40, 49, 108, 85 and 112; along the southern boundary of the said Hundred to the point of commencement.

That portion of the Hundred of Marcollat, County of MacDonnell bounded as follows:

Commencing at the north-eastern corner of section 81 in the Hundred of Marcollat; thence along the eastern boundary of sections 81 and 42; along the south-easterly boundary of section 42; along the north-easterly boundary of sections portion of 26, 34, portion of 13 and 77; along the north-westerly boundary of section 91; along the road reserve boundary abutting generally the easterly boundary of sections 91, 94, 61, 8, 30, 60, portion of 58, Lot 11 of DP 17847, Lot 12 of DP 17847, Lot 10 of FP 9642, and section 48; along the southern boundary of said Hundred to south-eastern corner of said Hundred; along the eastern boundary of the said Hundred to the north-eastern corner of Lot 10 of DP 14130; along the generally north-easterly boundary of sections 25, 19, Lots 1 and 2 of FP 14573, 9 and 11 and easterly boundary of section 86; along the northern boundary of the said Hundred to the point of commencement.

That portion of the Hundred of Parsons, County of MacDonnell, bounded as follows:

Commencing at the north-western corner of section 20 in the Hundred of Parsons; thence along the western boundary of the said Hundred to the south-western corner of the said Hundred; along the southern boundary of the said Hundred to the south-eastern corner of section 95; along the generally south-westerly road reserve boundary of the main Keith-Pathway road to the point of commencement.

That portion of the Hundred of Glen Roy, County of MacDonnell, bounded as follows:

Commencing at the north-western corner of the Hundred of Glen Roy; thence along the western boundary of the said Hundred to the south-western corner of the said Hundred; along the southern boundary of the said Hundred to the south-eastern corner of the said Hundred; along the generally south-western road reserve boundary of the main Pathway to Naracoorte road; along the northern boundary of the said Hundred to the point of commencement.

That portion of the Hundred of Woolumbool, County of MacDonnell not classified in Zone A.

That portion of the Hundred of Lochaber, County of MacDonnell, bounded as follows:

Commencing at the north-western corner of the Hundred of Lochaber; thence along the western boundary of the said Hundred to intersect with a line defined as the straight line from the south-western corner of section 44 in the Hundred of Woolmbool to the south-eastern corner of section 255 in the Hundred of Lochaber; along this line to the south-eastern corner of section 225; along the generally easterly boundary of sections 221, 216, 213, portion of 202, 203, 189 and 178; along southerly boundary of section 180; along generally south-westerly boundary of sections 179, 93 and 91; along the southern boundary of the said Hundred to the south-eastern corner of the said Hundred; along the eastern boundary of the said Hundred to the north-eastern corner of the said Hundred; along the northern boundary of the said Hundred to the point of commencement.

That portion of the Hundred of Hynam, County of MacDonnell, bounded as follows:

Commencing at the north-western corner of Lot 13 of DP 20900 in the Hundred of Hynam; thence along the western boundary of the said Hundred to the south-western corner of the said Hundred; along the southern boundary of the said Hundred to the south-eastern corner of BK 101; along the generally western road reserve boundary of the main Padthaway to Naracoorte road; along the northern boundary of Lot 13 of DP 20900 to the point of commencement.

That portion of the Hundred of Naracoorte, County of Robe, bounded as follows:

Commencing at the north-western corner of the Hundred of Naracoorte; thence along the western boundary of the said Hundred to south-western corner of section 9; along the generally northerly boundary of the Kingston to Naracoorte railway reserve; along the generally westerly road reserve boundary of the main Padthaway to Naracoorte road; along the northern boundary of the said Hundred to the point of commencement.

That portion of the Hundred of Spence, County of Robe, bounded as follows:

Commencing at the north-eastern corner of section 76 in the Hundred of Spence; thence along the generally north-easterly then northerly boundary of section 76; along the generally westerly boundary of sections part 48, 46, 45, Lots 1 and 2 of DP 17317, 43N, 83, 42 and 81; along the generally northerly boundary of the Kingston to Naracoorte railway reserve; along the eastern boundary of the said Hundred to the north-eastern corner of the said Hundred; along the northern boundary of the said Hundred to the point of commencement.

That portion of the Hundred of Spence, County of Robe, bounded as follows:

Commencing at the north-western corner of the Kingston to Naracoorte railway reserve boundary in the Hundred of Spence; thence along the western boundary of the said Hundred to the south-western corner of the said Hundred; along the southern boundary of the said Hundred to the south-eastern corner of section 142; along the generally south-easterly boundary of sections 142, 161, 165 and 169; along the generally north-easterly boundary of section 169; along the generally south-easterly boundary of sections Lot 500 of DP 36919, 71 and 134; along the north-easterly boundary of sections 134 and portion of 70; along the south easterly boundary of sections 138 and 89; along the southerly boundary of portion of section 68; along the easterly boundary of section 68; along the northerly boundary of sections 68 and portion of 155; along the easterly boundary of section 174; along the northerly boundary of portion of section 174; along the easterly boundary of section 58; along the generally northerly boundary of the Kingston to Naracoorte railway reserve to the point of commencement.

That portion of the Hundred of Joyce, County of Robe, bounded as follows:

Commencing at the north-western corner of section 418 in the Hundred of Joyce; thence along the westerly boundary of section 418 to the south-western corner of section 418; along the production of the westerly boundary of section 418 across section 417 to intersect with the road reserve boundary dividing section 417; along the generally south-easterly road reserve boundary; along the westerly boundary of section 420; along the southern boundary of section 420; along the western boundary of section 482; along a line from the south-western corner of section 482 to the north-western corner of section Lot 1 of DP 27261 dividing section 383; along the generally westerly boundary of section Lot 1 of DP 27261; along a portion of the northerly boundary of section 395; along the generally westerly boundary of sections 395, 394, 393, 413 and Lot 2 of FP 1004; along the southern boundary of the said Hundred to the south-eastern corner of the said Hundred; along the easterly boundary of the said Hundred to the north-easterly boundary of the Kingston to Naracoorte railway reserve; along the northerly boundary of the Kingston to Naracoorte railway reserve to a point intersecting with the production of the westerly boundary of section 418; then to the point of commencement.

Land comprising Zone C.

The Hundred of Binnum.

That portion of the Hundred of Willalooka, County of Buckingham not included in Zone A or Zone B.

That portion of the Hundred of Marcollat, County of MacDonnell not included in Zone A or Zone B.

That portion of the Hundred of Parsons, County of MacDonnell bounded as follows:

Commencing at the north-western corner of the Hundred of Parsons; thence along the western boundary of the said Hundred to the south-western corner of section 22; along the generally south-westerly road reserve boundary of the main Keith to Padthaway road; along the southern boundary of the said Hundred to the south-eastern corner of section 142; along the eastern boundary of sections 142 and 97; along the generally northerly boundary of sections 97, 59; along generally north-easterly boundary of sections 58 and portion of 91; along the easterly boundary of section 92; along the generally north-easterly boundary of sections 92, 103, 71, 140, Lots 1 and 2 of 39971, 56 and 55; along the northern boundary of the said Hundred to the point of commencement.

That portion of the Hundred of Glen Roy, County of MacDonnell not included in Zone B.

That portion of the Hundred of Hynam, County of MacDonnell not included in Zone B.

That portion of the Hundred of Lochaber, County of MacDonnell not included in Zone A or Zone B.

That portion of the Hundred of Spence, County of Robe not included in Zone A or Zone B and excluding sections 2, 3, 6, 7, 8, 9, 10, 17, 18, 19, 20, 87, 118, 119, 172 and 176.

That portion of the Hundred of Naracoorte, County of Robe bounded as follows:

Commencing at the intersection of the western boundary of the Hundred of Naracoorte and the northerly boundary of the Kingston to Naracoorte railway reserve; thence along the generally northerly railway reserve boundary of the Kingston to Naracoorte railway line; along the generally westerly road reserve boundary of the main Naracoorte to Padthaway road; along the northern boundary of the said Hundred to the north-eastern corner of the said Hundred; along the eastern boundary of the said Hundred to the south-eastern corner of section 357; along the northerly road reserve boundary of the Wimmera Highway; along the western boundary of Lot 1 of 16246 and section 43; along the northerly boundary of sections 802, 801 and 800; along the westerly boundary of sections 800, 807, Part BK 69, Lot 4 of DP 31086, Lots 1, 2 and 3 of DP 12224, 839, Lots 1, 2 and 3 of DP 12226, Lots 11 and 12 of DP 12227, Lot 101 of DP 22018; along the generally southerly boundary of sections 861, 860, BK 73, BK 72, 856, Lot 17 of FP 17895, Lot 2 of DP 13264, Lots 10, 9, 5 and 4 of DP 10884; along the generally easterly road reserve boundary of the main Naracoorte to Penola road; along the southern boundary of the said Hundred to the south-western corner of the said Hundred; along the western boundary of the said Hundred to the point of commencement.

That portion of the Hundred of Robertson, County of Robe, bounded as follows:

Commencing at the north-western corner of the Hundred of Robertson; thence along the western boundary of the said Hundred; along the southern boundary of section 210; along portion of westerly boundary of section 25; along portion of easterly boundary of section 25; along southern boundary of sections 26 and 27; along generally southern boundary of sections 37, 238, 135 and 137; along generally easterly boundary of section 137 and portion of 136; along generally southerly boundary of sections 247, 248, 159, 339, 340, 370, 348, 180 and 216; along the generally north-easterly road reserve boundary of the main Naracoorte to Penola road; along the northern boundary of the said Hundred to the point of commencement.

That portion of the Hundred of Jessie, County of Robe, bounded as follows:

Commencing at the north-western corner of the Hundred of Jessie; thence along the western boundary of the said Hundred to the south-western corner of section Lot 1 of FP 4935; along the generally northerly road reserve boundary of the Wimmera Highway; along the generally easterly boundary of sections 394 and 396; along the generally southerly boundary of sections 378, 377, 631 and 632; along the generally easterly boundary of section 632 and portion of 631; along the southern boundary of section 375 and 606; along the eastern boundary of the said Hundred; along the northern boundary of the said Hundred to the point of commencement.

That portion of the Hundred of Stirling, County of Buckingham, bounded as follows:

Commencing at the north-western corner of the Hundred of Stirling; thence along the western boundary of the said Hundred to the south-western corner of the said Hundred; along the southern boundary of the said Hundred to the south-eastern corner of the said Hundred; along the eastern boundary of the said Hundred; along the generally north-easterly railway reserve boundary of the main Adelaide to Melbourne railway line; along the northern boundary of the said Hundred to the point of commencement.

That portion of the Hundred of Wirrega, County of Buckingham, bounded as follows:

Commencing at the north-western corner of the Hundred of Wirrega; thence along the western boundary of the said Hundred; along the generally southern boundary of sections 413, 414, 415, 620 and Lot 2 of DP 26296; along generally the southerly boundary of sections 303, 333, 332, 579, 258, 308, 309, portion of 312, 313 and 318; along westerly boundary of section 527; along south-westerly boundary of sections 527 and 528; along generally south-easterly boundary of sections 528, 384 and 383; along southern boundary of section 575; along generally south-westerly boundary of sections 379, 369, 366, 359; along generally southerly boundary of Lots 18, 19 of DP 1921; along eastern boundary of said Hundred to the north-eastern corner of the said Hundred; along the northern boundary of the said Hundred to the point of commencement.

That portion of the Hundred of Tatiara, County of Buckingham excluding sections 377, 378, 379, 380, 381, 382, 383, 384, 385, 387, 388, 389, 390, 391, 394, 395 and 890.

Land comprising Zone D.

The Hundreds of Pendleton, Cannawigara, Senior, Beemma and Geegeela.

That portion of the Hundred of Stirling, County of Buckingham not included in Zone C.

That portion of the Hundred of Wirrega, County of Buckingham not included in Zone C.

That portion of the Hundred of Tatiara, County of Buckingham not included in Zone C.

That portion of the Hundred of Parsons, County of MacDonnell not included in Zone B or Zone C.

That portion of the Hundred of Naracoorte, County of Robe not included in Zone B or Zone C.

That portion of the Hundred of Jessie, County of Robe not included in Zone C

That portion of the Hundred of Robertson, County of Robe, bounded as follows:

Commencing at the north-western corner of Lot 1 of FP 1451 in the Hundred of Robertson; thence along the generally

north-easterly road reserve boundary of the main Naracoorte to Penola road; along southern boundary of section 25; along the eastern boundary of the said Hundred to the north-eastern corner of the said Hundred; along the northern boundary of the said Hundred to the point of commencement.

VALUATION OF LAND ACT 1971

Notice of General Valuation

PURSUANT to the Valuation of Land Act 1971, notice is hereby given that within the following Local Government Areas I have made a general valuation of all land subject to the general valuation. The values are assigned as at 1 January 1999.

L.G.A. No.	Local Government Areas
6802	Eyre UIA
6710	Naracoorte & Lucindale 1
6720	Naracoorte & Lucindale 2
5130	Karoonda East Murray
6400	Lacepede
3030	Wakefield 1
3720	Wakefield 2
8220	Robe
2600	Yankalilla
2400	Charles Sturt 1
2500	Charles Sturt 2
3430	Barunga West 1
9420	Barunga West 2
3530	Port Pirie 1
3540	Port Pirie 2
3550	Port Pirie 3
7830	Streaky Bay
7840	Ceduna
1100	Holdfast Bay 1
1200	Holdfast Bay 2
4830	Flinders Ranges 1
7400	Flinders Ranges 2
7560	Berri Barmera
2100	West Torrens 1
2200	West Torrens 2
7530	Renmark Paringa
4150	Murray Bridge
4000	Tatiara
4230	Goyder 1
4240	Goyder 2
6805	Lower North UIA
9810	Goyder 3
9820	Goyder 4
4530	Victor Harbor
9270	Le Hunte
5120	Coorong 1
5700	Coorong 2
8000	Coorong 3
1000	Marion
0710	Metro UIA
4610	Yorke Peninsula 1
5410	Yorke Peninsula 2
5420	Yorke Peninsula 3
5430	Yorke Peninsula 4
6804	Yorke UIA
5010	Peterborough 1
5030	Peterborough 2
6600	Port Augusta
9280	Franklin Harbour
3130	Kapunda Light
0900	Unley
0400	Port Adelaide Enfield 1
0600	Port Adelaide Enfield 2
4820	Orroroo Carrieton 1
5020	Orroroo Carrieton 2
9260	Cleve
5500	Loxton Waikerie 1
8210	Naracoorte Lucindale 3
L.G.A. No.	Local Government Areas
1300	Onkaparinga 1
1400	Onkaparinga 2
5210	Kangaroo Island 1
5230	Kangaroo Island 2
8600	Onkaparinga 3
2000	Walkerville
2910	Playford 1
3200	Playford 2

5910	Loxton Waikerie 2
7550	Loxton Waikerie 3
9690	Barossa
6920	Roxby Downs
9250	Tumby Bay
3840	Mt Gambier Cp
3120	Mallala
6806	Southern UIA
0300	Adelaide Hills 1
0500	Prospect
3300	Adelaide Hills 2
4710	Adelaide Hills 3
5630	Adelaide Hills 4
1700	Campbelltown
7610	Northern Areas 1
7630	Northern Areas 2
8710	Northern Areas 3
8500	Whyalla
9000	Kimba
9360	Elliston
3820	Grant 1
7310	Grant 2
8400	Wattle Range 1
8920	Wattle Range 2
8930	Wattle Range 3
4720	Mid Murray 1
4900	Gawler
5620	Mid Murray 2
7100	Mid Murray 3
9830	Mid Murray 4
0800	Mitcham
1500	Norwood Payneham St Peters 1
1600	Norwood Payneham St Peters 2
1900	Norwood Payneham St Peters 3
2800	Tea Tree Gully
3050	Copper Coast 1
3410	Copper Coast 2
7210	Southern Mallee 1
7220	Southern Mallee 2
4400	Salisbury

These values will come into force from 1 July 1999.

Please note: The notice of general valuation given in the *Gazette* of 13 May 1999, at page 2568 was published in error in a form that does not comply with the Act as in force since the commencement of the Valuation of Land (Miscellaneous) Amendment Act 1998 on 1 December 1998, and is consequently of no effect.

This notice is given in substitution for that earlier notice.

Dated 1 June 1999.

P. W. FOUNTAIN, Deputy Valuer-General

CL 110/93

WATER MAINS AND SEWERS

Office of the South Australian Water Corporation
Adelaide, 3 June 1999.

WATER MAINS LAID

Notice is hereby given that the following main pipes or parts of main pipes have been laid down by the South Australian Water Corporation in or near the undermentioned water districts and are now available for a constant supply of water to adjacent land.

ADELAIDE WATER DISTRICT

CITY OF BURNSIDE

Wootoona Terrace, St. Georges. p16
Lancelot Avenue, Hazelwood Park. p25

CITY OF CAMPBELLTOWN

Vincent Avenue, Athelstone. p17
Dryden Street, Tranmere. p31

CITY OF CHARLES STURT

Torrens Road, Bowden. p4
Ranelagh Street, Brompton. p21
St James Boulevard, Brompton. p21 and 22
Tabard Avenue, Brompton. p22
Holles Street, Brompton. p22
Wood Street, Ridleyton. p29
Josiah Mitton Road, Brompton. p29
Beachway Avenue, Semaphore Park. p30

CITY OF HOLDFAST BAY

Lamington Avenue, Seacliff Park. p24

CITY OF MARION

Hazel Street, Ascot Park. p15

CITY OF ONKAPARINGA

Elizabeth Street, Seaford. p9
Quinliven Road, Port Willunga. p10

CITY OF PORT ADELAIDE ENFIELD

South Road, Wingfield. p1 and 6
Marine Terrace, Rosewater. p7
Churchill Road North, Dry Creek. p8
Briester Street, Angle Park. p26
South Road, Regency Park. p27
Clare Street, Athol Park. p28
Hill Road, Wingfield. p36
Grand Junction Road, Wingfield. p36

CITY OF SALISBURY

Trowbridge Circuit, Para Hills. p18
Portview Road, Para Hills. p18

CITY OF TEA TREE GULLY

Lake Gairdner Parade, Greenwith. p19
 Coulson Court, Greenwith. p19 and 20
 Easement in reserve (lot 308), Lake Maurice Place, Greenwith. p19
 Lake Maurice Place, Greenwith. p19
 Lilford Court, Greenwith. p19 and 20
 Easements in lot 527, Lilford Court, Greenwith. p20
 Majestic Grove, Highbury. p38 and 39
 Packham Place, Highbury. p38
 Domain Commons, Highbury. p39
 The Promenade, Highbury. p39
 Kunzea Way, Golden Grove. p40
 Across Golden Grove Road, Golden Grove and Surry Downs. p40
 Sewerage land (lot 506), Golden Grove Road, Golden Grove. p40
 Easement in reserve (lot 64), Hobart Court, Surry Downs. p40
 Hobart Court, Surry Downs. p40
 Myall Court, Golden Grove. p40
 Marlock Court, Golden Grove. p40

CITY OF WEST TORRENS

Mortimer Street, Kurralta Park. p2
 Hare Street, Kurralta Park. p3
 Garfield Avenue, Kurralta Park. p5
 Myer Avenue, Plympton. p23

BURRA WATER DISTRICT

REGIONAL COUNCIL OF GOYDER
 Grainger Street, Burra. p11

PORT PIRIE WATER DISTRICT

PORT PIRIE REGIONAL COUNCIL
 Edward Street, Port Pirie South. p35

WATER MAINS ABANDONED

Notice is hereby given that the undermentioned water mains have been abandoned by the South Australian Water Corporation.

ADELAIDE WATER DISTRICT**CITY OF BURNSIDE**

Wootoona Terrace, St. Georges. p16
 Lancelot Avenue, Hazelwood Park. p25

CITY OF CHARLES STURT

Torrens Road, Bowden. p4
 Wood Street, Ridleyton. p29
 Josiah Mitton Road, Brompton. p29
 Beachway Avenue, Semaphore Park. p30

CITY OF HOLDFAST BAY

Lamington Avenue, Seacliff Park. p24

CITY OF MARION

Hazel Street, Ascot Park. p15
 Daws Road, Mitchell Park. p15

CITY OF PORT ADELAIDE ENFIELD

South Road, Wingfield. p1 and 6
 Marine Terrace, Rosewater. p7
 Churchill Road North, Dry Creek. p8
 Brister Street, Angle Park. p26
 South Road, Regency Park. p27
 Clare Street, Athol Park. p28
 Hill Road, Wingfield. p36
 Grand Junction Road, Wingfield. p36

CITY OF WEST TORRENS

Mortimer Street, Kurralta Park. p2
 Hare Street, Kurralta Park. p3
 Garfield Avenue, Kurralta Park. p5
 Myer Avenue, Plympton. p23

BURRA WATER DISTRICT

REGIONAL COUNCIL OF GOYDER
 Grainger Street, Burra. p11

PORT PIRIE WATER DISTRICT

PORT PIRIE REGIONAL COUNCIL
 Edward Street, Port Pirie South. p35

DELETIONS

Deletion of notice in "Government Gazette" of 25 March 1999.

"WATER MAINS LAID"

"Notice is hereby given that the undermentioned water mains have been laid down by the South Australian Water Corporation and are not available for a constant supply of water to adjacent land."

"ADELAIDE WATER DISTRICT"**"DISTRICT OF MALLALA"**

"Williams Road, Two Wells. p22, 31 and 32"

Delete this notice.

SEWERS LAID

Notice is hereby given that the following sewers have been laid down by the South Australian Water Corporation in the undermentioned drainage areas and are now available for house connections.

ADELAIDE DRAINAGE AREA**CITY OF BURNSIDE**

Easement in lot 59, Gill Terrace and lot 60, Sunnyside Road, Glen Osmond. FB 1030 p59

CITY OF CAMPBELLTOWN

Vincent Avenue, Athelstone. FB 1073 p56
 Dryden Street, Tranmere. FB 1030 p60

CITY OF CHARLES STURT

Hawker Street, Brompton. FB 1080 p10 and 11
 Ranelagh Street, Brompton. FB 1080 p10 and 11
 St James Boulevard, Brompton. FB 1080 p10-12
 Tabard Avenue, Brompton. FB 1080 p10 and 11
 Holles Street, Brompton. FB 1080 p10 and 12

CORPORATE TOWN OF GAWLER

Cheek Avenue, Gawler East. FB 1058 p46

CITY OF MARION

Parson Street, Sturt. FB 1058 p48 and 51
 Melbourne Street, Sturt. FB 1058 p48 and 51
 Moss Street, Sturt. FB 1058 p48 and 51
 Main South Road, Sturt. FB 1058 p48 and 51
 Seacombe Road and across Seacombe Road, Sturt and Darlington. FB 1058 p48 and 51
 Easements in lot 4, Seacombe Road, lots 8, 15 and 14, Graham Road, lots 19, 20, 23 and 22, Grace Road and lots 3 and 59, Aaron Avenue, Darlington. FB 1058 p48-50
 Easements in lot 60, Aaron Avenue, lot 303, Stella Street, lots 307, 308, 103 and 104, Sargent Avenue, lots 107 and 106, James Street and lot 4, Ridgecrest Avenue, Darlington. FB 1058 p 49 and 50

CITY OF PROSPECT

Collingrove Avenue, Broadview. FB 1058 p45

CITY OF SALISBURY

Easement in lots 91 and 90, Trowbridge Circuit, Para Hills. FB 1073 p57
Trowbridge Circuit, Para Hills. FB 1073 p57
Londonderry Avenue, Salisbury Downs. FB 1058 p47

CITY OF TEA TREE GULLY

Lake Gairdner Parade, Greenwith. FB 1073 p58 and 60
Coulson Court, Greenwith FB 1073 p58 and 60
Easements in lots 73 and 214, Lilford Court and lot 72, Coulson Court, Greenwith. FB 1073 p58 and 59
Lilford Court, Greenwith. FB 1073 p58 and 59
Easements in lot 527, Lilford Court, Greenwith. FB 1073 p58 and 59
Easement in lot 86, Lake Gairdner Parade. FB 1073 p58 and 59
Easements in lots 88 and 213, Coulson Court, lot 87, Lake Gairdner Parade and lots 85-83, Lilford Court, Greenwith. FB 1073 p58 and 59
Packham Place, Highbury. FB 1058 p53 and 54
Majestic Grove, Highbury. FB 1058 p53 and 54
Beurre Court, Highbury. FB 1058 p53 and 54
Domain Commons, Highbury. FB 1058 p53 and 54
The Promenade, Highbury. FB 1058 p53 and 54
Myall Court, Golden Grove. FB 1058 p55-57
Marlock Court, Golden Grove. FB 1058 p56 and 57
Easements in lot 286, Golden Grove Road and reserve (lot 279) and lots 53-55, 76 and 56-59, Marlock Court, Golden Grove. FB 1058 p56 and 57

LOBETHAL COUNTRY DRAINAGE AREA**DISTRICT OF ADELAIDE HILLS COUNCIL**

Easement in lot 12, Main Street, Lobethal. FB 1073 p54

PORT LINCOLN COUNTRY DRAINAGE AREA**CITY OF PORT LINCOLN**

Easements in lot 38, Moonta Crescent and lots 37 and 65, Pavana Crescent, Port Lincoln. FB 1058 p52

STIRLING COUNTRY DRAINAGE AREA**DISTRICT OF ADELAIDE HILLS COUNCIL**

Easement in lot 2 (DP2167), Norman Road, Bridgewater. FB 1073 p55
Easement in lot 2 (DP2165), Norman Road, Bridgewater. FB 1073 p55
Kingsland Road, Aldgate. FB 1073 p53

SEWERS ABANDONED

Notice is hereby given that the undermentioned sewers have been abandoned by the South Australian Water Corporation.

ADELAIDE DRAINAGE AREA**CORPORATE TOWN OF GAWLER**

Easement in lot 150, Cheek Avenue, Gawler East. FB 1058 p46

CITY OF MARION

Easement in lot 12, Marion Road, Sturt. FB 1058 p48
Millwood Crescent, Sturt. FB 1058 p48
Melbourne Street, Sturt. FB 1058 p48

Eudunda Street, Sturt. FB 1058 p48
Darlington Street, Sturt. FB 1058 p48
Dene Street, Sturt. FB 1058 p48
Seacombe Road, Darlington. FB 1058 p 48
Sargent Avenue, Darlington. FB 1058 p48 and 49
Graham Road, Darlington. FB 1058 p48
Grace Road, Darlington. FB 1058 p49
Aaron Avenue, Darlington. FB 1058 p49
Stella Street, Darlington. FB 1058 p49
Easement in lot 103, Sargent Avenue, Darlington. FB 1058 p49
James Street, Darlington. FB 1058 p49
Easement in lots 11, 3 and 4, Ridgecrest Avenue, Darlington. FB 1058 p49
Ridgecrest Avenue, Darlington. FB 1058 p49

H. LACY, Acting Chief Executive, South Australian Water Corporation

WATER RESOURCES ACT 1997**ONKAPARINGA CATCHMENT WATER MANAGEMENT BOARD AREA BASIS ON WHICH THE LAND-BASED LEVY WILL BE IMPOSED**

Notice by the Minister for Environment and Heritage pursuant to Section 138 (8)

1. PURSUANT to section 138 (3) of the Water Resources Act 1997, I have determined that the basis for the levy in the Onkaparinga Catchment Water Management Board area for the 1999-2000 financial year will be the capital value of rateable land.

2. His Excellency, the Governor gave his approval of the method referred to in paragraph 1 on 3 June 1999.

Dated 3 June 1999.

D. KOTZ, Minister for Environment and Heritage

WATER RESOURCES ACT 1997**ONKAPARINGA CATCHMENT WATER MANAGEMENT BOARD AREA AMOUNT TO BE CONTRIBUTED BY THE CONSTITUENT COUNCILS**

Notice by the Minister for Environment and Heritage Pursuant to Section 135 (6)

1. PURSUANT to section 135 of the Water Resources Act 1997, I have determined that:

- (a) the total amount to be contributed by the constituent councils of the Onkaparinga Catchment Area in respect of the 1999-2000 financial year is to be the sum of two million and forty thousands dollars; and
- (b) that the constituent councils will share the liability for the payment of that amount as follows:

Constituent Councils	Amount \$
Adelaide Hills.....	382 816
Marion.....	190 675
Mount Barker	72 828
Onkaparinga	1 392 309
Yankalilla	1 372
Total	\$2 040 000

2. His excellency, the Governor, gave his approval of the amounts referred to in paragraph 1 on 3 June 1999.

Dated 3 June 1999.

D. KOTZ, Minister for Environment and Heritage

WATER RESOURCES ACT 1997

TORRENS CATCHMENT WATER MANAGEMENT BOARD AREA
BASIS ON WHICH LEVY WILL BE IMPOSED

*Notice by the Minister for Environment and Heritage pursuant to
Section 138 (8)*

1. PURSUANT to section 138 (3) of the Water Resources Act 1997, I have determined that the basis for the levy in the Torrens Catchment Water Management Board area for the 1999-2000 financial year will be the capital value of rateable land.

2. His Excellency, the Governor gave his approval of the method referred to in paragraph 1 on 3 June 1999.

Dated 3 June 1999.

D. KOTZ, Minister for Environment and Heritage

WATER RESOURCES ACT 1997

TORRENS CATCHMENT WATER MANAGEMENT BOARD AREA
AMOUNT TO BE CONTRIBUTED BY THE CONSTITUENT
COUNCILS

*Notice by the Minister for Environment and Heritage Pursuant to
Section 135 (6)*

1. PURSUANT to section 135 of the Water Resources Act 1997, I have determined that:

- (a) the total amount to be contributed by constituent councils of the catchment area of the Torrens Catchment Water Management Board in respect of the 1999-2000 financial year is to be the sum of three million, seven hundred and thirty-five thousand dollars; and

- (b) constituent councils of the Board's area will share the liability for the payment of that amount as follows:

Constituent Councils	Amount \$
Adelaide.....	471 400
Adelaide Hills.....	100 300
Barossa.....	6 400
Burnside.....	357 200
Campbelltown.....	340 700
Charles Sturt.....	885 100
Norwood Payneham St Peters.....	391 600
Prospect.....	187 600
Port Adelaide Enfield.....	729 200
Tea Tree Gully.....	74 000
Walkerville.....	96 900
West Torrens.....	94 600
Total.....	\$3 735 000

2. His excellency, the Governor, gave his approval of the amounts referred to in paragraph 1 on 3 June 1999.

Dated 3 June 1999.

D. KOTZ, Minister for Environment and Heritage

WATER RESOURCES ACT 1997

PATAWALONGA CATCHMENT WATER MANAGEMENT BOARD
AREA BASIS ON WHICH LEVY WILL BE IMPOSED

*Notice by the Minister for Environment and Heritage pursuant to
Section 138 (8)*

1. PURSUANT to section 138 (3) of the Water Resources Act 1997, I have determined that the basis for the levy in the Patawalonga Catchment Water Management Board area for the 1999-2000 financial year will be the capital value of rateable land.

2. His Excellency, the Governor gave his approval of the method referred to in paragraph 1 on 3 June 1999.

Dated 3 June 1999.

D. KOTZ, Minister for Environment and Heritage

WATER RESOURCES ACT 1997

PATAWALONGA CATCHMENT WATER MANAGEMENT BOARD
AREA AMOUNT TO BE CONTRIBUTED BY
THE CONSTITUENT COUNCILS

*Notice by the Minister for Environment and Heritage Pursuant to
Section 135 (6)*

1. PURSUANT to section 135 of the Water Resources Act 1997, I have determined that:

- (a) the total amount to be contributed by constituent councils of the catchment area of the Patawalonga Catchment Water Management Board in respect of the 1999-2000 financial year is to be the sum of two million, one hundred and ninety-one thousand dollars; and

- (b) constituent councils of the Board's area will share the liability for the payment of that amount as follows:

Constituent Councils	Amount \$
Adelaide.....	95 100
Adelaide Hills.....	20 400
Burnside.....	148 700
Charles Sturt.....	12 500
Holdfast Bay.....	316 700
Marion.....	390 700
Mitcham.....	463 100
Onkaparinga.....	69 500
Unley.....	365 200
West Torrens.....	309 100
Total.....	\$2 191 000

2. His excellency, the Governor, gave his approval of the amounts referred to in paragraph 1 on 3 June 1999.

Dated 3 June 1999.

D. KOTZ, Minister for Environment and Heritage

WATER RESOURCES ACT 1997

NORTHERN ADELAIDE AND BAROSSA CATCHMENT WATER
MANAGEMENT BOARD AREA BASIS ON WHICH THE LAND-
BASED LEVY WILL BE IMPOSED

*Notice by the Minister for Environment and Heritage pursuant to
Section 138 (8)*

1. PURSUANT to section 138 (3) of the Water Resources Act 1997, I have determined that the basis for the levy in the Northern Adelaide and Barossa Catchment Water Management Board area for the 1999-2000 financial year will be the capital value of rateable land.

2. His Excellency, the Governor gave his approval of the method referred to in paragraph 1 on 3 June 1999.

Dated 3 June 1999.

D. KOTZ, Minister for Environment and Heritage

WATER RESOURCES ACT 1997

NORTHERN ADELAIDE AND BAROSSA CATCHMENT WATER
MANAGEMENT BOARD AREA AMOUNT TO BE CONTRIBUTED
BY THE CONSTITUENT COUNCILS

*Notice by the Minister for Environment and Heritage Pursuant to
Section 135 (6)*

1. PURSUANT to section 135 of the Water Resources Act 1997, I have determined that:

- (a) the total amount to be contributed by constituent councils of the Northern Adelaide and Barossa Catchment Area in respect of the 1999-2000 financial year is to be the sum of one million seven hundred thousand dollars; and

- (b) that the constituent councils of the Board's area will share the liability for the payment of that amount as follows:

Constituent Councils	Amount \$
Barossa.....	142 507
Gawler.....	108 156
Playford.....	288 416
Port Adelaide/Enfield.....	13 324
Salisbury.....	526 037
Tea Tree Gully.....	532 908
Adelaide Hills.....	22 292
Kapunda Light.....	41 734
Mallala.....	24 626
Total.....	\$1 700 000

2. His excellency, the Governor, gave his approval of the amounts referred to in paragraph 1 on 3 June 1999.

Dated 3 June 1999.

D. KOTZ, Minister for Environment and Heritage

WORKERS REHABILITATION AND COMPENSATION ACT 1986

THE WORKCOVER CORPORATION OF SOUTH AUSTRALIA ('the Corporation') in accordance with those provisions of the **WORKERS REHABILITATION AND COMPENSATION ACT 1986**, as amended ('the WRCA') and the **WORKCOVER CORPORATION ACT 1994** ('the WCA') identified in Item 1 of the Schedule hereto ('the Schedule') makes its determination in the terms set out in Item 2 of the Schedule upon the grounds set out in Item 3 of the Schedule, if any, to come into effect on the date set out in Item 4 of the Schedule and determines further that notice of this determination shall be provided in the manner set out in Item 5 of the Schedule, if any, and further for the purposes of this determination the Corporation pursuant to Section 17 of the WCA delegates those powers or functions of the Corporation set out in Item 6 of the Schedule to the person or persons named therein ('the Delegate').

SCHEDULE**Item 1 Legislation Empowering Determination**

Sections 65 and 67 of the WRCA and Section 17 of the WCA.

Item 2 Terms of Determination

A. Establishment of single remission/supplement scheme

That the Delegate establish and implement under Section 67 of the WRCA a single scheme for the remission of levies ('remissions') or the imposition of supplementary levies ('supplements') on particular employers ('the Premium Adjustment Scheme'). The Premium Adjustment Scheme must satisfy the following conditions:

- 2.1 The Premium Adjustment Scheme shall not apply at all to employers who are holders of exempt employer status.
- 2.2 The remission to be granted or the supplement to be imposed on a particular employer shall be the result, in net terms, of the application of the discrete elements of remission or supplement described in Elements 1 to 6 set out below.
Accordingly, the Delegate shall determine, within any discrete period, the application of a single remission or supplement which reflects the net effect of Elements 1 to 6 (provided that the element of the remission that reflects the operation of Element 2 of the Premium Adjustment Scheme may be payable as a lump sum).
- 2.3 Element 1 is the grant of a remission or the imposition of a supplement on a particular employer determined having regard to the incidence or costs of claims for compensable disabilities suffered by the particular employer's workers (disregarding claims excluded from the ambit of Section 67(1)(b) of the WRCA by regulation)—subject to the conditions that:
 - (a) the amount of any supplement shall not exceed 50% of the levy payable by the particular employer by application of the percentage fixed by the Corporation under Section 66(6) of the WRCA; and
 - (b) Element 1 of the Premium Adjustment Scheme shall not apply to employers whose levy payable to the Corporation for the relevant period falls below a level determined for that purpose by the Delegate.
- 2.4 Element 2 is the grant of a remission by virtue of the particular employer's participation in the Safety Achiever Bonus Scheme ('SABS')—subject to the conditions that:
 - (a) the particular employer has met all of the conditions of SABS; and
 - (b) the determination that the particular employer has met all the conditions of SABS shall be subject to the approval of those officers of the Corporation responsible for implementation of SABS;
- 2.5 Element 3 is the imposition of a supplement where the particular employer fails to provide suitable employment for a worker of that employer being obliged so to do by Section 58b(1) of the WRCA and not being excused from such compliance by Section 58b(2) of the WRCA—subject to the condition that the amount of the supplement imposed under Element 3 shall not exceed 110% of the amount of compensation paid or payable by the Corporation to the relevant worker of the particular employer during the period that the particular employer is in breach of Section 58b.
- 2.6 Element 4 is the imposition of a supplement where the particular employer fails to give notice of the proposed termination of a worker despite being obliged so to do by Section 58c(1) of the WRCA and not being excused from such compliance by Section 58c(2) of the WRCA—subject to the conditions that:
 - (a) the amount of the supplement imposed under Element 4 shall not exceed the amount of compensation paid or payable by the Corporation to the relevant worker of the particular employer during the period that the particular employer is in breach of Section 58c; and
 - (b) the supplement imposed under Element 4 shall cease if any element of supplement imposed under Element 3 of the Premium Adjustment Scheme is applied in respect of the termination of which notice was not given in breach of Section 58c.
- 2.7 Element 5 is the grant of a remission to a particular employer having regard to the registration of that employer under the WRCA as a self-managed employer—subject to the conditions that such remission granted under Element 5 shall not exceed the percentage; and shall only be granted subject to the conditions specified for that purpose in the conditions of registration of the employer as a self-managed employer and in the authorised contract made between the employer and the Corporation permitted by Section 14(4) of the WCA (including any condition as to the period to which the remission applies and the timing of payment of any such remission).
- 2.8 Element 6 is the imposition of a supplement in relation to a particular employer having regard to criteria determined on an annual or more regular basis by the Manager, Occupational Health and Safety Services as:
 - (a) establishing an indicator that the costs or incidence of disabilities to the workers of particular employers exceeds to a material extent the average of those costs or incidence in the industry (which has been determined by the Corporation pursuant to S66(3) of the WRCA) in which the particular employer employs workers or some other like benchmark or grouping adopted for that purpose where determined to be more appropriate by the Delegate;
 - (b) measures designed to target the application of this element of the Premium Adjustment Scheme to particular employers whose workers have a cost or incidence of claims that require the specific intervention of the Corporation in order to meet the objects of the Act specified in Section 2 of the WRCA, subject to the condition that the amount of the supplement imposed under this Element of the Premium Adjustment Scheme shall not exceed fifty percent (50%) of the levy payable by the particular employer by application of the percentage fixed by the Corporation under Section 66(6) of the WRCA;

- B. Adjustment of the Premium Adjustment Scheme
- 2.9 In order to give effect to the Premium Adjustment Scheme in a manner which will best achieve the objects of the WRCA under Section 2 of the WRCA and the primary objects of the Corporation under Section 12 of the WCA the Delegate may adjust the operation of the Premium Adjustment Scheme as follows:
- (a) the Delegate may replace an Element or Elements with alternative means of calculating or establishing an element of the Premium Adjustment Scheme;
 - (b) the Delegate may apply an Element or Elements to a particular location or locations at which the particular employer employs workers or may apply an Element or Elements to the particular employer as a whole;
 - (c) the Delegate may defer the commencement of an Element or Elements for a particular employer for a definite or indefinite period or, suspend or terminate the operation of any Element of the Premium Adjustment Scheme for a particular employer for a definite or indefinite period;
 - (d) the Delegate may apply an Element or Elements to a particular employer by having regard to the claims history and other circumstances of another employer where, in the opinion of the Delegate, the connection between the particular employer and the other employer is such that it is appropriate to do so;
 - (e) the Delegate may determine that two or more employers will constitute a group for the purposes of Division IV of Part V of the WRCA if:
 - (i) they are capable of being treated as members of a group under the Payroll Tax Act 1971, as amended; or
 - (ii) they are related in some other way,and to treat the Premium Adjustment Scheme as applicable to that group of employers as if a reference in this Determination to an 'employer' was a reference to that group of employers;
 - (f) the Delegate may nominate after consultation with the members of a group determined under paragraph B2.9(d), one of the employers to be treated as the employer of all of the workers employed by members of that group;
 - (g) the Delegate may establish and implement transitional arrangements and measures necessary or convenient to deal with any alteration of the Premium Adjustment Scheme under B.2.9(a); or
 - (h) the Delegate may make such further or other adjustment of the operation of the Premium Adjustment Scheme as may in the opinion of the Delegate, best give effect to the objects of the WRCA (as specified in Section 2 of the WRCA) and the primary objects of the Corporation (as specified under Section 12 of the WCA) and having regard to the matters permitted to be considered under Section 67(1) of the WRCA (and for which purpose the Delegate may form the opinion required under Section 67(1)(e) of the WRCA).
 - (i) the Delegate may require repayment of a remission or may increase any supplement where the Corporation has previously assessed that remission or supplement on the basis of the performance or conduct of an employer which assessment did not take into account materially relevant information or took into account information which materially misstated the conduct or performance of the employer so that the amount either repayable by way of a refund of the remission (or part thereof) or payable by way of a further supplement reflects the remission or supplement, as the case may be, that the employer would have received or incurred had the Corporation known all relevant information when it initially assessed the remission or supplement (including information which only became available to the Corporation or the employer at a date after the initial calculation of the remission or supplement).
- C. Reviews
- 2.10 Applications for reviews of the implementation of the Premium Adjustment Scheme shall remain to be determined by the Board of the Corporation under Section 72 of the WRCA in accordance with the procedures determined by the Board for that purpose under Section 72(3) of the WRCA.
- D. Implementation of the Premium Adjustment Scheme.
- 2.11 The Delegate, may, in order to achieve the most efficient operation of the Premium Adjustment Scheme and use of the Corporation's resources, implement the Premium Adjustment Scheme on a progressive basis so that not all Elements of the Premium Adjustment Scheme are in operation as at the commencement of the Premium Adjustment Scheme but come into operation subsequently.
- E. Previous Determinations
- 2.12 As and from the commencement of the Premium Adjustment Scheme all prior determinations of the Corporation as to matters dealt with in this Determination are to the extent that they are inconsistent with this Determination, amended by substituting so much of the previous Determination with this Determination as is necessary to give paramount force and effect to this Determination.

Item 3 Grounds of Determination

That the Premium Adjustment Scheme is a just and equitable means of applying Section 67 of the WRCA having regard to the objects of the WRCA and the primary objects of the Corporation.

Item 4 Commencement Date of Determination

This Determination shall commence on the 1st of July 1999 and the Premium Adjustment Scheme shall commence on the date determined for that purpose by the Delegate.

Item 5 Notice of Determination

This determination shall be published in the *Government Gazette*.

Item 6 Delegation by Board

That the officers of the Corporation occupying (or acting in) the positions designated by the Corporation in any instrument of delegation of the Corporation as having delegated authority with respect to Sections 65 and 67 of the WRCA be delegated (in addition to and not in derogation of such other delegated powers and functions of the Corporation delegated to those officers) such of the powers and functions of the Corporation pursuant to the WRCA as are necessary to give effect to this Determination. The Delegate shall not exercise the powers contained in paragraph B2.9(a) without first having consulted with the Board Committee having responsibility for the oversight of the Premium Adjustment Scheme as to the implementation of the Premium Adjustment Scheme and the exercise by the Delegate of the powers and functions of the Corporation delegated to the Delegate under this Determination ('the Board Committee'). The Delegate shall report annually to the Board Committee as to the operation of the Premium Adjustment Scheme.

Confirmed as a true and accurate record of the decision of the Corporation.

P. Gunner, Chairperson

26/5/1999

THE WORKCOVER CORPORATION OF SOUTH AUSTRALIA*CORRIGENDUM*

IN the Determination appearing above, under item 2.9(f),

'paragraph B2.9(d)'

Should read

'paragraph B2.9(e)'

Dated 26/5/1999

P. Gunner, Chairperson

REGULATIONS UNDER THE FISHERIES ACT 1982

No. 108 of 1999

At the Executive Council Office at Adelaide 3 June 1999

PURSUANT to the *Fisheries Act 1982* and with the advice and consent of the Executive Council, I make the following regulations.

E. J. NEAL Governor

PURSUANT to section 10AA(2) of the *Subordinate Legislation Act 1978*, I certify that, in my opinion, it is necessary or appropriate that the following regulations come into operation as set out below.

ROB KERIN Minister for Primary Industries, Natural Resources and Regional Development

SUMMARY OF PROVISIONS

1. Citation
2. Commencement
3. Revocation

Citation

1. These regulations may be cited as the *Fisheries (Aquaculture Management Committee) Revocation Regulations 1999*.

Commencement

2. These regulations come into operation on the day on which they are made.

Revocation

3. The *Fisheries (Aquaculture Management Committee) Regulations 1999* (see *Gazette* 1 April 1999 p. 1607) are revoked.

MPNR 65/98 CS

R. DENNIS Clerk of the Council

REGULATIONS UNDER THE LIQUOR LICENSING ACT 1997

No. 109 of 1999

At the Executive Council Office at Adelaide 3 June 1999

PURSUANT to the *Liquor Licensing Act 1997* and with the advice and consent of the Executive Council, I make the following regulations.

E. J. NEAL Governor

PURSUANT to section 10AA(2) of the *Subordinate Legislation Act 1978*, I certify that, in my opinion, it is necessary or appropriate that the following regulations come into operation as set out below.

K. T. GRIFFIN Minister for Consumer Affairs

SUMMARY OF PROVISIONS

1. Citation
2. Commencement
3. Variation of Sched. 1—Long Term Dry Areas
4. Variation of Sched. 2—Plans of Long Term Dry Areas

Citation

1. The *Liquor Licensing (Dry Areas—Long Term) Regulations 1997* (see *Gazette* 6 November 1997 p. 1217), as varied, are referred to in these regulations as "the principal regulations".

Commencement

2. These regulations come into operation on the day on which they are made.

Variation of Sched. 1—Long Term Dry Areas

3. Schedule 1 of the principal regulations is varied by inserting after the item headed "**Hallett Cove—Area 1**" the following item:

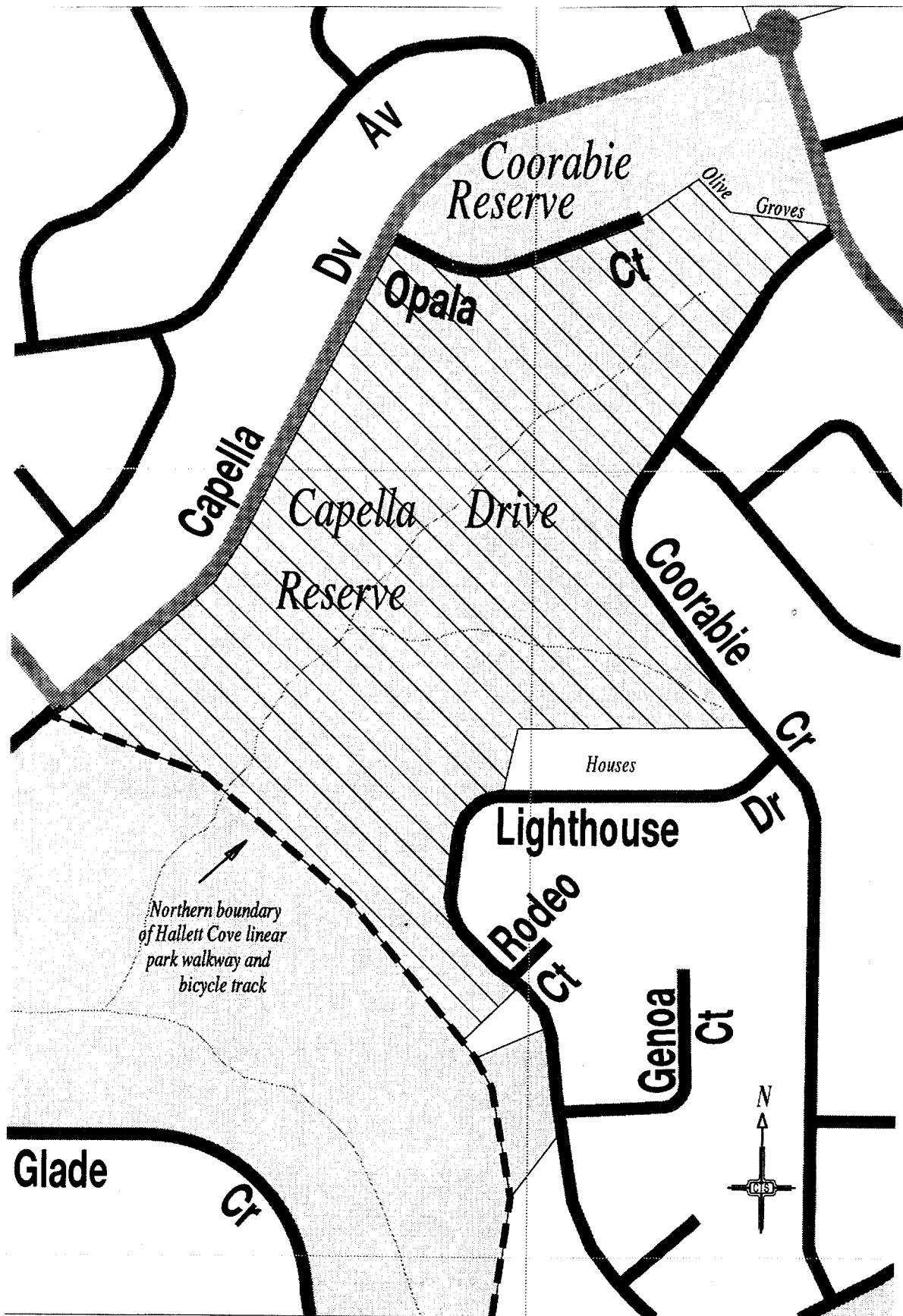
Hallett Cove—Area 2*(see schedule 2: Hallett Cove—Plan No. 2)*

<i>Area</i>	<i>Period</i>	<i>Extent of prohibition</i>
Commencing at the point at which the southern boundary of Opala Court, Hallett Cove, joins the eastern boundary of Capella Drive, then generally south-westerly along the eastern boundary of Capella Drive to the northern boundary of the Hallett Cove Linear Park walkway and bicycle track, then generally south-easterly along the northern boundary of the walkway and bicycle track to its intersection with the prolongation in a straight line of the southern boundary of Rodeo Court, then north-easterly along that prolongation of the southern boundary of Rodeo Court to its intersection with the western boundary of Lighthouse Drive, then generally north-westerly, northerly and north-easterly along that boundary of Lighthouse Drive until meeting the south-western corner of the first housing allotment (allotment 200) on that boundary, then north-easterly and easterly along the western and northern boundaries of allotment 200 and the northern boundaries of the adjoining allotments (allotments 199 to 194) to the western boundary of Coorabie Crescent, then north-westerly and north-easterly along that boundary of Coorabie Crescent to the southern boundary of Coorabie Reserve (the boundary approximately indicated by olive groves), then generally westerly, north-westerly and south-westerly along that southern boundary of Coorabie Reserve to the southern boundary of Opala Court, then south-westerly and westerly along that boundary of Opala Court to the point of commencement.	8 p.m. on each day to 8 a.m. on the following day until 8 a.m. on 27 May 2000.	The consumption and possession of liquor are prohibited.

Variation of Sched. 2—Plans of Long Term Dry Areas

4. Schedule 2 of the principal regulations is varied by inserting after the plan headed "**Hallett Cove—Plan No. 1**" the following plan:

Hallett Cove—Plan No. 2



REGULATIONS UNDER THE REPRODUCTIVE TECHNOLOGY ACT 1988

No. 110 of 1999

At the Executive Council Office at Adelaide 3 June 1999

PURSUANT to the *Reproductive Technology Act 1988* and with the advice and consent of the Executive Council, I make the following regulations.

E. J. NEAL Governor

SUMMARY OF PROVISIONS

1. Citation
2. Commencement
3. Variation of Sched.—Reproductive Technology Code of Ethical Clinical Practice
 - 14A. The review panel
 - 14B. Right of review in certain cases
 - 14C. Review by review panel
 - 14D. Appeal to Supreme Court
 - 14E. Welfare of child to be paramount consideration on review or appeal

Citation

1. The *Reproductive Technology (Code of Ethical Clinical Practice) Regulations 1995* (see *Gazette* 5 October 1995 p. 922) are referred to in these regulations as "the principal regulations".

Commencement

2. These regulations will come into operation in accordance with section 20(4) of the *Reproductive Technology Act 1988*.

Variation of Sched.—Reproductive Technology Code of Ethical Clinical Practice

3. The Schedule of the principal regulations is varied—

(a) by striking out subparagraph (ii) of clause 11(1)(c) and substituting the following subparagraphs:

- (ii) that neither spouse has been found guilty, in this State or elsewhere, of a sexual offence involving a child; and
- (ia) whether either spouse has been found guilty, in this State or elsewhere, of an offence involving violence; and;

(b) by striking out subparagraph (iv) of clause 11(2)(b) and substituting the following subparagraph:

- (iv) either spouse has been found guilty, in this State or elsewhere, of a sexual offence involving a child.;

(c) by striking out subclause (6) of clause 11 and substituting the following subclause:

(6) A licensee who refuses to give or to continue to give infertility treatment to a married couple must—

- (a) on request by the couple, give the couple written reasons for the refusal; and
 - (b) where relevant, give the couple written information about the couple's right to have the licensee's decision reviewed.;
- (d) by inserting after clause 14 the following clauses:

The review panel

14A. (1) The Minister must appoint a review panel for the purposes of this Part.

(2) The review panel will consist of five members, of whom—

- (a) one (the presiding member) will be a legal practitioner; and
- (b) one will be a member of the Council; and
- (c) one will be a social worker, nurse or clinical psychologist who has experience in the field of child welfare; and
- (d) one will be a person with expertise in the rehabilitation of persons who have committed offences involving violence; and
- (e) one will be a person appointed to represent the interests of consumers of infertility treatment services.

(3) A member of the panel will be appointed for a term not exceeding three years on such conditions as the Minister may determine and will, at the expiration of a term of office, be eligible for reappointment.

(4) A person ceases to be a member of a panel if the person—

- (a) resigns by notice in writing addressed to the Minister; or
- (b) is removed from the panel by the Minister on the ground of misconduct, neglect of duty, incompetence or mental or physical incapacity to carry out official duties; or
- (c) has completed a term of office and is not reappointed to the panel.

Right of review in certain cases

14B. (1) If a licensee decides to refuse to give or to continue to give infertility treatment to a married couple on the ground that one or both of them have been found guilty, in this State or elsewhere, of an offence involving violence, the couple may apply to the review panel for a review of the licensee's decision—

- (a) within six months of being given written reasons for the decision; or
- (b) within such longer period as the review panel may in any special case allow.

(2) An application for review must be made in a manner and form determined by the review panel.

Review by review panel

14C. (1) In conducting a review—

- (a) proceedings before the review panel must be held without formality and in private; and
- (b) the review panel is not bound by the rules of evidence, but may inform itself on any matter in such manner as the panel thinks fit.

(2) On proceedings before the review panel the licensee and the married couple may be assisted by an agent or representative (not being a legal practitioner).

(3) A decision of four members of the review panel is a decision of the panel.

(4) On a review the review panel may confirm the decision under review or set aside the decision.

(5) The review panel must give the licensee and married couple written reasons for the panel's decision on a review.

Appeal to Supreme Court

14D. (1) A licensee or married couple aggrieved by a decision of the review panel on a review under this Part may, in accordance with the rules of court, appeal to the Supreme Court against the decision.

(2) An appeal must be instituted within one month of the making of the decision being appealed against but the Court may, if it is satisfied that it is just and reasonable in the circumstances to do so, dispense with the requirement that the appeal be instituted within that period.

(3) On an appeal under this clause, the Court may—

- (a) confirm the decision under appeal or set aside the decision;
- (b) make any further or other order as to any other matter that the case requires.

Welfare of child to be paramount consideration on review or appeal

14E. The review panel or Supreme Court must, in making a determination on a review or appeal, treat the welfare of any child that may be born in consequence of infertility treatment given to the married couple as the paramount consideration.

REGULATIONS UNDER THE CONTROLLED SUBSTANCES ACT 1984

No. 111 of 1999

At the Executive Council Office at Adelaide 3 June 1999

PURSUANT to the *Controlled Substances Act 1984*, on the recommendation of the Controlled Substances Advisory Council and with the advice and consent of the Executive Council, I make the following regulations.

E. J. NEAL Governor

PURSUANT to section 10AA(2) of the *Subordinate Legislation Act 1978*, I certify that, in my opinion, it is necessary or appropriate that the following regulations come into operation as set out below.

DEAN BROWN Minister for Human Services

SUMMARY OF PROVISIONS

1. Citation
2. Commencement
3. Variation of reg. 4
4. Variation of reg. 5
5. Transitional provision

Citation

1. The *Controlled Substances (Expiation of Simple Cannabis Offences) Regulations 1987* (see *Gazette* 30 April 1987 p. 1190), as varied, are referred to in these regulations as "the principal regulations".

Commencement

2. These regulations will come into operation on the day on which they are made.

Variation of reg. 4

3. Regulation 4 of the principal regulations is varied by striking out from subregulation (3) "ten" and substituting "three".

Variation of reg. 5

4. Regulation 5 of the principal regulations is varied by striking out from paragraph (e) "ten" and substituting "three".

Transitional provision

5. The principal regulations (as in force immediately prior to the commencement of these regulations) continue to apply in relation to offences alleged to have been committed before that commencement.

SAHC 001/097/197 CS

R. DENNIS Clerk of the Council

REGULATIONS UNDER THE WORKCOVER CORPORATION ACT 1994

No. 112 of 1999

At the Executive Council Office at Adelaide 3 June 1999

PURSUANT to the *WorkCover Corporation Act 1994* and with the advice and consent of the Executive Council, I make the following regulations.

E. J. NEAL Governor

PURSUANT to section 10AA(2) of the *Subordinate Legislation Act 1978*, I certify that, in my opinion, it is necessary or appropriate that the following regulations come into operation as set out below.

MICHAEL ARMITAGE Minister for Government Enterprises

SUMMARY OF PROVISIONS

1. Citation
2. Commencement
3. Variation of reg. 3
4. Substitution of reg. 4
 4. Renewal of authorisation
5. Variation of heading of Sched.

SCHEDULE 1*Authorised contract—reg. 3*

6. Insertion of Sched. 2

SCHEDULE 2*Authorised contract—reg. 4***Citation**

1. The *WorkCover Corporation (Statutory Reserve and Insurance Assistance Funds—Contractual Arrangements) Regulations 1996* (see *Gazette* 14 March 1996 p. 1638) are referred to in these regulations as "the principal regulations".

Commencement

2. These regulations will come into operation on 6 June 1999.

Variation of reg. 3

3. Regulation 3 of the principal regulations is varied by striking out "the schedule" and substituting "Schedule 1".

Substitution of reg. 4

4. Regulation 4 of the principal regulations is revoked and the following regulation is substituted:

Renewal of authorisation

4. (1) A contract in the form, or substantially in the form, of the contract contained in Schedule 2 is declared to be substantially in the form of the contract contained in Schedule 1 and consequently to be authorised by regulation 3.

(2) The authorisation of a contract by these regulations is renewed.¹

¹ Under section 14(4a)(b) of the Act an authorisation by regulation under section 14(4)(d) lapses 3 years after the date on which it took effect or was last renewed unless it is renewed by a fresh regulation made within 6 months before the date on which it is due to lapse. The authorisation under regulation 3 took effect on 6 June 1996.

Variation of heading of Sched.

5. The Schedule of the principal regulations is renumbered as Schedule 1 and the heading to the Schedule is revoked and the following heading is substituted:

SCHEDULE 1

Authorised contract—reg. 3

Insertion of Sched. 2

6. The following Schedule is inserted after the Schedule of the principal regulations (renumbered as Schedule 1 by regulation 5):

SCHEDULE 2

Authorised contract—reg. 4

CLAIMS MANAGEMENT AGREEMENT**PARTIES**

WorkCover Corporation of South Australia ("the Corporation")

AND

SGIC General Insurance Ltd ACN 069 065 158 of 211 Victoria Square Adelaide in the State of South Australia 5000 ("the Agent")

PURPOSE OF THIS AGREEMENT

- (a) The Corporation's functions which are relevant to this Agreement is administering clauses 5 and 5A of Schedule 1 to the WRCA so as to achieve the objectives set out in Section 2(i) of the WRCA.
- (b) The Corporation has the power to enter into any form of contract which is necessary for or incidental to the performance of its functions including (but subject to authorisation by regulation) a contract with a private sector body involving the conferral of power on that body to manage and determine claims under Section 14 of the WCA and, to the extent, relevant, clause 5A of Schedule 1 to the WRCA.

TERMS OF THIS AGREEMENT

The Corporation and the Agent agree to be bound by the terms and conditions set out in this Agreement and the annexed conditions ("the Conditions").

PERIOD OF THIS AGREEMENT

This Agreement shall be in force for the period specified in the Conditions.

EARLY TERMINATION OF THIS AGREEMENT

This Agreement may be terminated prior to its expiration in the circumstances prescribed for that purpose in the Conditions.

NATURE OF THE RELATIONSHIP BETWEEN THE CORPORATION AND THE AGENT

It is expressly agreed that the rights, entitlements, duties and obligations of the Corporation and the Agent are to be found entirely in the terms of this Agreement and that no right, interest or expectation shall arise other than that expressly provided for herein.

PROHIBITION AGAINST ASSIGNMENT

It is expressly agreed that this Agreement is personal as between the Corporation and the Agent and is not capable of being assigned or transferred by the Agent or the Corporation.

NO GOODWILL

The Agent acknowledges that it will neither create or acquire any goodwill in the undertaking of the Claims Management Function on the basis that it is expressly agreed that:

- (a) the Agent has no right, claim or entitlement to a renewal of this Agreement; and
- (b) the Corporation retains the right to enter into further Claims Management Agreements from time to time with respect to the receipt of claims management services.

FORCE MAJEURE

If for any reason:

- (a) the Corporation ceases to perform the functions under the WCA and the WRCA which it performs at the commencement of this Agreement; or
- (b) the Commonwealth of Australia or any statutory body established by the Commonwealth of Australia offers a form of workers compensation indemnity to entities to which it does not currently offer the same so as to materially affect the extent of the application of the WorkCover Scheme in South Australia; or
- (c) there is any other like adverse change to the circumstances currently applicable to the WorkCover Scheme in South Australia which is beyond the control of either the Agent or the Corporation,

then either party may bring this Agreement to an end by giving three (3) months' notice in writing of its intention so to do in which event neither the Corporation nor the Agent shall have a claim against the other in respect of any matter other than an entitlement that arose prior to the effective date of such termination.

CONDITION PRECEDENT

The operation of this Agreement is subject in all respects to this Agreement being an authorised contract under Section 14 of the WCA.

DATED this day of 1999.

THE COMMON SEAL of THE)
WORKCOVER CORPORATION)
OF SOUTH AUSTRALIA was)
hereunto affixed in the presence of:)

.....

.....

THE COMMON SEAL of SGIC)
GENERAL INSURANCE LTD)
was hereunto affixed in the presence)
of:)

.....

.....

CONDITIONS**TABLE OF CONTENTS**

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7	SECURITY
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1 CORPORATE REQUIREMENTS AND ARRANGEMENTS

- 1.1 The Agent cannot, under any circumstances, utilise the name "WorkCover" in either its legal or trading name.
- 1.2. The Agent will notify the Corporation of:
- (a) a change in the effective control of the Agent and its immediate or ultimate holding company; or
 - (b) a change in the direct or indirect ownership of the Agent; or
 - (c) a change exceeding 20% of the shareholding in any period of twelve months in the Agent's holding company.

For the purposes of this condition, a change in effective control means a change in the shareholding of the Agent, or its immediate or ultimate holding company whereby the voting rights attached to the shares the subject of that change is sufficient to alter the degree of control exercised in the authorised Agent or its immediate or ultimate holding company by the owners of those shares.

2 PERIOD OF AGREEMENT

- 2.1. This Agreement shall be in force for a period of three (3) years commencing from the 6th day of June 1999 (in this clause "the Term").
- 2.2. Not earlier than twelve (12) months and not later than six (6) months prior to the expiration of the Term the Corporation may (subject to clause 2.4) renew the Term for a further period nominated for that purpose by the Corporation (but not exceeding three (3) years) by giving a notice to the Agent to that effect.
- 2.3. Upon exercise by the Corporation of its right to extend the Term this Agreement will be deemed to be amended by amending clause 2.2 by:
- (a) deleting the date nominated as the date on which the Agreement commences and inserting in lieu the date falling at the expiration of the Term referred to in the Corporation's notice given under clause 2.2; and
 - (b) inserting in lieu of the period of three years the period nominated by the Corporation in its notice under clause 2.2,

but in all other respects the Agreement as renewed shall be on the same terms and conditions as this Agreement.

- 2.4. If the Corporation exercises a right under clause 2.2 to renew the Term then, not later than 6 months prior to the date upon which it is intended that the period of renewal should commence, the Corporation and the Agent shall agree what adjustment, if any, to the Agent's remuneration should apply for the period of such renewal. If there shall be no binding and enforceable agreement between the Agent and the Corporation by that time as to the remuneration to be payable to the Agent then, notwithstanding the operation of clause 2.2 and the notice given by the Corporation, there shall be no period of renewal of this Agreement and the Agreement shall come to an end as if the Corporation had not issued the relevant notice under clause 2.2.

3 RESPONSIBILITIES OF THE AGENT

- 3.1. The Agent shall provide the Agent's Services for the period of the Agreement and at the discretion of the Corporation for such longer period thereafter as may be necessary in order to effect an orderly return of the Claims to the Corporation or some other party with whom the Corporation has or intends to enter into an authorised contract or arrangement pursuant to Section 14 of the WCA and/or clause 5A of Schedule 1 to the WRCA with respect to the Claims.
- 3.2. In providing the Agent's Services the Agent shall:
- (a) insofar as may be applicable to the Agent's Services act in a manner consistent with the Relevant Law, including acting in a manner that ensures that the performance of the Claims Management Function by the Agent on behalf of the Corporation satisfies the Corporation's obligations under the Relevant Law without breach of the same; and
 - (b) insofar as they may be applicable to the Agent's Services comply with any guidelines, directions, procedural manuals issued by the Corporation from time to time for the purpose of executing its functions referred to in Section 13 of the WCA.
- 3.3. The Corporation shall from time to time pay to the Agent funds which are to be applied by the Agent in payment of the Claims on the basis that:
- (a) the Corporation will make such funds available as are reasonably required to meet claims as they arise from time to time;
 - (b) the moneys shall be invested by the Agent in an approved form of investment with all income on the investment accruing to the credit of the Corporation and the Agent shall be entitled to an investment fee agreed from time to time between the Corporation and the Agent for that purpose;
 - (c) the Agent shall be entitled to draw amounts from the funds so held by the Agent in payment of the Claims;
 - (d) subject to compliance with Schedule A the Agent shall be entitled to draw moneys from the funds held by the Agent under this clause in payment of the remuneration due to the Agent under this Agreement.

4 AUDIT

The Corporation shall be entitled, upon the giving of reasonable notice, to undertake an audit of the Agent's performance of the Agent's Services and its compliance with the Agreement.

5 ACCOUNTING AND OTHER INFORMATION

- 5.1 The Agent shall keep such accounting records as correctly record and explain the transactions concerning the financial position of the Claims which are the subject of the Claims Management Function and maintain such records in accordance with the requirements of the Claims Recording and Reporting Function and otherwise in accordance with standards of the relevant accounting standards.
- 5.2 The Agent shall ensure the accounting returns and any information, data or reports required by the Corporation are accurate and are lodged with the Corporation within the time specified by the Corporation.
- 5.3 The Agent agrees that all information that it receives from the Corporation or which it receives or creates in or in the course of providing the Agent's Services shall be and remain the property of the Corporation and that:
- (a) the Corporation shall be entitled, upon the giving of reasonable notice, to enter upon the premises of the Agent and inspect and review the same including the taking of copies and other extracts of such documents or to provide access to a nominated third party for that purpose; and
 - (b) the Corporation shall be entitled to have possession and control of the same at the expiration or sooner termination of this Agreement;
 - (c) all documents concerning completed or finalised Claims shall be delivered to the Corporation when so required by the Corporation.

6 REMUNERATION

- 6.1 The Agent will be entitled to the remuneration specified in Schedule A.
- 6.2 If during the term of the Agreement there is significant alteration in the Agent's functions and obligations to warrant adjustment of the Agent's remuneration, the Corporation and the Agent will negotiate an appropriate adjustment.
- 6.3 After each twelve months' operation of this Agreement, the Corporation, in consultation with the Agent, will review the amount and composition of remuneration payable to the Agent provided that, except in the circumstance dealt with in clause 6.2, the remuneration payable to the Agent shall not be reduced as a result of such a review.
- 6.4 The Corporation's determination of the remuneration of the remuneration payable to the Agent in the future shall be binding upon both the Corporation and the Agent provided that if the Agent is dissatisfied with the determination the Agent may surrender this Agreement by notice in writing to that effect given to the Corporation within thirty (30) days of the Corporation's determination which surrender shall come into effect six (6) months after the date of the giving of the same to the Corporation and, until the effective date of the surrender, the Agent shall be remunerated on the basis that existed prior to the determination of the Corporation.

7. SECURITY

- 7.1 The Agent is to ensure that it has in place at all times during the period of this Agreement an appropriate security system which ensures the confidentiality of all information obtained in respect of the claims in its custody and possession.
- 7.2 The Agent indemnifies the Corporation against any claims, suits proceedings, damages or losses arising from, or as a result of, any breach of the Agent's security system.

8 DELEGATIONS

The Corporation delegates and, to the extent necessary, subdelegates the Delegated Powers to the Agent to exercise during the period of this Agreement subject to the provisions of the WCA and the WRCA on the basis that the making of this delegation shall not exclude or limit the Corporation's power to exercise any power or function so delegated.

9 CANCELLATION OF AGREEMENT

- 9.1 If a party is in breach or default of a provision of the Agreement (the "Defaulting Party") then the other party (the "Non-Defaulting Party") shall be entitled to give a notice to the Defaulting Party nominating the relevant breach or default requiring that such breach or default be remedied within thirty (30) days of receipt by the Defaulting Party of such notice.
- 9.2 If the Defaulting Party does not remedy the breach or default within thirty (30) days of receipt of a notice given pursuant to clause 9.1 then the Non-Defaulting Party may b notice in writing to the Defaulting Party terminate this Agreement.

10 CONSULTATION

The Corporation and the Agent agree that they will engage in consultative processes which are to be used to develop policy, procedures and to provide mechanisms for early intervention and quick resolution of any matters of concern.

11 CONFIDENTIALITY

The Agent agrees on its behalf and on behalf of its employees and agents that it shall act in a manner consistent with the provisions of Section 112(1) of the WRCA as if references therein to "the Corporation" were references to "the Agent" and shall not divulge information in a manner which is inconsistent with the operation of that provision, as if applicable to the Agent within the manner referred to above, except to the extent that the same is authorised by Section 112(2) of the Act as if that subsection were applicable to the Agent.

SCHEDULE A**REMUNERATION**

Fifty Dollars (\$50.00) per hour for work performed by way of the Agent's Services by the Agent in accordance with this Agreement calculated and payable monthly upon production of a properly itemised and substantiated claim.

SCHEDULE B**DEFINITIONS**

In the Agreement:

"Agent's Services" means the aggregate of:

- the Claims Management Function;
- the Claims Recording and Reporting Function.

"this Agreement" or **"the Agreement"** means the aggregate of the Claims Management Agreement, the Conditions and the Schedules and any amendment or addition thereto contemplated by this Agreement.

"Claim" means any form of assertion by a person to an entitlement to receive money from the Corporation pursuant to clause 5(2) of Schedule 1 to the WRCA or a Section 118g policy as defined by clause 5A(6) of Schedule 1 to the WRCA and includes:

- such an assertion even if it is not successful;
- anything which is consequential upon such an assertion being successful
- the entire amount that the person is or may become entitled to receive from the Corporation pursuant to the relevant provisions of Schedule 1 to the WRCA whether or not a separate or further assertion of an entitlement to receive the same is made by the person.

"Claims Management Function" means the entirety of the functions which are necessary for or incidental to the receipt, assessment, determination, payment, administration, review, finalisation and recording of a Claim.

"Claims Recording and Reporting Function" means the recording and retention of all material data concerning any Claim which is the subject of the Claims Management Function and the making of reports and the provision of access to that data in such manner as the Corporation may reasonably require from time to time by notice in writing to the Agent.

"Delegated Powers" means all of the functions or powers of the Corporation referred to in Schedule C.

"Relevant Law" means:

- the WRCA and the WCA;
- any statutory instrument (within the meaning of the Acts Interpretation Act 1915) made under either the WRCA or the WCA;
- any Act or statutory instrument which is a "substitute" Act or statutory instrument within the meaning of the Acts Interpretation Act, of the foregoing Acts or statutory instruments;
- any other law capable of application to a Claim;

· the interpretation of any of the foregoing by a review authority or by a court.

"**WRCA**" means the Workers Rehabilitation and Compensation Act 1986 as amended.

"**WCA**" means the WorkCover Corporation Act 1994 as amended.

Any word or term that has a defined meaning in the WRCA or the WCA shall, unless the contrary appears, have the same meaning in these Conditions.

SCHEDULE C

DELEGATED POWERS

1. Grant of Delegation

Pursuant to Section 17 of the WorkCover Corporation Act 1994 and Clause 5A of Schedule 1 to the WRCA the Corporation delegates (and, to the extent necessary, subdelegates) to the Agent all of the powers of the Corporation as may be necessary for or incidental to the performance of the Claims Management Function.

2. Revocation and Variation

The Corporation may revoke the delegation of all or any of the Delegated Powers of the Agent at anytime by an instrument in writing either in whole or in part and, in particular, and without limiting the foregoing, by addition of any exception, condition or limitation upon such delegations.

3. Compliance with Directions

The Agent shall be the exercise of the delegated powers of the Agent comply with conditions of the delegation and with directions of the Corporation given from time to time in accordance with the Relevant Law and this Agreement.

4. Policies of Corporation

The powers delegated to the Agent shall be exercised in accordance with any policies enunciated by the Corporation and advised to the Agent by notice in writing by an authorised officer.

5. No Sub-Delegation

The Agent may not sub-delegate or otherwise assign any of the Delegated Powers.

6. Further Delegation

The Corporation may delegate to the Agent further powers of the Corporation as it considers necessary for or incidental to the performance of the Claims Management Function in which event the Corporation shall forward to the agent a further written instrument of delegation which further delegation shall be subject to the operation of this Agreement.

REGULATIONS UNDER THE NURSES ACT 1999

No. 113 of 1999

At the Executive Council Office at Adelaide 3 June 1999

PURSUANT to the *Nurses Act 1999* and with the advice and consent of the Executive Council, I make the following regulations.

E. J. NEAL Governor

PURSUANT to section 10AA(2) of the *Subordinate Legislation Act 1978*, I certify that, in my opinion, it is necessary or appropriate that the following regulations come into operation as set out below.

DEAN BROWN Minister for Human Services

SUMMARY OF PROVISIONS

1. Citation
2. Commencement
3. Interpretation
4. Appointment of returning officer
5. Election to be conducted by returning officer
6. Appointment of closing day and polling day
7. Registrar to prepare a roll
8. Nomination
9. Uncontested elections
10. Preparation of ballot papers
11. Issue of voting papers
12. Method of voting
13. Scrutineers
14. Arranging papers for counting
15. Method for counting based on principles of proportional representation
16. Death of candidate
17. Declaration of result of election
18. Computer counting
19. Transitional provisions

SCHEDULE**Citation**

1. These regulations may be cited as the *Nurses (Electoral) Regulations 1999*.

Commencement

2. These regulations will come into operation on the day on which section 5 of the *Nurses Act 1999* comes into operation.

Interpretation

3. (1) In these regulations, unless the contrary intention appears—

"Act" means the *Nurses Act 1999*;

"business day" means any day other than a Saturday, Sunday or public holiday;

"**closing day**", in relation to an election, means the day on which nomination of candidates for the election closes;

"**Electoral Commissioner**" means the Electoral Commissioner under the *Electoral Act 1985*;

"**polling day**", in relation to an election, means the day on which voting at the election closes;

"**returning officer**" —see regulation 4;

"**voter**" means a person entitled to vote at an election conducted under these regulations.

(2) The close of voting for an election is 9.30 a.m. on polling day.

Appointment of returning officer

4. The returning officer for an election under these regulations will be the Electoral Commissioner.

Election to be conducted by returning officer

5. (1) An election for the purposes of section 5 of the Act will be conducted by the returning officer in accordance with these regulations.

(2) The Board is responsible for the costs and expenses incurred by the returning officer in conducting an election.

Appointment of closing day and polling day

6. (1) The returning officer will fix—

(a) a day as closing day for an election; and

(b) a day as polling day for an election.

(2) At least 14 days before the closing day for an election the returning officer must cause an advertisement relating to the election to be placed in a newspaper circulating generally throughout the State.

(3) The advertisement must set out—

(a) the day fixed as polling day; and

(b) the number of vacancies to be filled; and

(c) an invitation for nominations for the vacancies to be filled; and

(d) details about how a nomination may be made; and

(e) the day fixed as closing day.

Registrar to prepare a roll

7. (1) The Registrar of the Board is responsible for the preparation of a voters roll for the purposes of an election.

(2) The voters roll to be used in a particular election must reflect entitlements to vote as they exist at 5 p.m. on the third business day after the day on which the advertisement relating to the election required under regulation 6(2) is published.

(3) The Registrar must supply the returning officer with sufficient copies of the voters roll, certified by the Registrar, for use at an election.

(4) The voters roll may be supplied to the returning officer in electronic form, or in another manner agreed between the Registrar and the returning officer.

Nomination

8. (1) The returning officer must prepare a nomination form for the purposes of an election (in a form determined by the returning officer).

(2) A person who is eligible to be a candidate for an election made under these regulations¹ may be nominated by completing a nomination form.

¹ See section 5(1)(b) of the Act.

(3) A nomination must be made by two persons who are entitled to vote at the election.

(4) A candidate for election must—

(a) make a declaration on the nomination form that he or she is eligible to be elected at the election; and

(b) signify his or her consent by signing the nomination form.

(5) A nomination must be accompanied by—

(a) a profile of the candidate; and

(b) any other information required by the returning officer.

(6) A profile under subregulation (5)(a) must comply with the following requirements:

(a) the profile must be limited to relevant professional information about the candidate and other information directly relevant to the functions or operations of the Board under the Act; and

(b) the profile must be in typed form or in legible handwriting and comply with any other requirement as to form determined by the returning officer; and

(c) the profile must not exceed 200 words; and

(d) the profile must be signed and dated by the candidate (but this signature and date will not form part of the profile for the purposes of the election).

(7) A nomination must be lodged with the returning officer by 12 noon on closing day.

(8) The returning officer may reject a nomination if in the opinion of the returning officer the name under which the candidate is nominated—

- (a) is obscene; or
- (b) is frivolous; or
- (c) appears to have been assumed for an ulterior purpose.

(9) A nomination is invalid if—

- (a) the nomination is not made by the use of a nomination form under this regulation; or
- (b) the nomination form is not completed—
 - (i) in accordance with the instruction contained in the form; or
 - (ii) in accordance with the requirements of this regulation; or
- (c) the nomination form, the candidate profile and any other required information are not received by the returning officer by 12 noon on closing day.

(10) A dispute as to the validity of a nomination will be determined summarily by the returning officer.

(11) A nominated candidate may at any time before the close of nominations, by notice in writing signed by the candidate and given to the returning officer, withdraw the nomination.

Uncontested elections

9. (1) If, after nominations have closed, it appears that the number of candidates nominated to contest the election does not exceed the number of persons required to be elected, the returning officer must declare the nominated candidate or candidates elected.

(2) If the returning officer makes a declaration under subregulation (1), the returning officer must, within seven days after making the declaration, cause a notice of the declaration to be placed in a newspaper circulating generally throughout the State.

(3) A notice under subregulation (2) must set out—

- (a) the date of the declaration; and
- (b) the name of the successful candidates.

(4) If, after nominations have closed, it appears that the number of candidates nominated to contest the election is less than the number of persons required to be elected, the returning officer, in addition to making a declaration and publishing a notice under subregulations (1) and (2), must extend the period for nominations for the remaining vacancy or vacancies by a period (not exceeding seven days) determined by the returning officer and may fix a new day as polling day.

(5) If the returning officer is required to take action under subregulation (4), the returning officer must at the earliest opportunity cause a notice relating to the matter to be placed in a newspaper circulating generally throughout the State.

(6) A notice under subregulation (5) must set out—

- (a) the day fixed as polling day; and
- (b) the number of vacancies left to be filled; and
- (c) an invitation for nominations for those vacancies; and
- (d) details about how a nomination may be made; and
- (e) the day by which nominations must be received.

(7) These regulations will then apply in the same manner as they applied (or would have applied) to any earlier nominations.

(8) If the number of candidates nominated exceeds the required number of candidates, an election will be held to fill the relevant vacancies.

Preparation of ballot papers

10. (1) If an election is to be held, the returning officer must prepare a ballot paper showing the names of all candidates for election (on the basis of information provided to the returning officer as part of the nomination process).

(2) The ballot paper must be prepared as soon as is reasonably practicable after the closing day for the election.

(3) The names of the candidates must be arranged on the ballot paper, one under the other, in an order determined by lot.

(4) A square must be placed to the left of each name appearing on the ballot paper.

(5) A ballot paper will otherwise be in a form determined by the returning officer.

Issue of voting papers

11. (1) The returning officer must, at least 14 days before polling day for an election, send by post to every voter—

- (a) a ballot paper (authenticated to the satisfaction of the returning officer); and
- (b) a statement in writing setting out—
 - (i) instructions for the completion of a ballot paper; and
 - (ii) the manner in which the ballot paper is to be returned; and
- (c) a set of candidate profiles in a form determined by the returning officer; and

(d) an opaque envelope bearing a declaration in a form determined by the returning officer, to be completed by the voter, declaring that the ballot paper contained in the envelope contains his or her vote and that he or she has not already voted at the election.

(2) The declaration under subregulation (1) must appear on a tear-off extension to the envelope flap.

(3) An envelope used under subregulation (1) must be—

(a) a pre-paid envelope addressed to the returning officer; or

(b) accompanied by a pre-paid envelope addressed to the returning officer.

(4) If a person to whom voting papers are issued desires to vote at the relevant election, the following procedures must be followed:

(a) the voter must mark his or her vote in the manner prescribed by these regulations on the ballot paper supplied;

(b) the voter must then fold the ballot paper and place the folded ballot paper in the envelope;

(c) the voter must then seal the envelope;

(d) the voter must then ensure that the declaration on the flap is completed and signed by the voter;

(e) the sealed envelope must then be delivered to the returning officer (by post or personally) not later than the close of voting on polling day.

(5) If the returning officer is satisfied that voting papers issued to a voter—

(a) have not been received by the voter; or

(b) have been lost; or

(c) have been inadvertently spoiled,

the returning officer may issue fresh voting papers to the voter (before the close of voting).

(6) The issue of fresh voting papers under subregulation (5) automatically cancels the original voting papers.

(7) Subject to the operation of subregulation (5), each voter is only entitled to receive one ballot paper (and exercise one vote) under these regulations (even if the voter is registered more than once).

Method of voting

12. (1) To make a formal vote at an election a person must make a vote on the ballot paper—

(a) if only one candidate is required to be elected—by placing the number 1 in the square opposite the name of the candidate of the voter's first preference and, if the voter so desires, by placing the number 2 and consecutive numbers in the squares opposite the names of other candidates in the order of the voter's preference for them;

- (b) if more than one candidate is required to be elected—by placing consecutive numbers beginning with the number 1 in the squares opposite the names of candidates in the order of the voter's preference for them until the voter has indicated a vote for a number of candidates equal to the number of candidates required to be elected and then, if the voter so desires, by continuing to place consecutive numbers for one or more additional candidates in the order of the voter's preference.
- (2) A tick or cross appearing on a ballot paper is equivalent to the number 1.
- (3) If—
- (a) a series of numbers (starting from the number 1) appearing on a ballot paper is non-consecutive by reason only of the omission of one or more numbers from the series or the repetition of a number (not being the number 1); and
 - (b) if more than one candidate is required to be elected—the numbers are at least consecutive up to the number of candidates required to be elected,

the ballot paper is not informal and the votes are valid up to the point at which the omission or repetition occurs.

(4) A ballot paper is not informal by reason of non-compliance with this regulation if the voter's intention is clearly indicated on the ballot paper.

Scrutineers

13. (1) Each candidate at an election may appoint a person to be a scrutineer for the purposes of the election.

(2) A candidate in an election is not eligible for appointment as a scrutineer for the election (and a candidate may not be present at the scrutiny).

(3) No more than one scrutineer may be appointed for each candidate.

(4) The appointment of a scrutineer may be made by notice in writing served on the returning officer (personally or by post).

Arranging papers for counting

14. (1) The returning officer will, as soon as practicable after the close of voting for an election, with the assistance of any person appointed or nominated by the returning officer, and in the presence of any scrutineers or officers of the Board who may be present, ensure that all voting papers returned for the purposes of the election in accordance with these regulations are made available under this regulation.

(2) The returning officer will, for the purposes of the election (and with such assistance as may be necessary and appropriate)—

- (a) examine the declaration on each envelope validly returned under these regulations and determine which votes are to be accepted for further scrutiny; and
- (b) tear off the extensions to the envelope flaps on the envelopes accepted under paragraph (a); and

- (c) rearrange the envelopes that no longer bear tear-off extensions so that the anonymity of voters is maintained; and
- (d) remove the ballot papers from those envelopes; and
- (e) examine the ballot papers and reject any informal ballot papers; and
- (f) arrange all unrejected ballot papers into appropriate parcels for counting.

Method for counting based on principles of proportional representation

15. The returning officer will conduct the counting of votes in an election in accordance with the method set out in the schedule.

Death of candidate

16. If a candidate dies between the close of nominations and polling day, the election will not fail and a vote indicated on a ballot paper opposite the name of the deceased candidate must be counted to the candidate next in order of the voter's preference, and the numbers indicating subsequent preferences will be altered accordingly.

Declaration of result of election

17. (1) When all vacancies have been filled by the making of provisional declarations under the schedule, the returning officer will formally declare the result of the election.

(2) Within seven days after making a formal declaration under subregulation (1) the returning officer must—

- (a) provide written notification of the result to the Minister; and
- (b) cause a notice setting out the result to be published in a newspaper circulating generally throughout the State.

Computer counting

18. (1) The returning officer may decide to use a computer program to carry out steps involved in the recording, scrutiny or counting of votes in an election.

(2) However, the returning officer cannot use a computer program under subregulation (1) unless the returning officer is reasonably satisfied that the proper use of the program would produce the same result in the recording, scrutiny or counting of votes as the result that would be achieved if the program were not to be used.

(3) If an approved computer program is used, the method of counting votes under the schedule may be modified according to the determination of the returning officer.

Transitional provisions

19. (1) In this regulation—

"**1984 Act**" means the *Nurses Act 1984*;

"**1999 Act**" means the *Nurses Act 1999*.

(2) Despite the commencement of clause 4 of the 1999 Act, the registration or enrolment of a nurse under the 1984 Act is not affected until that Act is repealed by clause 2 of the schedule of the 1999 Act¹.

¹ See also section 16 of the *Acts Interpretation Act 1915*.

(3) If—

(a) a nurse is taken to be registered or enrolled under the 1999 Act by virtue of the operation of clause 4 of the schedule of the 1999 Act; and

(b) action is taken in relation to the registration or enrolment of the nurse under the 1984 Act,

then that action will be taken to have the same effect in relation to the registration or enrolment of the nurse under the 1999 Act.

SCHEDULE

1. The conduct of the counting of the votes in an election will occur according to the following method:

- (a) the number of first preference votes given for each candidate and the total number of all such votes must be ascertained and a quota determined by dividing the total number of first preference votes by one more than the number of candidates required to be elected and by increasing the quotient so obtained (disregarding any remainder) by one and, where any candidate has received a number of first preference votes equal to or greater than the quota, the returning officer must make a **provisional declaration** that the candidate has been elected;
- (b) notwithstanding paragraph (a) or any other paragraph of this clause, if the total number of all first preference votes does not exceed—
- (i) 150; or
- (ii) where a different number is prescribed for the purposes of this paragraph—that number,

the number of votes of any kind contained in the ballot papers will, for the purposes of any counting or calculation under paragraph (a) or any other paragraph of this clause, be taken to be the number obtained by multiplying the number of votes of that kind contained in the ballot papers by 100;

- (c) unless all the vacancies have been filled, the surplus votes of each elected candidate must be transferred to the continuing candidates as follows:
- (i) the number of surplus votes of the elected candidate must be divided by the number of first preference votes received by that candidate and the resulting fraction will be the transfer value;
- (ii) the total number of the first preference votes for the elected candidate that are contained in ballot papers that express the next available preference for a particular continuing candidate must be multiplied by the transfer value, the number so obtained (disregarding any fraction) must be added to the number of first preference votes of the continuing candidate and all those ballot papers must be transferred to the continuing candidate,

and, where any continuing candidate has received a number of votes equal to or greater than the quota on the completion of any such transfer, the returning officer must make a **provisional declaration** that the candidate has been elected;

- (d) unless all the vacancies have been filled, the surplus votes (if any) of any candidate elected under paragraph (c), or elected subsequently under this paragraph, must be transferred to the continuing candidates in accordance with paragraph (c)(i) and (ii) and, where any continuing candidate has received a number of votes equal to or greater than the quota on the completion of any such transfer, the returning officer must make a **provisional declaration** that the candidate has been elected;
- (e) if a continuing candidate has received a number of votes equal to or greater than the quota on the completion of a transfer under paragraph (c) or (d) of the surplus votes of a particular elected candidate, no votes of any other candidate may be transferred to the continuing candidate;
- (f) for the purposes of the application of paragraph (c)(i) and (ii) in relation to a transfer under paragraph (d) or (h) of the surplus votes of an elected candidate, each ballot paper of the elected candidate that was obtained on a transfer under this clause must be dealt with as if any vote it expressed for the elected candidate were a first preference vote, as if the name of any other candidate previously elected or excluded had not been on the ballot paper and as if the numbers indicating subsequent preferences had been altered accordingly;
- (g) if, after the counting of first preference votes or the election of a candidate and the transfer of the surplus votes (if any) of the elected candidate that are capable of being transferred, no candidate has, or less than the number of candidates required to be elected have, received a number of votes equal to the quota, the candidate who has the fewest votes must be excluded and all the excluded candidate's votes must be transferred to the continuing candidates as follows:

- (i) the total number of the first preference votes for the excluded candidate that are contained in ballot papers that express the next available preference for a particular continuing candidate must be transferred, each first preference vote at a transfer value of one, to the continuing candidate and added to the number of votes of the continuing candidate and all those ballot papers must be transferred to the continuing candidate;
- (ii) the total number (if any) of other votes obtained by the excluded candidate on transfers under this clause must be transferred from the excluded candidate in the order of the transfers on which they were obtained, the votes obtained on the earliest transfer being transferred first, as follows:
 - (A) the total number of votes transferred to the excluded candidate from a particular candidate that are contained in ballot papers that express the next available preference for a particular continuing candidate must be multiplied by the transfer value at which the votes were so transferred to the excluded candidate;
 - (B) the number so obtained (disregarding any fraction) must be added to the number of votes of the continuing candidate;
 - (C) all those ballot papers must be transferred to the continuing candidate;
- (h) if any continuing candidate has received a number of votes equal to or greater than the quota on the completion of a transfer under paragraph (g) or (i) of votes of an excluded candidate, the returning officer must make a **provisional declaration** that the candidate has been elected and, unless all the vacancies have been filled, the surplus votes (if any) of the candidate so elected must be transferred in accordance with paragraph (c)(i) and (ii), except that, if the candidate so elected is elected before all the votes of the excluded candidate have been transferred, the surplus votes (if any) of the candidate so elected must not be transferred until the remaining votes of the excluded candidate have been transferred in accordance with paragraph (g)(i) and (ii) to continuing candidates;
- (i) subject to paragraph (k), if, after the exclusion of a candidate and the transfer of the votes (if any) of the excluded candidate that are capable of being transferred, no continuing candidate has received a number of votes greater than the quota, the continuing candidate who has the fewest votes must be excluded and his or her votes transferred in accordance with paragraph (g)(i) and (ii);
- (j) if a candidate is elected as a result of a transfer of the first preference votes of an excluded candidate or a transfer of all the votes of an excluded candidate that were transferred to the excluded candidate from a particular candidate, no other votes of the excluded candidate may be transferred to the candidate so elected;
- (k) in respect of the last vacancy for which two continuing candidates remain, the returning officer must make a **provisional declaration** that the continuing candidate who has the larger number of votes has been elected notwithstanding that that number is below the quota and, if those candidates have the same number of votes, the candidate with the larger number of votes at the last preceding count or transfer will be taken to be the elected and, if the number of votes at that count or transfer was equal, the returning officer must, in the presence of any scrutineers who may be present, draw lots to determine which of the candidates is to be elected;
- (l) notwithstanding any other provision of this clause, if, on the completion of a transfer of votes under this clause, the number of continuing candidates is equal to the number of remaining unfilled vacancies, the returning officer must make a **provisional declaration** that those candidates have been elected;
- (m) for the purposes of this clause—
 - (i) the order of election of candidates will be taken to be in accordance with the order of the count or transfer as a result of which they were elected, the candidates (if any) elected on the count of first preference votes being taken to be the earliest elected; and
 - (ii) if two or more candidates are elected as a result of the same count or transfer, the order in which they will be taken to have been elected will be in accordance with the relative numbers of their votes, the candidate with the largest number of votes being taken to be the earliest elected but, if any two or more of those

candidates each have the same number of votes, the order in which they will be taken to have been elected will be taken to be in accordance with the relative numbers of their votes at the last count or transfer before their election at which each of them had a different number of votes, the candidate with the largest number of votes at that count or transfer being taken to be the earliest elected and, if there has been no such count or transfer, the returning officer must, in the presence of any scrutineers who may be present, draw lots to determine the order in which they will be taken to have been elected;

- (n) subject to paragraphs (o) and (p), if, after any count or transfer under this clause, two or more candidates have surplus votes, the order of any transfers of the surplus votes of those candidates will be in accordance with the relative sizes of the surpluses, the largest surplus being transferred first;
- (o) subject to paragraph (p), if, after any count or transfer under this clause, two or more candidates have equal surpluses, the order of any transfers of the surplus votes of those candidates will be in accordance with the relative numbers of votes of those candidates at the last count or transfer at which each of those candidates had a different number of votes, the surplus of the candidate with the largest number of votes at that count or transfer being transferred first but, if there has been no such count or transfer, the returning officer must, in the presence of any scrutineers who may be present, draw lots to determine the order in which the surpluses will be dealt with;
- (p) if, after any count or transfer under this clause, a candidate obtains surplus votes, those surplus votes will not be transferred before the transfer of any surplus votes obtained by any other candidate on an earlier count or transfer;
- (q) if the candidate who has the fewest votes is required to be excluded and two or more candidates each have the fewest votes, whichever of those candidates had the fewest votes at the last count or transfer at which each of those candidates had a different number of votes will be excluded but, if there has been no such count or transfer, the returning officer must, in the presence of any scrutineers who may be present, draw lots to determine which candidate will be excluded;
- (r) if a candidate is elected by reason that the number of first preference votes received, or the aggregate of first preference votes received and all other votes obtained on transfers under this clause, is equal to the quota, all the ballot papers expressing those votes must be set aside as finally dealt with;
- (s) a ballot paper must be set aside as exhausted where on a transfer it is found that the paper expresses no preference for any continuing candidate;
- (t) for the purposes of this clause, a transfer under paragraph (c), (d) or (h) of the surplus votes of any elected candidate, a transfer in accordance with paragraph (g)(i) of all first preference votes of an excluded candidate or a transfer in accordance with paragraph (g)(ii) of all the votes of an excluded candidate that were transferred from a particular candidate will each be regarded as constituting a separate transfer.

2. In clause 1—

"**continuing candidate**" means a candidate not already elected or excluded from the count;

"**election**" of a candidate means the making by the returning officer of a provisional declaration that the candidate has been elected; and "**elected**" has a corresponding meaning;

"**surplus votes**" of an elected candidate means the excess (if any) over the quota of the elected candidate's votes.

3. In clause 1, a reference to votes of or obtained or received by a candidate includes votes obtained or received by the candidate on any transfer under that clause.

REGULATIONS UNDER THE HARBORS AND NAVIGATION ACT 1993

No. 114 of 1999

At the Executive Council Office at Adelaide 3 June 1999

PURSUANT to the *Harbors and Navigation Act 1993* and with the advice and consent of the Executive Council, I make the following regulations.

E. J. NEAL Governor

PURSUANT to section 10AA(2) of the *Subordinate Legislation Act 1978*, I certify that, in my opinion, it is necessary or appropriate that the following regulations come into operation as set out below.

DIANA LAIDLAW Minister for Transport and Urban Planning

SUMMARY OF PROVISIONS

1. Citation
2. Commencement
3. Insertion of reg. 151B
151B. Vessels excluded from vicinity of vessels engaged in transfer of petroleum

Citation

1. The *Harbors and Navigation Regulations 1994* (see *Gazette* 20 October 1994 p. 987), as varied, are referred to in these regulations as "the principal regulations".

Commencement

2. These regulations come into operation on the day on which they are made.

Insertion of reg. 151B

3. The following regulation is inserted after regulation 151A of the principal regulations:

Vessels excluded from vicinity of vessels engaged in transfer of petroleum

151B. (1) Vessels are prohibited from entering or remaining in waters within one nautical mile of a vessel to which petroleum is being transferred from another vessel or from which petroleum is being transferred to another vessel.

(2) The distance referred to in subregulation (1) is to be measured from each point of the outer edge of a vessel engaged in the transfer of petroleum or any anchor, buoy or other equipment deployed from such a vessel.

(3) If a vessel enters or remains in waters in contravention of this regulation, the owner and the master or operator of the vessel are each guilty of an offence (but it is a defence to a charge of such an offence brought against the owner for the owner to prove that the vessel was operated in the manner constituting the offence without the owner's consent).

Maximum penalty: \$4 000.

(4) This regulation does not apply to vessels used in connection with the operations of a vessel engaged in the transfer of petroleum to or from another vessel.

(5) In this regulation—

"**petroleum**" has the same meaning as in the *Petroleum Act 1940*.

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CITY OF BURNSIDE

Declaration of Public Road

NOTICE is hereby given that at a meeting of the City of Burnside held on 4 May 1999, resolved that, pursuant to section 303 (1) of the Local Government Act 1934, as amended, that allotments 93 and 94 Cuthero Terrace, Kensington Gardens, as contained within Filed Plan 213932, be public road.

R. S. W. DONNE, Chief Executive Officer

CITY OF CHARLES STURT

Declaration of Public Roads

NOTICE is hereby given that council at its meeting held on 24 May 1999 resolved:

1. Pursuant to section 303 (1) of the Local Government Act 1934, as amended, declare the former road 'A' and now numbered lot 894 in Deposited Plan 4822 a public road and named Jury Street.
2. Pursuant to section 301 (1) (iii) of the Local Government Act 1934:

- (a) Allotment 24 in Deposited Plan 52045 being portion of the land comprised in certificate of title register book volume 5419, folio 742 being transferred to the City of Charles Sturt from Toan Ngoc Tran and Loan Thi Phuong Quach be accepted by the council as public road and is hereby declared to be public road and named Blight Street.
- (b) Allotment 56 in Deposited Plan 52044 being portion of the land comprised in certificate of title register book volume 5111, folio 957 being transferred to the City of Charles Sturt from South Australian Housing Trust be accepted by the council as public road, and is hereby declared to be public road and named Telford Street.
- (c) Allotment 51 in Deposited Plan 52043 being portion of the land comprised in certificate of title register book volume 2765, folio 124 being transferred to the City of Charles Sturt from South Australian Housing Trust be accepted by the council as public road, and is hereby declared to be a public road and named Noble Street.

3. *Erratum*—to correct the notice appearing on page 1447 of *Government Gazette* dated 18 March 1997.

The last line of the notice under this heading City of Charles Sturt—Declaration of Public Roads and reading Drayton Street is amended to read East Street.

S. LAW, Chief Executive Officer

CITY OF SALISBURY

Roads (Opening and Closing) Act 1991

NOTICE is hereby given that pursuant to section 10 of the Roads (Opening and Closing) Act 1991, the City of Salisbury hereby gives notice of its proposal to implement a road process to close a portion of the public road subject to any easements that may be required. The portion of public road to be closed is situated between allotments 403, 404, 416, 415, 431, 432, 443, 442, 460, 461, 480 and 479 in deposited plan 6751 and is more particularly delineated in Preliminary Plan No. PP32/0452 ('the plan').

The portion of the public road to be closed marked 'F' on the plan is to be merged with the adjoining land (Allotment 404 in Deposited Plan 6751, CT 5632/303) held by Hugh Walter Webster and Diana Myrtle Webster, the portion of public road to be closed marked 'E' on the plan is to be merged with the adjoining land (Allotment 415 in Deposited Plan 6751, CT 5445/318) held by Gregory Alexander David Pinder, the portion of the public road to be closed marked 'D' on the plan is to be merged with the adjoining land (Allotment 431 in Deposited Plan 6751, CT 5565/1) held by Franz Oeschger and Elaine Veronica Oeschger, the portion of the public road to be closed marked 'C' on the plan is to be merged with the adjoining land (Allotment 443 in Deposited Plan 6751, CT 5289/190) held by Leonard Vozlic and Fay Maree Vozlic, the portion of the public road to be closed marked 'B' on the plan is to be merged with the

adjoining land (Allotment 461 in Deposited Plan 6751, CT 5627/940) held by Michael John Hornby and Dawn Mary Hornby and the portion of the public road to be closed marked 'A' on the plan is to be merged with the adjoining land (Allotment 480 in Deposited Plan 6751, CT 4303/239) held by Leonard Arthur Brougham and Rosita Aliban Brougham.

A statement of persons affected by the road process together with a copy of the above drawing is available for public inspection at the Council Offices, 12 James Street, Salisbury, S.A. 5108 between the hours of 9 a.m. and 5 p.m. weekdays only. Copies may also be inspected at the Adelaide office of the Surveyor-General during normal office hours.

Any person who may wish to object to the proposed road process or any person affected by the proposed road closure who may wish to apply for an easement to be granted in that person's favour over the land subject to the proposed closure, must lodge with the said council a notice of objection or an application for an easement within 28 days of the date of this notice and forward a copy of same to the Surveyor-General at Adelaide.

All objections lodged shall be in writing giving the objectors full name and address, reasons for the objection and whether the objector wishes to appear in person or be represented at the subsequent meeting when the objections will be determined by council.

An application for an easement shall be in writing giving the full name and address of the person applying for the grant, full details of the nature and location of the requested easement, whether it will be in favour of the owner of adjoining or nearby land, and if so specify the land in which the easement will be annexed and reasons for the application for the grant of easement.

Dated 3 June 1999.

S. HAINES, City Manager

CITY OF WEST TORRENS

Adoption of Valuation and Declaration of Rates

ERRATUM

NOTICE is hereby given that the notice appearing on page 2757 of the *Government Gazette* dated 25 June 1998 should read as follows:

Paragraph number 1, 'Adoption of Valuations' delete 1998 in the first line and insert 1999 in its place.

T. M. STARR, City Manager

[*]

COORONG DISTRICT COUNCIL

Periodical Review of Elector Representation

PURSUANT to the provision of section 24 (3) of the Local Government Act 1934, as amended, notice is hereby given that the Coorong District Council is to carry out a review to determine whether a change of arrangements in respect to elector representation, including ward boundaries and the composition of council, will result in election of the council being more adequately and fairly represented.

Information regarding the nature of the periodical review is available from:

- 49 Princes Highway, Meningie
- 95 Railway Terrace, Tailem Bend
- 37 Becker Terrace, Tintinara

during opening hours or by contacting Rhona Parker-Benton on telephone 8575 1008. Copies will be posted out upon request.

Written submissions are invited from interested persons and should be directed to Chief Executive Officer, P.O. Box 28, Meningie, S.A. 5264, to be received by 5 p.m. on 19 July 1999.

Any person(s) making a written submission will be also invited to appear before a meeting of council, or a council committee, to be heard in respect of their submission.

W. R. PATERSON, Chief Executive Officer

DISTRICT COUNCIL OF LACEPEDE

Appointment of Chief Executive Officer

NOTICE is hereby given that at a meeting of the District Council of Lacedpede held on Friday, 21 May 1999, Stephen John Rufus, 29 Young Street, Kingston SE, S.A. 5275, was appointed to the position of Chief Executive Officer, pursuant to section 66 of the Local Government Act 1934, as amended. The appointment is to come into affect as from and including Friday, 21 May 1999.

J. W. LEGOE, Chairman

DISTRICT COUNCIL OF MOUNT REMARKABLE

Roads (Opening and Closing) Act 1991

NOTICE is hereby given, pursuant to section 10 of the Roads (Opening and Closing) Act 1991, that the District Council of Mount Remarkable proposes to make a Road Process Order to close that portion of the public road dividing sections 200 and 203, Hundred of Telowie as more particularly delineated and lettered 'A' on Preliminary Plan No. PP 32/0454. The closed road is to be transferred to Robert Charles Hall, c/o Post Office Port Germein, S.A. 5495.

A copy of the plan and a statement of persons affected are available for public inspection at the offices of the District Council of Mount Remarkable, Stuart Street, Melrose, S.A. 5483 and the Adelaide office of the Surveyor-General during normal office hours.

Any person is entitled to object to the proposed road process, or any person affected by the proposed closure is entitled to apply for an easement to be granted in that person's favour over the land subject to the proposed closure. Such objection or application for an easement must set out the full name and address of the person making the objection or application and must be fully supported by reasons. Any application for an easement must give full particulars of the nature and location of the easement and where made by a person as the owner of adjoining or nearby land, specify the land to which the easement is to be annexed.

The objection or application for an easement must be made in writing to the said District Council of Mount Remarkable, P.O. Box 94, Melrose, S.A. 5483, within 28 days of this notice and a copy shall be forwarded to the Surveyor-General at Adelaide. Where a submission is made, the council will give notification of a meeting at which the matter will be considered, so that the person making the submission, or a representative may attend, if so desired.

Dated 3 June 1999.

P. J. MOORE, Chief Executive Officer

DISTRICT COUNCIL OF KAPUNDA AND LIGHT

Change of Name

NOTICE is hereby given that at the meeting of council held on 18 May 1999, it was resolved that the name of the council be changed to Light council and that public notice be given to bring this into effect.

In accordance with section 26 (1) of the Local Government Act 1934, as amended, an invitation is extended to interested persons to make written submissions to council by Thursday, 22 July 1999. Any person making a submission will be given the opportunity to appear personally before council to support their submission.

G. W. SHERIDAN, Chief Executive Officer

NORTHERN AREAS COUNCIL

Periodical Review of Elector Representation

NOTICE is hereby given that pursuant to the provisions of section 24 (3) of the Local Government Act 1934, as amended, that the Northern Areas Council is to carry out a review to determine whether a change of arrangements in respect to elector representation, including ward boundaries and the composition of council, will result in election of the council being more adequately and fairly represented.

Information regarding the nature of the periodical review is available from 94 Ayr Street, Jamestown, during opening hours or by contacting Paul McInerney or Bernadette Semier on telephone 8664 1139.

Written submissions are invited from interested persons from Monday, 7 June 1999 and should be directed to Chief Executive Officer, 94 Ayr Street, Jamestown, S.A. 5491, to be received by 5 p.m. on 20 July 1999.

Any person making a written submission will also be invited to appear before a meeting of council or a council committee to be heard in respect of their submission.

P. MCINERNEY, Chief Executive Officer

DISTRICT COUNCIL OF PETERBOROUGH

Exclusion of Vehicles—Load Limit

NOTICE is hereby given that the council at its meeting held on 7 December 1998, resolved pursuant to section 359 of the Local Government Act 1934, as amended, to exclude all vehicles with a maximum gross weight in excess of 10 tonnes from travelling across the Chinner Street Bridge on Chinner Street, Peterborough.

J. W. OLIVER, Chief Executive Officer

IN the matter of the estates of the undermentioned deceased persons:

Boscence, Russell Clyde, late of 65-71 Labrina Avenue, Prospect, retired shift foreman, who died on 13 April 1999.

Boyle, William Edward, late of 10 Morton Road, Christie Downs, retired sheet metal worker, who died on 23 March 1999.

Dale, Lillian Annie, late of Fort Street, Grange, widow, who died on 24 March 1999.

Freeman, Colin, late of 5 Merino Street, Naracoorte, retired bus driver, who died on 7 March 1999.

Kutzner, Irene, late of 437 Salisbury Highway, Parafield Gardens, of no occupation, who died on 27 April 1999.

MacLeod, Margaret Jean, late of 125 Thomas Street, Subiaco, Western Australia, of no occupation, who died on 15 January 1999.

Masters, Charles Reginald, late of 34 Molesworth Street, North Adelaide, retired electrical linesman, who died on 17 April 1999.

Nordberg, Kurt Viking, late of 7 Laura Street, Stepney, of no occupation, who died on 28 February 1999.

Palmer, Elma Lillian, late of 4 Alder Street, Paradise, widow, who died on 16 April 1999.

Smibert, Edna Hay, late of 11 Seaton Avenue, Hazelwood Park, retired clerk, who died on 10 February 1999.

Stinchcomb, George Charles Henry, late of 38 Troon Street, Novar Gardens, retired sales supervisor, who died on 15 February 1999.

Wright, Margaret Ethel, late of 122 Esplanade, Semaphore, widow, who died on 25 March 1999.

Notice is hereby given pursuant to the Trustee Act 1936, as amended, the Inheritance (Family Provision) Act 1972, and the Family Relationships Act 1975, that all creditors, beneficiaries, and other persons having claims against the said estates are required to send, in writing, to the Public Trustee, 25 Franklin Street, Adelaide, S.A. 5000, full particulars and proof of such claims, on or before 2 July 1999, otherwise they will be excluded from the distribution of the said estate; and notice is also hereby given that all persons who are indebted to the said estates are required to pay the amount of their debts to the Public Trustee or proceedings will be taken for the recovery thereof; and all persons having any property belonging to the said estates are forthwith to deliver the same to the Public Trustee.

Dated 3 June 1999.

J. H. WORRALL, Public Trustee

CIVELEC PTY LTD
(ACN 068 717 108)

JOHN McINNES AGENCIES PTY LTD (ACN 008 090 846) has brought a summons in Action No. 592 of 1999 in the Supreme Court of South Australia seeking the winding up of Civelec Pty Ltd. The summons is listed for hearing on Tuesday, 22 June 1999 at not before 2.15 p.m. Any creditor or contributory of Civelec Pty Ltd wishing to be heard on the summons must file and serve a notice in accordance with Rule 20 of the Corporations (South Australia) Rules 1993 at least three business days before the day on which the summons is listed for hearing and must attend at the Supreme Courthouse, Victoria Square, Adelaide at the time set for the hearing of the summons. A copy of the summons and the affidavit in support can be obtained on payment of the proper cost from White Berman, 123 Carrington Street, Adelaide, S.A. 5000, solicitors for the plaintiff.

SOUTH AUSTRALIA—In the Supreme Court No. 1778 of 1996. In the matter of Collision Repair Specialists Pty Ltd (in liquidation) (ACN 061 471 958).

Notice by a Liquidator of His Intention to Seek His Release and Dissolution of the Company

Take notice that I, John Sheahan, Level 8, 26 Flinders Street, Adelaide, S.A. 5000, the liquidator of the abovenamed company, intend to make application to the Supreme Court of South Australia for my release as the Liquidator and Dissolution of the abovenamed company.

And take further notice that if you have any objection to the granting of my release and dissolution of the company you must file at the Supreme Court and also forward to me within 21 days of the publication in the *Gazette* of the notice of my intention to apply for a release and dissolution of the company a notice of objection in the form laid down by the Corporations (South Australia) Rules 1993.

Dated 26 May 1999.

J. SHEAHAN, Liquidator

Note: Section 481 of the Corporations Law enacts that an order of the Court releasing a liquidator shall discharge him/her in the administration of the affairs of the company, or otherwise in relation to his or her conduct as liquidator, but any such order may be revoked on proof that it was obtained by fraud or by suppression or by concealment of any material fact.

SOUTH AUSTRALIA—In the Supreme Court. No. 2257 of 1991. In the matter of Jeffcott Investments Limited (ACN 008 132 821) and in the matter of the Corporations Law.

Notice by a Liquidator of His Intention to Seek His Release

Take notice that I, Bruce James Carter, of Ferrier Hodgson, Level 5, 81 Flinders Street, Adelaide, S.A. 5000, the liquidator of the abovenamed company, intend to make application to the Supreme Court of South Australia for my release as the liquidator of the abovenamed company.

And take further notice that if you have any objection to the granting of my release and dissolution of the company you must file at the Supreme Court and also forward to me within 21 days

of the publication in the *Gazette* of the notice of my intention to apply for a release a notice of objection in the form laid down by the Corporations (South Australia) Rules 1993.

Dated 31 May 1999.

B. J. CARTER, Liquidator

Note: Section 481 of the Corporations Law enacts that an order of the Court releasing a liquidator shall discharge him/her in the administration of the affairs of the company, or otherwise in relation to his or her conduct as liquidator, but any such order may be revoked on proof that it was obtained by fraud or by suppression or by concealment of any material fact.

SOUTH AUSTRALIA—In the Supreme Court. No. 53 of 1998. In the matter of Rubber Grubs Pty Limited (in liquidation) (ACN 070 811 353) and in the matter of the Corporations Law.

Notice of Release of Liquidator

Take notice that by an order of the Supreme Court of South Australia dated 6 May 1999, I, David John Olifent, PriceWaterhouseCoopers, 14th Floor, 91 King William Street, Adelaide, S.A. 5000 the liquidator of the abovenamed company was granted my release as liquidator.

Dated 26 May 1999.

D. J. OLIFENT, Liquidator

SABATINI PTY LTD
(ACN 080 354 481)

WORKERS REHABILITATION AND COMPENSATION CORPORATION has brought a summons in Action No. 593 of 1999 in the Supreme Court of South Australia seeking the winding up of Sabatini Pty Ltd. The summons is listed for hearing on Tuesday, 22 June 1999 at not before 2.15 p.m. Any creditor or contributory of Sabatini Pty Ltd wishing to be heard on the summons must file and serve a Notice in accordance with Rule 20 of the Corporations (South Australia) Rules 1993 at least three business days before the day on which the summons is listed for hearing and must attend at the Supreme Courthouse, Victoria Square, Adelaide at the time set for the hearing of the summons. A copy of the summons and the affidavit in support can be obtained on payment of the proper costs from Barratt Lindquist, 162 Halifax Street, Adelaide, S.A. 5000.

SOUTH AUSTRALIA—In the Supreme Court No. 2271 of 1991. In the matter of Star Corporation Pty Limited (ACN 008 132 045) and in the matter of the Corporations Law.

Notice of Release of Liquidator and Dissolution of the Company

Take notice that by order of the Supreme Court of South Australia dated 29 April 1999, I, John Sheahan, Level 8, 26 Flinders Street, Adelaide, S.A. 5000, the liquidator of the abovenamed company, was granted my release as liquidator and the company was dissolved as at the date of this order.

Dated 26 May 1999.

J. SHEAHAN, Liquidator

ATTENTION

CUSTOMERS requiring a proof of their notice for inclusion in the *Government Gazette*, please note that the onus is on you to inform Riverside 2000 of any subsequent corrections by **10 a.m. on Thursday**, which is our publication deadline.

For any corrections to your notice please phone 8207 1045 or Fax 8207 1040 **before** 10 a.m. on Thursday.

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Remember—the onus is on you to inform us of any corrections necessary to your notice.

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