

# THE SOUTH AUSTRALIAN

# **GOVERNMENT GAZETTE**

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### **PUBLISHED BY AUTHORITY**

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

# ADELAIDE, THURSDAY, 19 JANUARY 2006

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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 Government Publishing SA so as to be received no later than 4 p.m. on the Tuesday preceding the day of publication. Phone 8207 1045 or Fax 8207 1040. E-mail: governmentgazette@saugov.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. The Government Gazette is available online at: www.governmentgazette.sa.gov.au

Page

Department of the Premier and Cabinet Adelaide, 19 January 2006

HIS Excellency the Governor's Deputy in Executive Council has been pleased to appoint the undermentioned to the Electricity Supply Industry Planning Council, pursuant to the provisions of the Electricity Act 1996:

Director: (from 19 January 2006 until 18 January 2009) John Eastham Jane Yuile

Lew Owens

Chair: (from 19 January 2006 until 18 January 2009) John Eastham

By command,

C. ZOLLO, for Premier

MEN 06/002CS

#### ASSOCIATIONS INCORPORATION ACT 1985

#### Deregistration of Associations

NOTICE is hereby given that the Corporate Affairs Commission approves the applications for deregistration received from the associations named below, pursuant to section 43A of the Associations Incorporation Act 1985. Deregistration takes effect on the date of publication of this notice:

Adelaide Lawn Tennis Club Incorporated

Artsaction Gawler Incorporated

Australian Refugee Association Foundation Incorporated

Barossa Valley Oom-pah Fest Incorporated

The Country Carriers of S.A. (Including Licensed and Coordinated Carriers) Incorporated

The Indo China Refugee Association (Australia) Incorporated St Peter's Collegiate Girls School Old Scholars Association Incorporated

Keswick and Wayville Tennis Club Incorporated

Given at Adelaide, 16 January 2006.

B. COLQUIST, a Delegate of the Corporate Affairs Commission

#### **BUILDING WORK CONTRACTORS ACT 1995**

#### Exemption

TAKE notice that, pursuant to section 45 of the Building Work Contractors Act 1995, I, Mark Bodycoat, Commissioner for Consumer Affairs, do hereby exempt the licensee named in Schedule 1 from the application of Division 3 of Part 5 of the Act in relation to domestic building work described in Schedule 2 and subject to the conditions specified in Schedule 3.

#### SCHEDULE 1

Norman Harrison Johnston, BLD 10332.

#### SCHEDULE 2

Domestic building work performed by the licensee for the construction of a single storey, steel framed dwelling for the licensee's new residence at 1/22 Hall Street, Port Lincoln.

SCHEDULE 3

That the licensee does not transfer his interest in the land prior to five years from the date of completion of the building work, the subject of this exemption, without the authorisation of the Commissioner for Consumer Affairs.

Dated 10 January 2006.

M. BODYCOAT, Commissioner for Consumer Affairs

Ref.: 610/05-00120

#### CROWN LANDS ACT 1929: SECTION 5

TAKE NOTICE that pursuant to the Crown Lands Act 1929, I, JOHN HILL, Minister for Environment and Conservation, 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 Reserve for Parkland Purposes and declare that such land shall be under the care, control and management of The Corporation of the City of Adelaide.

#### The Schedule

Section 1194, Hundred of Yatala, County of Adelaide, exclusive of all necessary roads, being the whole of the land comprised in Crown Record Volume 5744, Folio 256.

Dated 19 January 2006.

J. HILL, Minister for Environment and Conservation

DEH 17/1751

#### CROWN LANDS ACT 1929: SECTION 5

TAKE NOTICE that pursuant to the Crown Lands Act 1929, I, JOHN HILL, Minister for Environment and Conservation, 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 Public Road.
- 3. Dedicate the Crown Land defined in The Third Schedule as a Recreation Reserve and declare that such land shall be under the care, control and management of the City of Onkaparinga.

#### The First Schedule

Recreation Reserve, Section 2114, Hundred of Willunga, County of Adelaide, the proclamation of which was published in the *Government Gazette* of 4 October 1984 at page 1028, The Third Schedule, being the whole of the land comprised in Crown Record Volume 5752, Folio 698.

#### The Second Schedule

Allotment 1 of Deposited Plan 67564, Hundred of Willunga, County of Adelaide, being within the municipality of the City of Onkaparinga.

#### The Third Schedule

Allotment 2 of Deposited Plan 67564, Hundred of Willunga, County of Adelaide, exclusive of all necessary roads.

## Dated 19 January 2006.

J. HILL, Minister for Environment and Conservation

DEHAA 17/1283

[19 January 2006

# BRANDS ACT, 1933 3RD QUARTER, 2005

The following statement of all horse and cattle, sheep and stud stock brands, distinctive brands and marks, sheep earmarks and firebrands registered, transferred and cancelled under the Brands Act, 1933 for the quarter ended 30<sup>th</sup> September 2005 and the names and addresses of their respective owners, is published in the form of the Twenty-third schedule for general information.

Stockowners whose names, addresses, brands or marks may be incorrectly stated are requested to notify the same to the Registrar and in all such notifications the registered brand of the owner, and the number of the certificate of registration must be given.

Any subsequent change of address must be notified at once to the Registrar.

**Registrar of Brands** 21st December 2005

# [19 January 2006

# REGISTRATIONS

# HORSE & CATTLE BRANDS REGISTERED

Brand	Owner	Address
R79	RV Thomassen	TAILEM BEND 5260
7Z7	Zelda Investments (D Stamoulis)	ELIZABETH EAST 5112
Т69	TA Coe	ALICE SPRINGS NT 0871
9W4	RW Walsh & KJ Facey	ALICE SPRINGS NT 0872
28W	RP & ML Govan	KINGSCOTE 5223
98J	JM Gilbey	ALICE SPRINGS 0871
одо	CMD Livestock Pty Ltd (W Hodge)	PARKSIDE 5063
9R9	PR & PL Walker	PENOLA 5277

# **CATTLE EARMARKS REGISTERED**

Earmark	Owner	Address
X R 1 XI1.	RV Thomassen	TAILEM BEND 5260
B.2.5.	JK Fennell	ALICE SPRINGS 0871
C.1.	CC Ferguson	COPLEY 5732
XE.1.5.	CMD Livestock Pty Ltd (W Hodge)	PARKSIDE 5063
V.2.7.	JE Nunn	MARREE 5733

# DISTINCTIVE BRANDS FOR HORSES AND CATTLE (TATTOO)

Brand	Owner	Address
Nil		

# STUD STOCK BRANDS REGISTERED

Brand	Society	Owner	Address
S	Riding Pony Stud Book Society	L Swan	FAIRVIEW PARK 5126
MP V	SA Breeders Association	P & M Violi	CHRISTIES BEACH 5185
M	Riding Pony Stud Book Society	TM Maitland	UNGARRA 5607
≏R≏	Australian Stud Book	DR Dicks	MOUNT PLEASANT 5235
$\bigcirc$	Australian Stud Book	RM, HJ & NT Snelling	MURRAY BRIDGE 5253

# SHEEP BRANDS REGISTERED

# Central District

Brand	Colour	Position	Owner	Address
Ŵ	Red	1	B & MD Mitchell	WALLAROO 5556
DJ	Blue	2	DB & JT Heard	PORT AUGUSTA 5700
z	Blue	4	Zelda Investments (D Stamoulis)	ELIZABETH EAST 5112
Ŕ	Purple	4	Krieg Family Trust (G, M, W & A Krieg)	BUTE 5560
E	Green	4	D & J Elies	PORT VICTORIA 5573
MF	Red	4	Mount Misery Farms (Mount Misery Farms Trading Trust)	GULNARE 5471
АН	Green	2	AJ Hicks	KADINA 5554
SF	Red	2	DN, MA & CM Schultz	CAMBRAI 5353
G	Blue	2	MR & SM Goss	YACKA 5470
M W	Green	1	WD Martin	HARROGATE 5244
Â	Blue	4	DN McCallum	WILMINGTON 5485
СВ	Green	4	Clover Banks Pastoral (CJ & SH Mariner)	MOUNT TORRENS 5244
ЯМ	Green	4	MR Modra	CALLINGTON 5254
HS	Blue	4	HJ, HB & SL Wendt	GREENOCK 5360

Brand	Colour	Position	Owner	Address
MD	Blue	1	IL Dean Nominees Pty Ltd (ME Dean)	MILLICENT 5280
R	Blue	3	BE, C & JB Rodda	KIKI 5261
PB	Green	2	PR & MS Brooks	KALANGADOO 5278
$\langle \! A \! \rangle$	Purple	1	NB & GM Biddle	MENINGIE 5264

# South East District

# Western District

Brand	Colour	Position	Owner	Address
BL	Green	4	BMJ & KE Lynch	CUMMINS 5631

# Northern District

Brand	Colour	Position	Owner	Address
Nil				

# Kangaroo Island

Brand	Colour	Position	Owner	Address
Nil				

# SHEEP EARMARKS OR FIREBRANDS REGISTERED

### Central District

Brand or Mark	Owner	Address
XB.1.2.	RG & NJ Parsons	WAROOKA 5577
G.2.3.	McArdle Pty Ltd (El McArdle)	BALAKLAVA 5461
B1.E.3.	Delmara Investment Group Pty Ltd ATF The Delmara Trust (CG & CM King)	WALKERVILLE 5081

# South East District

Brand or Mark	Owner	Address	
E.3.A.3.	JDR & JD Slade	LAMEROO 5302	

# Western District

Brand or Mark	Owner	Address	
XS.1.N.3.	Stirling Proprietors (BR Stirling)	TUMBY BAY 5605	
XR.1.	LP Alsop	YANINEE 5653	

# Northern District

Brand or Mark	Owner	Address
Nil		

# Kangaroo Island

Brand or Mark	Owner	Address
Nil		

# TRANSFERS

# HORSE AND CATTLE BRANDS TRANSFERRED

Brand	Transferred from	Transferred to: Owner/Address
07≻	AJ & AM Biddle	Harvest Nominees Pty Ltd (PW Biddle) NORMANVILLE 5204
>77	V Evelyne	WA Doley & VJ Waller KINGSCOTE 5223
GG	Macker Partners	Ilira Pty Ltd & Sihero Pty Ltd BURRA SOUTH 5417
7-01	JC Prest	Mount Misery Farms (Mount Misery Farms Trading Trust) GULNARE 5471
59∽	WN Smith & Co	TLN Smith KINGSTON 5275
7 <i>m</i> 3	TR & SJ McCallum	AL & MF McCallum BOOLEROO CENTRE 5482
177	RA Modra	MR Modra CALLINGTON 5254
A15	RF Andrews	Krieg Family Trust (G, M, W & A Krieg) BUTE 5560

# DISTINCTIVE BRANDS FOR HORSES AND CATTLE TRANSFERRED

Brand	Transferred from	Transferred to: Owner/Address
Nil		

# CATTLE EARMARKS TRANSFERRED

Brand	Transferred from	Transferred to: Owner/Address
E.1.B.3.	AJ & AM Biddle	PW Biddle NORMANVILLE 5204
D.3.C.7.	RF Andrews	Krieg Family Trust (G, M, W & A Krieg) BUTE 5560
N.5.G.5.	Macker Partners	llira Pty Ltd & Sihero Pty Ltd BURRA SOUTH 5417
M.1.5.	VE Waller	WA Doley & VJ Waller KINGSCOTE 5223
K.3.J.3.	WN Smith & Co	TLN Smith KINGSTON 5275
XK.1.S.1.	TR & SJ McCallum	AL & MF McCallum BOOLEROO CENTRE 5482

# STUD STOCK BRANDS TRANSFERRED

Brand	Transferred from	Transferred to: Owner/Address
Nil		

# SHEEP BRANDS TRANSFERRED

## Central District

Brand	Colour	Positi on	Transferred from	Transferred to: Owner/Address
	Purple	1	AJ & AM Biddle	PW Biddle NORMANVILLE 5204
DD	Green	4	D & D Dayman & Sons	Dayman Farms Pty Ltd (MJ Dayman) WALLAROO 5556
E	Purple	4	AC Elies	Dennis Alan Elies (D & J Elies) PORT VICTORIA 5573
G	Blue	4	Macker Partners	Ilira Pty Ltd & Sihero Pty Ltd BURRA 5417
W S	Green	1	CFW Schwertfeger	MR Schwertfeger MANNUM 5238
GC	Green	2	GL & VA Combe	Graemoor Pty Ltd (AM Combe) CRYSTAL BROOK 5523
B	Purple	3	A & DA Barnes	NW Bussenschutt & Son PASKEVILLE 5552
RK	Blue	2	RA & AP Klemm	PE, RG, PR & SN Klemm BRINKWORTH 5464
AR.	Purple	2	CS Rowe	GT & JK Rowe LOWER LIGHT 5501
G	Red	2	W Goss & Sons	MR & SM Goss YACKA 5470
-0-	Blue	4	RL & YB McCallum	AL & MF McCallum BOOLEROO CENTRE 5482
AR	Purple	4	AR Rowe	JS Rowe LOWER LIGHT 5501
F	Blue	2	LJT & PM Forrest	SL & VA Forrest PORT WAKEFIELD 5550
тѕ	Purple	3	TW Stringer	IF & M Stringer MUNDOORA 5555
M	Red	4	JA & MJ Marshman	Sunnymead Props (GJ, AM & LW Marshman) OWEN 5460
ж	Red	3	KV & PA Hayes	FM & JR Hayes REDHILL 5521

Brand	Colour	Position	Transferred from	Transferred to: Owner/Address
<b>(v</b> )	Red	4	JA & JC Berger	Brohen Park (S & B Proud) LOXTON NORTH 5333
wc	Red	4	NH Chellew	CD & J Bonsor TINTINARA 5266
C	Blue	1	CW & AA Cocks	Northdale Proprietors (DG & MJ Cocks) MENINGIE 5264
<u>(</u> )	Red	1	L & TE Gregor	BR, RJ & SG Gregor PARILLA 5303
ЯМ	Green	4	RA Modra	MR Modra CALLINGTON 5254
RA	Purple	2	M Andriske	RL & AF Andriske GALGA 5308

# South East District

# Western District

Brand	Colour	Position	Transferred from	Transferred to: Owner/Address
К	Purple	2	DP Kenny	IP & SG Kenny STREAKY BAY 5680
Ś	Purple	2	CJ Schubert	CJ & BJ Schubert CLEVE 5640
VN	Blue	3	RK & VA Nicholls	AW Nicholls & KL Park CEDUNA 5690
Ţ	Blue	3	MJ & SE Telfer & Sons	GK & DH Telfer PORT LINCOLN 5607

# Northern District

Brand	Colour	Position	Transferred from	Transferred to: Owner/Address
Nil				

# Kangaroo Island

Brand	Colour	Position	Transferred from	Transferred to: Owner/Address
Nil				

# SHEEP EARMARKS OR FIREBRANDS TRANSFERRED

# Central District

Brand or Mark	Transferred from	Transferred to: Owner/Address	
E.1.B.3.	AJ & AM Biddle	PW Biddle NORMANVILLE 5204	
R.R.3.	Macker Partners	llira Pty Ltd & Sihero Pty Ltd BURRA SOUTH 5417	
B.2.R.3.	W Goss & Sons	MR & SM Goss YACKA 5470	

# South East District

Brand or Mark	Transferred from	Transferred to: Owner/Address	
XW.2.N.3.	JA & JC Berger	Brohen Park (S & B Proud) LOXTON NORTH 5333	

# Western District

Brand or Mark	Transferred from	Transferred to: Owner/Address
C.I.H.2.	DP Kenny	IP & SG Kenny STREAKY BAY 5680

# Northern District

Brand or Mark	Transferred from	Transferred to: Owner/Address
Nil		

# Kangaroo Island

Brand or Mark	Transferred from	Transferred to: Owner/Address		
Nil				

# [19 January 2006

# CANCELLATIONS

# HORSE AND CATTLE BRANDS CANCELLED

Brand	Owner & Address	Applicant for Cancellation	
⊢15	DP Kenny STREAKY BAY 5680	DP Kenny	
C38	AM & VA Combe for GL Combe CRYSTAL BROOK 5523	AM & VA Combe	
20M	GG & AC Moffatt LUCINDALE 5272	GG & AC Moffatt	
L07	PJ Lattin PORT MACDONNELL 5291	PJ Lattin	
302	CW Cocks MENINGIE 5264	CW Cocks	
G94	MR Goss for W Goss & Sons YACKA 5470	MR Goss	
1G7	BR Gregor & RJ Gregor PARILLA 5303	RJ Gregor	

# CATTLE EARMARKS CANCELLED

Brand	Owner & Address	Applicant for Cancellation
C.1.	DP Kenny STREAKY BAY 5680	DP Kenny
XB.7.	GG & AC Moffatt LUCINDALE 5272	AC Moffatt
B.6.R.7.	MR Goss for W Goss & Sons YACKA 5470	MR Goss

# DISTINCTIVE BRANDS FOR HORSES AND CATTLE CANCELLED

Brand	Owner & Address	Applicant for Cancellation
Nil		

# STUD STOCK BRANDS CANCELLED

Brand	Owner & Address	Applicant for Cancellation	
WG	MR Goss for W Goss & Sons YACKA 5470	MR Goss	

# SHEEP BRANDS CANCELLED

# Central District

Brand	Colour	Position	Owner and address	Applicant for cancellation
R A	Purple	4	GE & MM Krieg BUTE 5560	GE Krieg
E	Green	3	D Elies (Grandson of EC Elies) PORT VICTORIA 5575	D Elies
JB	Red	1	NW Bussenschutt PASKEVILLE 5552	NW Bussenschutt
B	Green	3	NW Bussenschutt PASKEVILLE 5552	NW Bussenschutt
GP	Blue	3	WJ Ackland ORROROO 5431	WJ Ackland
NE	Purple	4	JE Newland (Cousin of JE Newland) NORWOOD 5067	JE Newland
ЯМ	Green	4	JPR Jamieson & AA Wood BLYTH 5462	AA Wood
À	Purple	1	AJ & AM Biddle (Deceased) YANKALILLA 5203	NB Biddle
ЯМ	Green	4	RA Modra MURRAY BRIDGE 5253	RA Modra
SF	Red	2	TR Fulton ANGASTON 5353	TR Fulton

# South East District

Brand	Colour	Position	Owner and address	Applicant for cancellation
GM	Red	4	GG & AC Moffatt LUCINDALE 5272	GG Moffatt
$\mathcal{A}$	Red	1	AW & KL Jackson LUCINDALE 5272	KL Jackson
SF	Red	2	DN Schultz CAMBRAI 5353	DN Schultz
S	Purple	1	RM & HJ Snelling MURRAY BRIDGE 5253	RM Snelling
KR	Purple	3	KD Radloff KAROONDA 5307	KD Radloff

# Western District

Brand	Colour	Position	Owner and address	Applicant for cancellation
ім	Blue	4	A McNamara for IK Freeman TUMBY BAY 5605	A McNamara

# Northern District

Brand	Colour	Position	Owner and address	Applicant for cancellation
DM	Blue	1	DN McCallum WILMINGTON 5485	DN McCallum

# Kangaroo Island

Brand	Colour	Position	Owner and address	Applicant for cancellation
Nil				

# SHEEP EARMARK OR FIREBRANDS CANCELLED

# Central District

Brand or Mark	Owner and address	Applicant for Cancellation
XM.3.D.3.	JPR Jamieson & AA Wood BLYTH 5462	AA Wood

# South East District

Brand or Mark	Owner and address	Applicant for Cancellation
XB.XB.3	RM & HJ Snelling MURRAY BRIDGE 5253	RM Snelling
XB.1.3.	GG & AC Moffatt LUCINDALE 5272	GG Moffatt

# Western District

Brand or Mark	Owner and address	Applicant for Cancellation
Nil		

# Northern District

Brand or Mark	Owner and address	Applicant for Cancellation
Nil		

# Kangaroo Island

Brand or Mark	Owner and address	Applicant for Cancellation
Nil		

# STUD STOCK BRANDS CANCELLED

Brand	Society	Owner and address	Applicant for cancellation
Nil			

# DETERMINATION OF THE REMUNERATION TRIBUNAL

## NO. 1 OF 2006

Auditor-General, Electoral Commissioner, Deputy Electoral Commissioner, Employee Ombudsman, Ombudsman and Health and Community Services Complaints Commissioner

#### 1. Scope of Determination

This Determination applies to the separate offices of Auditor-General, Electoral Commissioner, Deputy Electoral Commissioner, Employee Ombudsman, Ombudsman and Health and Community Services Complaints Commissioner.

2. Salary

2.1 Auditor-General

The salary of the office of Auditor-General shall be \$235 000 per annum.

2.2 Electoral Commissioner

The salary of the office of Electoral Commissioner shall be \$136 000 per annum.

2.3 Deputy Electoral Commissioner

The salary of the office of Deputy Electoral Commissioner shall be \$99 500 per annum, except when acting as Electoral Commissioner for a continuous period of more than one week, in which case the Deputy Electoral Commissioner will be paid for the acting period at the rate of the salary for the Electoral Commissioner.

2.4 Employee Ombudsman

The salary of the office of Employee Ombudsman shall be \$101 800 per annum.

2.5 Ombudsman

The salary of the office of Ombudsman shall be \$174 000 per annum.

2.6 Health and Community Services Complaints Commissioner The salary of the office of Health and Community Services Complaints Commissioner shall be \$157 000 per annum.

#### 3. Telephone Rental and Calls Allowance

When a person to whom this Determination applies is required to have a telephone at home for official purposes, that person shall be paid the whole of the telephone rental for a single point connection without extra services and one-third of the cost of metered local calls. Reimbursement should be made for International, STD and mobile official calls on the basis of actual costs incurred.

#### 4. Travelling and Accommodation Allowances

Allowances to be paid will be in accordance with the Tribunal's most recent Determination on these allowances as amended from time to time.

#### 5. Conveyance Allowances

Allowances to be paid will be in accordance with the Tribunal's most recent Determination on these allowances as amended from time to time.

#### 6. *Date of Operation*

The salaries prescribed in Clause 2 are operative from 1 July 2005 and supersede those of all previous Determinations covering persons whose office is listed herein.

Dated 16 January 2006.

H. R. BACHMANN, President

J. MEEKING, Member D. SMYTHE, Member

#### REMUNERATION TRIBUNAL

REPORT RELATING TO DETERMINATION NO. 1 OF 2006

1. Introduction

1.1 In accordance with the provisions of the Remuneration Act 1990, the Remuneration Tribunal by letters dated 5 September 2005, invited the office holders of the statutory positions of Auditor-General, Electoral Commissioner, Deputy Electoral Commissioner, Employee Ombudsman, Health and Community Services Complaints Commissioner and the Ombudsman to make submissions in relation to the remuneration of those offices. The Tribunal also invited the Minister to make submissions in the public interest.

1.2 On 14 September 2005, the following notice was published in *The Advertiser* newspaper:

#### REMUNERATION TRIBUNAL

#### Review of Salaries for Statutory Office Holders

Section 8 (2) of the Remuneration Act 1990, requires the Tribunal to sit at least once in each year to review its previous determinations. Accordingly, the Tribunal is conducting a review of the determination incorporating the salaries payable to the following statutory office holders:

- Auditor-General;
- Electoral Commissioner;
- Deputy Electoral Commissioner;
- Employee Ombudsman;
- Ombudsman; and

Health and Community Services Complaints Commissioner.

Interested persons, organisations and associations are invited to submit in writing any views they consider should be taken into account in the above review.

The closing date is 28 September 2005 and submissions should be forwarded to:

The Secretary Remuneration Tribunal G.P.O. Box 1072 Adelaide, S.A. 5001

or alternatively submissions can be forwarded via the Tribunal's website: www.remtribunal.sa.gov.au.

Telephone: (08) 8226 4013 Facsimile: (08) 8226 4174

- 1.3 The Tribunal received oral and written submissions from the Auditor-General and oral submissions from the Ombudsman and a joint written and oral submission from the Electoral Commissioner and Deputy Electoral Commissioner. In addition, the Minister's representative made written and oral submissions in relation to all of the positions being considered. The oral submissions were made to the Tribunal on 29 November 2005 and 12 December 2005.
- 1.4 The Tribunal did not receive any written submissions from the Employee Ombudsman, the Health and Community Services Complaints Commissioner, or the public.
- 2. Auditor-General
  - 2.1 The remuneration for the Office of Auditor-General was last determined in Determination No. 1 of 2004 operative from 1 July 2004. The current salary is \$225 000 per annum.
  - 2.2 The Auditor-General's submission to the Tribunal requested consideration of an alleged anomaly regarding the remuneration of the Office of Auditor-General and the public sector positions of Under Treasurer and Chief Executive, Department of the Premier and Cabinet. He also requested that changes associated with the role of the Office of Auditor-General be considered on the basis of significant work value change.
  - 2.3 A number of alleged increased audit risk matters were presented, including those said to be concerned with the operation of the Parliament, public sector management, government policy initiatives and changes in the political environment.
  - 2.4 In particular the Auditor-General submitted that the introduction of the State Strategic Plan, the Strategic Infrastructure Plan and the State ICT Program gave rise to significant increases in the work value of his office. He also pointed to law and order audit issues associated with, *inter alia*, the operation of Forensic Science DNA database and the findings of the Kapunda Road Royal Commission. The Auditor-General also submitted that the Government's increased use of prerogative powers has fundamentally changed the requirements of the Office. He claimed that overall environment in which he operated has become much more difficult due to the adversarial nature of audits.

- 2.5 The Minister submitted, 'A salary increase should be granted to Statutory Office Holders (being the Auditor-General, Electoral Commissioner, Deputy Electoral Commissioner, Employee Ombudsman and Ombudsman) that is consistent with the broad background of movements in Public Sector Executive remuneration in 2005 in particular, and in the public sector generally. The Tribunal should, in determining the salary outcomes for Statutory Office Holders, have regard to the 2005 remuneration increase of 3.5% for Public Sector Executive level employees. In addition, the Tribunal should have regard to the economic indicia outlined in the Minister's submission: in particular, the CPI increase for South Australia and the 3.5% increase granted by the Full Commission of the Industrial Relations Commission of South Australia for public sector salaried employees immediately below the Executive level'.
- 2.6 In previous submissions the government has submitted, 'given the nature and status of the Statutory Offices, it is in the public interest that the salaries for these officers keep pace with, but do not significantly exceed, increases applicable to other public sector positions of similar status'.
- 2.7 The Tribunal was advised that an increase of 3.5% on Public Sector Executive's Total Employment Cost packages was effective from 1 July 2005 and that the salaries for senior public sector employees, covered by the SA Government (Public Sector Salaried Employees) Arbitrated Enterprise Bargaining Award 2004 were increased by 3.5% from the first pay period on or after 1 October 2005.
- 2.8 At the time the Tribunal was first required to determine the remuneration for the Office of Auditor-General it had cause, amongst many other matters then raised with it, to consider the Cullen Egan and Dell Job Evaluation System used by the Commissioner for Public Employment for determining the Total Employment Cost (TEC) for public sector executives, including Chief Executives. In this respect it noted in its Determination 2 of 1997 that 'there are two scales of "Levels" for Chief Executives depending on whether they are "tenured" or "non-tenured"' and that the Office of Auditor-General fell into the first of these. It also noted that 'non-tenured' TEC packages are generally higher, as well as having a sixth Level 'F' available for classification. The then Government's position was that TEC packages for 'tenured' offices are properly set without any 'discount' or 'penalty' for tenure, and the higher amounts paid to 'non-tenured' officers are compensation for aspects of their contract different from 'tenured' conditions. The Tribunal accepted the Government's explanation and sees no reason to now resile from that position.
- 2.9 Furthermore, the present Commissioner for Public Employment confirmed this to still be the case in a letter dated 8 December 2005 by stating, 'The State Government introduced a contract-based remuneration structure for Executives and Chief Executives in 1995. The structure provided for appointment on either a tenured or untenured basis. Executives who were offered and accepted transition of contract without tenure at that time received an additional 15% increase in remuneration as compensation for loss of tenure'. However, in the context of the Government's recent decision to eventually move all public sector executives on to non-tenured contracts the letter went on to say, 'Nevertheless, in view of Government's policy position, it is arguable that no distinction be drawn for the Auditor-General's position. I would suggest that the Auditor-General's salary should be looked at in terms of its work value merits as proposed by the Auditor-General' noting that 'As to whether these changes constitute significantly increased work value, is an issue for the Tribunal to determine'
- 2.10 The Tribunal has had regard to all submissions made and in doing so accepted the Office of Auditor-General has been impacted by changes in the public sector. In particular the Tribunal recognised that the role of Auditor-General is dynamic and ever changing and that in this context the introduction of State Strategic Plan, *inter alia*, has impacted on the Office since it last reviewed the

remuneration of the Office. In this context, the Tribunal also noted that the overall remuneration of the Auditor-General is generally comparable with that of the Chief Executive Officer, Treasury and Finance (Under Treasurer) and the Chief Executive Officer, Premier and Cabinet (considering the nature of their contracts). After reviewing previous Tribunal Determinations and the submissions received during this review the Tribunal has determined the salary for the Office of Auditor-General will be \$235 000 per annum. Telephone rental and calls allowance for this Office will remain unaffected by this Determination.

- 3. Electoral Commissioner
  - 3.1 The remuneration of the Office of Electoral Commissioner was last determined in Determination No. 1 of 2004 operative from 1 July 2004. The current salary is \$131 000 per annum.
  - A joint submission from the Electoral Commissioner and 3.2 Deputy Electoral Commissioner submitted that the Tribunal needed to take a more robust approach in determining salaries for their respective Offices. It was submitted that such an approach should take into account forces such as market rates; attraction and retention; the fact that electoral administrators suffer career limitations by vigorously main-taining their independence; the pressure of continuously running elections and the high levels of performance and competence required of such positions. Further, they submitted that the increased volumes of electoral events including ballots, elections and public education and research programs placed an increasing pressure on the Electoral Commissioner's Office. It was noted that the Tribunal had previously made judgements on a number of work value changes and had made some changes, however it was submitted that the process had not kept pace with the market forces.
  - At the hearing, the Electoral Commissioner indicated that historically the Tribunal had not been prepared to entertain 3.3 interstate comparisons. Nevertheless, the Tribunal was asked to note the interstate comparisons of similar positions. This information was provided to the Tribunal subsequent to the hearing. It was also again submitted that the Tribunal should fully consider comparisons with the South Australian public positions of Public Trustee; Liquor Licensing and Gambling Commissioner; Commissioner for Equal Opportunity and Commissioner for Public and Consumer Affairs, given they were once all set at the same amount as the Electoral Commissioner, but now allegedly received significantly higher recognition. Total employment packages of these positions (some tenured and some untenured), which include provision of a car and superannuation for the holders, range from \$169 659 to \$188 426.
  - 3.4 Notwithstanding the above, and having regard to the current remuneration and issues of tenure, the Tribunal is satisfied that its determination for the Electoral Commissioner is fair and reasonable.
  - 3.5 The Electoral Commissioner also presented to the Tribunal a copy of an e-mail received from the Deputy Chief Executive of the Attorney-General's Department and Department of Justice in relation to the acceptance of her appointment which in part stated, 'The understanding on which you accept those terms is that the government will not oppose an application by you to the remuneration tribunal to increase your total package so as to allow for super contributions of \$20 000 over and above the base remuneration'.

The Tribunal does not determine Superannuation. It has been determined by Parliament through legislation and provides the minimum levels of employer contributions for the three separate schemes currently operating under distinct legislative prescriptions.

The Tribunal determines salaries and observes, as it has done on previous occasions, that it might be inappropriate to include superannuation in remuneration packages. Whilst it is appropriate to have regard to superannuation in total employment costs the inclusion of superannuation in remuneration packages may be problematic in the context of existing legislation. Nevertheless, if the Government wishes to honour the agreement as outlined in the e-mail correspondence, as it was interpreted by the Tribunal, it may elect to do so by increasing the amount it contributes to the scheme in respect of the Electoral Commissioner.

- 3.6 The Minister's submissions for the remuneration for the position of Electoral Commissioner mirrored those made in respect of the Auditor-General. While invited to do so, the Minister made no submission in respect of superannuation or the e-mail correspondence.
- 3.7 The Tribunal has had regard to the submissions made and recognises the changes made to this Office, however the Tribunal did not consider these to be significant enough to warrant an increase beyond that generally proposed by the Minister. In all the circumstances the Tribunal has determined the salary for the Office of Electoral Commissioner will be \$136 000 per annum. Telephone rental and calls allowance for this Office will remain unaffected by this Determination.

#### 4. Deputy Electoral Commissioner

- 4.1 The remuneration for the Office of Deputy Electoral Commissioner was last determined in Determination No. 1 of 2004 operative from 1 July 2004. The current salary is \$95 700 per annum.
- 4.2 As previously stated, the submissions presented for the Electoral Commissioner and the Deputy Electoral Commissioner were as a joint submission and therefore their submissions, as detailed at Clauses 3.2 to 3.3 are reiterated.
- 4.3 The Government submissions for the remuneration for the Office of Deputy Electoral Commissioner mirrored those made in respect to the Auditor-General.
- 4.4 The Tribunal has had regard to the submissions made and recognises the changes made to this Office, however the Tribunal did not consider these to be significant enough to warrant an increase beyond that generally proposed by the Minister. In the circumstances the Tribunal has determined the salary for the Office of Deputy Electoral Commissioner will be \$99 500 per annum. Telephone rental and calls allowance for this Office will remain unaffected by this Determination.
- 5. Employee Ombudsman
  - 5.1 The remuneration for the Office of Employee Ombudsman was last determined in Determination No. 1 of 2004 operative from 1 July 2004. The salary is currently \$98 000 per annum.
  - 5.2 No submissions were received from the Employee Ombudsman.
  - 5.3 The Minister's submission in relation to the position of Employee Ombudsman mirrored that made in respect to the Auditor-General.
  - 5.4 The Tribunal has considered the submission made and has determined that the salary for this Office will be \$101 800 per annum. Telephone rental and calls allowance for this Office will remain unaffected by this Determination.
- 6. Ombudsman
  - 6.1 The remuneration of the Office of Ombudsman was last determined in Determination No. 1 of 2004 operative from 1 July 2004. The current salary is \$167 500 per annum.
  - 6.2 The Ombudsman's oral submission to the Tribunal requested that consideration be given to his salary on the basis of work value change. The Ombudsman tabled a number of documents including the 2004-2005 Annual Report, the Freedom of Information Act 2004 and the District Court decision DPC vs Redford [2005] SADC 58 (1 June 2005).
  - 6.3 Whilst the Ombudsman believed the work value had changed significantly in his position he did not have any objection to the increase outlined in the Government's submission.

- 6.4 The Minister's submission in relation to the position of Ombudsman mirrored that made in respect to the Auditor-General.
- 6.5 The Tribunal has had regard to the submission made and recognises the changed responsibilities applicable to this Office. However the Tribunal did not consider these changes were of such magnitude as to warrant an increase beyond that generally proposed by the Minister. The Tribunal has therefore determined the salary for the Office of Ombudsman will be \$174 000 per annum. Telephone rental and calls allowance for this Office will remain unaffected by this Determination.
- 7. Health and Community Services Complaints Commissioner
  - 7.1 The remuneration of the Health and Community Services Complaints Commissioner was first determined in Determination No. 1 of 2004 operative from 1 July 2004. The current salary is \$151 000 per annum.
  - 7.2 No submissions were received from the Health and Community Complaints Commissioner.
  - 7.3 The Minister's submission in relation to the position of Health and Community Services Complaints Commissioner mirrored that made in respect of the Auditor-General.
  - 7.4 The Tribunal has considered the submissions made and has determined that the salary for this Office will be \$157 000 per annum. Telephone rental and calls allowance for this Office will remain unaffected by this Determination.
- 8. Conclusion
  - 8.1 The Tribunal thinks it timely to again restate the requirements of the State wage case principles as they relate to changes in work value. The relevant principle states that 'Changes in work value may arise from changes in the nature of work, skill and responsibility required or the conditions under which work is performed. Changes in work by themselves may not lead to a change in wage rates. The strict test for an alteration in wage rates is that the change in the nature of the work should constitute such a significant net addition to work requirements as to warrant the creation of a new classification or upgrading to a higher classification'.

8.2 Salaries determined herein will operate from 1 July 2005.

Dated 17 January 2006.

H. R. BACHMANN, President

#### FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, Terry Scott, P.O. Box 251, Coffin Bay, S.A. 5607 (the 'exemption holder') is exempt from sections 34 and 41 of the Fisheries Act 1982, but only insofar as the exemption holder may take Turbo (*Turbo undulatis*) from South Australian coastal waters for the purpose of trade or business (the 'exempted activity') subject to the conditions in Schedule 1, from the date of gazettal of this notice until 31 December 2006, unless this notice is revoked or varied earlier.

#### SCHEDULE 1

1. The exemption holder may only take Turbo (*Turbo undulatis*) by diving and collection by hand.

2. The exemption holder may take no more than 200 kilograms of Turbo (*Turbo undulatis*) in any one calendar week.

3. The exemption holder must provide the Director of Fisheries separate statistical catch and effort information, in the form of a log sheet as provided by the Director. The exemption holder must complete the log sheet every day and submit a completed monthly log to the Director no later than the fifteenth day of the month following the month to which the log sheet relates (G.P.O. Box 1625, Adelaide, S.A. 5001). The log sheet must be submitted to the Director at the address specified on the approved log sheet. If no fishing activity was undertaken or no fish were taken on a day or during a month, a nil return must still be completed and submitted to the Director.

4. The exemption holder must notify the PIRSA Fisheries Compliance Unit on 1800 065 522 prior to conducting the exempted activity with the following information:

- Details of the boat that will be used to engage in the exempted activity.
- The intended area of conducting the exempted activity.
- The intended place and time of launching and retrieval of the nominated boat for that day.
- Please quote your exemption number, which is 9901812.

5. A PIRSA Fisheries Departmental Officer may accompany the exemption holder at any time during fishing operations.

6. While engaged in the exempted activity the exemption holder must carry or have in his possession a copy of this notice. If undertaking fishing activities from a boat, a copy of this notice must be on the boat. If undertaking fishing activities from shore, a copy of this notice must be in the vehicle used in conjunction with the fishing activity.

7. The exemption holder must 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.

Dated 16 January 2006.

W. ZACHARIN, Director of Fisheries

# LAND AND BUSINESS (SALE AND CONVEYANCING) ACT 1994

#### Exemption

TAKE notice that, pursuant to section 23 (3) of the Land and Business (Sale and Conveyancing) Act 1994, I, Karlene Maywald, Minister for Consumer Affairs, do hereby exempt the person named in Schedule 1 from the application of section 23 (2) of the Act in relation to the purchase of the land specified in Schedule 2.

#### SCHEDULE 1

Rebecca Lee Wild, an employee of Mazzeo Real Estate Pty Ltd.

#### SCHEDULE 2

The whole of the land described in certificate of title register book volume 5578, folio 580, situated at 20 Old Mallala Road, Two Wells, S.A. 5501.

#### Dated 19 January 2006.

Signed for and on behalf of the Minister for Consumer Affairs by the Commissioner for Consumer Affairs.

M. BODYCOAT, Commissioner

# LAND AND BUSINESS (SALE AND CONVEYANCING) ACT 1994

#### Exemption

TAKE notice that, pursuant to section 23 (3) of the Land and Business (Sale and Conveyancing) Act 1994, I, Karlene Maywald, Minister for Consumer Affairs, do hereby exempt the person named in Schedule 1 from the application of section 23 (2) of the Act in relation to the purchase of the land specified in Schedule 2.

#### SCHEDULE 1

Stephen McMullen, an employee of Playford Real Estate Pty Ltd.

#### SCHEDULE 2

The whole of the land described in certificate of title register book volume 5082, folio 685, situated at 11 Bluebush Court, Craigmore, S.A. 5114.

Dated 19 January 2006.

Signed for and on behalf of the Minister for Consumer Affairs by the Commissioner for Consumer Affairs.

M. BODYCOAT, Commissioner

#### LAND AND BUSINESS (SALE AND CONVEYANCING) ACT 1994

#### Exemption

TAKE notice that, pursuant to section 23 (3) of the Land and Business (Sale and Conveyancing) Act 1994, I, Karlene Maywald, Minister for Consumer Affairs, do hereby exempt the person named in Schedule 1 from the application of section 23 (2) of the Act in relation to the purchase of the land specified in Schedule 2.

#### SCHEDULE 1

Vaughn Robert Pairman, an employee of Homburg Group Pty Ltd.

#### SCHEDULE 2

The whole of the land described in certificate of title register book volume 5543, folio 820, situated at 13 Fiedler Street, Tanunda, S.A. 5352.

Dated 19 January 2006.

Signed for and on behalf of the Minister for Consumer Affairs by the Commissioner for Consumer Affairs.

M. BODYCOAT, Commissioner

#### LIQUOR LICENSING ACT 1997 AND GAMING MACHINES ACT 1992

#### 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 Katrina Emmerson, Scott Emmerson and Gino Sbriz have applied to the Licensing Authority for the transfer of a Hotel and Gaming Machine Licence in respect of premises situated at 9 Railway Terrace South, Pinnaroo, S.A. 5304 and known as Golden Grain Hotel.

The applications have been set down for hearing on 21 February 2006 at 9.30 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicants at the applicants' address given above, at least seven days before the hearing date (viz: 13 February 2006).

The applicants' address for service is c/o Katrina Emmerson, 570 Railway Terrace, Parilla, S.A. 5303.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gambling Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000. Phone 8226 8410, Fax: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 11 January 2006.

Applicants

#### LIQUOR LICENSING ACT 1997 AND GAMING MACHINES ACT 1992

#### 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 Rendark Pty Ltd as trustee for McDonald Family Trust has applied to the Licensing Authority for the transfer of a Hotel and Gaming Machine Licence in respect of premises situated at Place Street, Thevenard, S.A. 5690 and known as Thevenard Hotel.

The applications have been set down for hearing on 22 February 2006 at 11 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling 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 (viz: 14 February 2006).

[19 January 2006

The applicant's address for service is c/o Foreman Legal, 69 Mount Barker Road, Stirling, S.A. 5152.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gambling Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000. Phone 8226 8410, Fax: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 13 January 2006.

Applicant

#### LIQUOR LICENSING ACT 1997 AND GAMING MACHINES ACT 1992

#### 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 Streaky Bay Hotel Pty Ltd has applied to the Licensing Authority for the transfer of a Hotel and Gaming Machine Licence in respect of premises situated at 3 Alfred Terrace, Streaky Bay, S.A. 5680 and known as Streaky Bay Hotel Motel.

The applications have been set down for hearing on 21 February 2006 at 11 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling 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 (viz: 13 February 2006).

The applicant's address for service is c/o Duncan Basheer Hannon, Barristers & Solicitors, G.P.O. Box 2, Adelaide, S.A. 5001.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gambling Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000. Phone 8226 8410, Fax: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 13 January 2006.

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 Daly Waters Property Pty Ltd, M. J. Lunnis Investments Pty Ltd and Taylor Cove Pty Ltd have applied to the Licensing Authority for an extension of Trading Area in respect of premises situated at 239 South Terrace, Adelaide, S.A. 5000 and known as Jackpots on Pulteney.

The application has been set down for hearing on 17 February 2006 at 9 a.m.

#### Condition

#### The following licence condition is sought:

 Extension of Trading Area to include an Alfresco dining area as per plans lodged with this office.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicants at the applicants' address given above, at least seven days before the hearing date (viz: 9 February 2006).

The applicants' address for service is c/o Kelly & Co., Lawyers, Level 17, 91 King William Street, Adelaide, S.A. 5000 (Attention: Graham Hobbs).

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gambling Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000. Phone 8226 8410, Fax: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 12 January 2006.

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 Malkeet Singh has applied to the Licensing Authority for a Restaurant Licence in respect of premises situated at Shop 1, 145 Montacute Road, Newton, S.A. 5074 and to be known as Chillies Thai Indian Noodle Bar Restaurant.

The application has been set down for hearing on 17 February 2006 at 9 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling 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 (viz: 9 February 2006).

The applicant's address for service is c/o Malkeet Singh, Shop 1, 145 Montacute Road, Newton, S.A. 5074.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gambling Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000. Phone 8226 8410, Fax: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 12 January 2006.

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 Halinda Pty Ltd as trustee for the Anderson Family Trust has applied to the Licensing Authority for the transfer of a Hotel Licence in respect of premises situated at Main Road, Parndana, S.A. 5220 and known as Parndana Community Hotel.

The application has been set down for hearing on 20 February 2006 at 10.30 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling 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 (viz: 10 February 2006).

The applicant's address for service is c/o Eileen Anderson, 8 Hardhill Court, Wedderburn, Vic. 3518.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gambling Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000. Phone 8226 8410, Fax: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 11 January 2006.

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 Salt Bush Grill Bar Pty Ltd has applied to the Licensing Authority for the transfer of a Restaurant Licence in respect of premises situated at 1 Griffiths Drive, Moana, S.A. 5169, known as Hooked at Moana and to be known as Salt Bush Grill Bar.

The application has been set down for hearing on 21 February 2006 at 10 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling 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 (viz: 13 February 2006).

The applicant's address for service is c/o Sharyn Hams, 6B Fourth Avenue, Moana, S.A. 5169.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gambling Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000. Phone 8226 8410, Fax: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 11 January 2006.

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 Con Tsiaros and Eleni Tsiaros as trustee for the C. & E. Family Trust have applied to the Licensing Authority for a Restaurant Licence in respect of premises situated at Adelaide Railway Station, Shop 1-9 Railway Ramp, North Terrace, Adelaide, S.A. 5000 and known as Concourse Cafe.

The application has been set down for hearing on 17 February 2006 at 9 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicants at the applicants' address given above, at least seven days before the hearing date (viz: 9 February 2006).

The applicants' address for service is c/o Con Tsiaros, 170 Marion Road, Glynde, S.A. 5070.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gambling Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000. Phone 8226 8410, Fax: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 10 January 2006.

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 Cape Thomas Vineyards Pty Ltd as trustee for Cape Thomas Vineyards Unit Trust has applied to the Licensing Authority for a Producer's Licence in respect of premises situated at Section 164, Hundred of Bowaka, Princes Highway, Reedy Creek via Kingston S.E., S.A. 5275 and to be known as Cape Thomas Vineyards.

The application has been set down for hearing on 17 February 2006 at 9 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling 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 (viz: 9 February 2006).

The applicant's address for service is c/o Maureen Andrews, PMB 67, Kingston S.E., S.A. 5275.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gambling Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000. Phone 8226 8410, Fax: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 10 January 2006.

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 Select Australian Wines Pty Ltd has applied to the Licensing Authority for a Direct Sales Licence in respect of premises situated at 13 Ormonde Avenue, Millswood, S.A. 5034 and to be known as Select Australian Wines.

The application has been set down for hearing on 17 February 2006 at 9 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling 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 (viz: 9 February 2006).

The applicant's address for service is c/o David Watts and Associates, 1 Cator Street, Glenside, S.A. 5065.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gambling Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000. Phone 8226 8410, Fax: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 10 January 2006.

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 Coco Bean Pty Ltd has applied to the Licensing Authority for Entertainment Consent in respect of premises situated at 281-283 Rundle Street, Adelaide, S.A. 5000 and known as Cocolat & Wicked Desserts.

The application has been set down for hearing on 17 February 2006 at 9 a.m.

#### Conditions

The following licence conditions are sought:

Entertainment Consent is sought on any day including Good Friday and Christmas Day between 11 a.m. and midnight, in areas as per plans lodged with this office.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling 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 (viz: 9 February 2006).

The applicant's address for service is c/o Belinda Henderson, 281-283 Rundle Street, Adelaide, S.A. 5000.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gambling Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000. Phone 8226 8410, Fax: 8226 8512. Email: <u>olgc@agd.sa.gov.au</u>.

Dated 13 January 2006.

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 Explorer Coachline's Pty Ltd has applied to the Licensing Authority for a Special Circumstances Licence in respect of premises situated at 66 Everard Avenue, Keswick, S.A. 5035 and known as Explorer Coachline's.

The application has been set down for hearing on 17 February 2006 at 9 a.m.

Conditions

The following licence conditions are sought:

- To sell liquor in accordance with section 40 of the Liquor Licensing Act 1997 and any other conditions of this licence.
- For consumption on the licensed premises on any day at any time; by passengers who are part of a pre-booked function or organised tour, provided that the passengers are under the supervision and control of the driver of the subject vehicles.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling 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 (viz: 9 February 2006).

[19 January 2006

The applicant's address for service is c/o Stephen Nesbitt, 66 Everard Avenue, Keswick, S.A. 5035.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gambling Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000. Phone 8226 8410, Fax: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 12 January 2006.

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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 Michael O'Brien Catering Pty Ltd has applied to the Licensing Authority for the transfer of a Special Circumstances Licence in respect of premises situated at Royal Adelaide Showground, Goodwood Road, Wayville, S.A. 5034 and known as the Royal Adelaide Showground.

The application has been set down for hearing on 22 February 2006 at 9.30 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling 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 (viz: 14 February 2006).

The applicant's address for service is c/o Daniel Smith, P.O. Box 332, North Melbourne, Vic. 3051.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gambling Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000. Phone 8226 8410, Fax: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 16 January 2006.

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 CKHT Holdings Pty Ltd has applied to the Licensing Authority for the transfer of a Restaurant Licence in respect of premises situated at Shop 2052, Marion Shopping Centre, 287 Diagonal Road, Oaklands Park, S.A. 5046 and known as Casuarina at Marion.

The application has been set down for hearing on 20 February 2006 at 11 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling 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 (viz: 10 February 2006).

The applicant's address for service is c/o Judy Koh Solicitor, 23A Payneham Road, College Park, S.A. 5069.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gambling Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000. Phone 8226 8410, Fax: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 13 January 2006.

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 Prairie Oyster Company Pty Ltd as trustee for the Murray Town Business Trust has applied to the Licensing Authority for the transfer of a Hotel Licence in respect of premises situated at Tin Line Road, Murray Town, S.A. 5481 and known as Murray Town Hotel.

The application has been set down for hearing on 20 February 2006 at 10 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling 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 (viz: 10 February 2006).

The applicant's address for service is c/o David Tillett, 66 Wright Street, Adelaide, S.A. 5000.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gambling Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000. Phone 8226 8410, Fax: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 10 January 2006.

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 Murfman6 Pty Ltd as trustee for the Murphy Family Trust has applied to the Licensing Authority for the transfer of a Restaurant Licence in respect of premises situated at Alexander Avenue, Evanston Park, S.A. 5116 and known as Starplex.

The application has been set down for hearing on 14 February 2006 at 10 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling 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 (viz: 6 February 2006).

The applicant's address for service is c/o Ben Allen, 173 Wakefield Street, Adelaide, S.A. 5000.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gambling Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000. Phone 8226 8410, Fax: 8226 8512. Email: olgc@agd.sa.gov.au.

Dated 13 January 2006.

Applicant

#### MINING ACT 1971

NOTICE is hereby given in accordance with section 28 (5) of the Mining Act 1971, that the Minister for Mineral Resources Development proposes to grant an Exploration Licence over the undermentioned area:

Applicant: Debnal Pty Ltd

Location: Centre Hill area—Approximately 20 km east of Kingoonya.

Term: 1 year Area in km<sup>2</sup>: 197 Ref.: 2005/00599

Plan and co-ordinates can be found on the PIRSA Sarig website: http://www.minerals.pir.sa.gov.au/sarig or by phoning Mineral Tenements on (08) 8463 3103.

H. TYRTEOS, Mining Registrar

#### MINING ACT 1971

NOTICE is hereby given in accordance with section 28 (5) of the Mining Act 1971, that the Minister for Mineral Resources Development proposes to grant an Exploration Licence over the undermentioned area:

Applicant: White Gold Mining Ltd

Location: Lake Torrens area-Approximately 100 km northnorth-east of Port Augusta.

Term: 1 year Area in km<sup>2</sup>: 610

Ref.: 2005/00655

Plan and co-ordinates can be found on the PIRSA Sarig website: <u>http://www.minerals.pir.sa.gov.au/sarig</u> or by phoning Mineral Tenements on (08) 8463 3103.

H. TYRTEOS, Mining Registrar

#### MINING ACT 1971

NOTICE is hereby given in accordance with section 28 (5) of the Mining Act 1971, that the Minister for Mineral Resources Development proposes to grant an Exploration Licence over the undermentioned area:

Applicant: Platsearch NL

Location: Mirikata area-Approximately 120 km north-east of Tarcoola.

Term: 1 year Area in km<sup>2</sup>: 113

Ref.: 2005/00952

Plan and co-ordinates can be found on the PIRSA Sarig website: http://www.minerals.pir.sa.gov.au/sarig or by phoning Mineral Tenements on (08) 8463 3103.

H. TYRTEOS, Mining Registrar

#### MINING ACT 1971

NOTICE is hereby given in accordance with section 28 (5) of the Mining Act 1971, that the Minister for Mineral Resources Development proposes to grant an Exploration Licence over the undermentioned area:

Applicant: Orogenic Exploration Pty Ltd

Location: Shell Lagoon area-Approximately 20 km northwest of Woomera.

Term: 1 year Area in km<sup>2</sup>: 471

Ref.: 2005/00956

Plan and co-ordinates can be found on the PIRSA Sarig website: http://www.minerals.pir. <u>au/sarig</u> or by phoning. Mineral Tenements on (08) 8463 3103.

H. TYRTEOS, Mining Registrar

#### NATIONAL ELECTRICITY LAW

NOTICE UNDER SECTION 99-DRAFT RULE DETERMINATION

Draft National Electricity Amendment (Transgrid Participant Derogation—Treatment of Contingent Projects (Interim Arrangements)) Rule 2006

THE Australian Energy Market Commission (Commission) has made a draft Rule determination in relation to the above draft Rule.

The draft Rule determination, including the draft Rule, are published on the Commission's website and available for inspection at the offices of the Commission.

The Commission invites written submissions from any person or body in relation to the draft Rule determination. The Commission's policy is to promptly publish all submissions on its website upon receipt, subject to any claim of confidentiality which will be maintained in accordance with the NEL.

Submissions must be received no later than 3 March 2006.

A person making a written submission may request the Commission to hold a hearing in relation to a draft Rule determination. The request must be in writing and must be received no later than 30 January 2006.

Australian Energy Market Commission

Postal Address: Offices: Level 16, 1 Margaret Street, P.O. Box H166 Australia Square, N.S.W. 1215 Sydney, N.S.W. 2000 Telephone: (02) 8296 7800 Email: submissions@aemc.gov.au Facsimile: (02) 8296 7899

Email to request hearing: aemc@aemc.gov.au

Dated 19 January 2006.

J. TAMBLYN, Chairman, Australian Energy Market Commission

www.aemc.gov.au

Website:

#### NATIONAL ELECTRICITY LAW

NOTICE UNDER SECTION 99-DRAFT RULE DETERMINATION National Electricity Amendment (Recovery of Negative Inter-

Regional Settlements Residue) Rule 2006

THE Australian Energy Market Commission (Commission) has made a draft Rule determination in relation to the recovery of negative inter-regional settlements residue.

The draft Rule determination, including the draft Rule, are published on the Commission's website and available for inspection at the offices of the Commission.

The Commission invites written submissions from any person or body in relation to the draft Rule determination. The Commission's policy is to promptly publish all submissions on its website upon receipt, subject to any claim of confidentiality which will be maintained in accordance with the NEL.

Submissions must be received no later than 3 March 2006.

A person making a written submission may request the Commission to hold a hearing in relation to a draft Rule determination. The request must be in writing and must be received no later than 30 January 2006.

Australian Energy Market Commission

Postal Address:	Offices:
P.O. Box H166	Level 16, 1 Margaret Street,
Australia Square, N.S.W. 1215	Sydney, N.S.W. 2000
Telephone: (02) 8296 7800	Email:
Facsimile: (02) 8296 7899	<u>submissions@aemc.gov.au</u>
Email to request hearing:	Website:
aemc@aemc.gov.au	www.aemc.gov.au

Dated 19 January 2006.

J. TAMBLYN, Chairman, Australian Energy Market Commission

### NATURAL RESOURCES MANAGEMENT ACT 2004

#### Water Allocation Plan

I, JOHN DAVID HILL, Minister for Environment and Conservation, hereby give notice for the purposes of the Water Allocation Plan for the Southern Basins Prescribed Wells Area, prepared pursuant to Chapter 4, Part 2, Division 2 of the Natural Resources Management Act 2004, of the 'recent recharge rate of the lens' as set out below:

	[19	January	2006
--	-----	---------	------

Quaternary Aquifer	Recent Recharge Rate of the Lens 2006-2007 (expressed as millimetres per annum)
Coffin Bay A (West)	31
Coffin Bay B (Central)	8
Coffin Bay C (East)	12
Uley Wanilla	16
Wanilla	9
Uley East	28
Uley South	140
Lincoln A, B and C	52
Lincoln D	10
Lincoln D West	10
Minor Lenses	16

Dated 13 January 2006.

JOHN HILL, Minister for Environment and Conservation

#### NATURAL RESOURCES MANAGEMENT ACT 2004

#### Water Allocation Plan

I, JOHN DAVID HILL, Minister for Environment and Conservation, hereby give notice for the purposes of the Water Allocation Plan for the Musgrave Prescribed Wells Area, prepared pursuant to Chapter 4, Part 2, Division 2 of the Natural Resources Management Act 2004, of the 'recent recharge rate of the lens' as set out below:

Quaternary Aquifer	Recent Recharge Rate of the Lens 2006-2007 (expressed as millimetres per annum)		
Bramfield	25		
Kappawanta	22		
Polda	20		
Polda North	18		
Polda East	8		
Sheringa A	20		
Sheringa B	20		
Talia	21		
Tinline	23		
Minor Lenses	19		

Dated 13 January 2006.

JOHN HILL, Minister for Environment and Conservation

# NOTICE TO MARINERS

NO. 1 OF 2006

FORMERLY NOTICE NO. 9 OF 2005

South Australia—Spencer Gulf—Port Lincoln—Grain Berth (Disused)—Light Re-established

MARINERS are advised that the FR light, at the west extremity of the Grain Berth (Disused) formerly Vol. K 1884.5 in position latitude 34°43.2'S, longitude 135°52.0'E has been re-established in the above position, with characteristics FIRev2sec.

Authority: Transport SA

Charts affected: Aus 134

Publications: Australian Pilot Vol. 1 NP 13 (first edition) 2005 page 305, Vol. K 2004-20005 page 86 No. 1884.5

Adelaide, Monday, 16 January 2006.

PATRICK CONLON, Minister for Transport

TSA 2005/00419

#### ARCHITECTS ACT 1939-1987

#### By-laws

THE ARCHITECTS BOARD OF SOUTH AUSTRALIA, by virtue of the Architects Act 1939-1987 and all other powers, hereby makes the following by-laws:

#### By-laws Under the Architects Act 1939-1987

1. The by-laws made by the Architects Act 1939-1987 on 31 March 1977 and published in the *Government Gazette* on the same day at pages 999 to 1005 inclusive as varied are hereinafter referred to as 'the principal by-laws'.

2. By-law 14 of the principal by-laws is varied as follows:

- by deleting the words 'one hundred dollars' and substituting the words 'one hundred and twenty dollars'; and
- (2) by deleting the words 'two hundred and fifty dollars' and substituting the words 'three hundred and fifty dollars'.

3. By-law 15 of the principal by-laws is varied as follows:

- by deleting the words 'one hundred and twenty-five dollars' and substituting the words 'two hundred and seventy-five dollars'; and
- (2) by deleting the words 'two hundred and twenty dollars for companies with up to two directors, and two hundred and seventy-five dollars for companies with more than two directors' and substituting the words 'four hundred dollars for companies with up to two directors, and four hundred and fifty dollars for companies with more than two directors'.

The above by-laws were duly made and passed by the Architects Board of South Australia at a meeting of the Board held on 14 September 2005.

These by-laws are to come into operation on 1 January 2006.

Dated 19 January 2006.

A. L. S. DAVIES, Chairman

R. P. KRANTZ, Registrar

Confirmed in Executive Council,

B. KRUMINS, Governor's Deputy

Pursuant to section 10AA (2) of the Subordinate Legislation Act 1978, I, certify that, in my opinion, it is necessary or appropriate that these by-laws come into operation on 1 January 2006.

Endorsed,

C. ZOLLO, Acting Minister for Urban Planning and Development

ROADS (OPENING AND CLOSING) ACT 1991: SECTION 24

#### NOTICE OF CONFIRMATION OF ROAD PROCESS ORDER

Road Opening and Closing Lighthouse Road, Corny Point

BY Road Process Order made on 26 November 2004, the District Council of Yorke Peninsula ordered that:

1. Portion of allotment 1 in Deposited Plan 21617 and portion of section 142 in the Hundred of Carribie, more particularly delineated and numbered '1' and '2' respectively in Preliminary Plan No. 04/0006 be opened as road, forming a realignment of Lighthouse Road. 2. Portions of the Lighthouse Road west of Marion Bay Road adjoining section 142 in the Hundred of Carribie and allotment 1 in Deposited Plan 21617, more particularly delineated and lettered 'A' and 'B' in Preliminary Plan No. 04/0006 be closed.

3. The whole of the land subject to closure to be transferred to Glen Roy Barclay in accordance with agreement for exchange dated 2 June 2004, entered into between the District Council of Yorke Peninsula and G. R. Barclay.

On 1 September 2005 that order was confirmed by the Minister for Administrative Services conditionally upon the deposit by the Registrar-General of Deposited Plan 67364 being the authority for the new boundaries.

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 19 January 2006.

P. M. KENTISH, Surveyor-General

## ROADS (OPENING AND CLOSING) ACT 1991: SECTION 24

#### NOTICE OF CONFIRMATION OF ROAD PROCESS ORDER

Road Opening and Closing Blacks Springs Road, Emu Downs

BY Road Process Order made on 15 August 2005, The Regional Council Goyder ordered that:

1. Portions of pieces 21 and 22 in Deposited Plan 58104, more particularly delineated and numbered '10' and '11' respectively in Preliminary Plan No. 04/0096 be opened as road, forming a widening of Black Springs Road.

2. Portion of Black Springs Road adjoining the north-eastern corner of piece 22 in Deposited Plan 58104, more particularly delineated and lettered 'A' in Preliminary Plan No. 04/0096 be closed.

3. The whole of the land subject to closure to be transferred to Gregory Wayne Kotz in accordance with agreement for exchange dated 21 December 2004, entered into between The Regional Council Goyder and G. W. Kotz.

On 9 December 2005 that order was confirmed by the Minister for Administrative Services conditionally upon the deposit by the Registrar-General of Deposited Plan 68928 being the authority for the new boundaries.

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 19 January 2006.

P. M. KENTISH, Surveyor-General

#### ROADS (OPENING AND CLOSING) ACT 1991: SECTION 24

#### NOTICE OF CONFIRMATION OF ROAD PROCESS ORDER

#### Road Closure, Barunga Gap

BY Road Process Order made on 15 December 2005, the Wakefield Regional Council ordered that:

1. The whole of the unnamed public road east of Landslide Road and south of South Terrace and between sections 453 to 465 (inclusive) and 637 in the Hundred of Cameron, more particularly delineated and lettered 'K', 'L' and 'W' in Preliminary Plan No. 04/0082 be closed.

2. The whole of the land subject to closure be transferred to Darryl James Davidson in accordance with agreement to transfer dated 27 January 2005, entered into between the Wakefield Regional Council and D. J. Davidson.

3. The following easements are granted over portion of the land subject to that closure:

Grant free and unrestricted rights of way appurtenant to sections 454 to 458 (inclusive) and 461.

On 13 January 2006 that order was confirmed by the Minister for Administrative Services conditionally upon the deposit by the Registrar-General of Deposited Plan 67644 being the authority for the new boundaries.

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 19 January 2006.

P. M. KENTISH, Surveyor-General

# ROAD TRAFFIC (ROAD RULES—ANCILLARY AND MISCELLANEOUS PROVISIONS) REGULATIONS 1999

#### Revocation of Exemption

BY notice under Regulation 7 of the Road Traffic (Road Rules— Ancillary and Miscellaneous Provisions) Regulations 1999, dated 7 January 2001 (see *Gazette*, 8 February 2001, page 527), drivers of Police Security Services Division vehicles were exempted from the provisions of Part 12 of the Australian Road Rules (restrictions on stopping and parking), subject to certain conditions.

Pursuant to Regulation 7 of the Road Traffic (Road Rules— Ancillary and Miscellaneous Provisions) Regulations 1999, I, Patrick Conlon, Minister for Transport, hereby revoke that exemption.

Dated 4 January 2006.

P. CONLON, Minister for Transport

# GOVERNMENT GAZETTE ADVERTISEMENT RATES

#### To apply from 1 July 2005

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Agents, Ceasing to Act as	36.50
Associations:	
Incorporation	18.60
Intention of Incorporation	46.00
Transfer of Properties	46.00
Attorney, Appointment of	36.50
Bailiff's Sale	46.00
Cemetery Curator Appointed	27.25
Companies:	
Alteration to Constitution	36.50
Capital, Increase or Decrease of	46.00
Ceasing to Carry on Business	27.25
Declaration of Dividend.	27.25
Incorporation	36.50
Lost Share Certificates:	
First Name	27.25
Each Subsequent Name	9.35
Meeting Final. Meeting Final Regarding Liquidator's Report on	30.50
Meeting Final Regarding Liquidator's Report on	
Conduct of Winding Up (equivalent to 'Final	
Meeting')	
First Name	36.50
Each Subsequent Name	9.35
Notices:	,
Call	46.00
Change of Name	18.60
Creditors	36.50
Creditors Compromise of Arrangement	36.50
Creditors (extraordinary resolution that 'the Com-	50.50
pany be wound up voluntarily and that a liquidator	
be appointed')	46.00
Delage of Liquidator Application Large Ad	72.50
Release of Liquidator—Application—Large Ad —Release Granted	
	46.00
Receiver and Manager Appointed	42.50
Receiver and Manager Ceasing to Act	36.50
Restored Name	34.50
Petition to Supreme Court for Winding Up	64.00
Summons in Action	54.50
Order of Supreme Court for Winding Up Action	36.50
Register of Interests—Section 84 (1) Exempt	82.50
Removal of Office	18.60
Proof of Debts	36.50
Sales of Shares and Forfeiture	36.50
Estates:	
Assigned	27.25
Deceased Persons—Notice to Creditors, etc	46.00
Each Subsequent Name	9.35
Deceased Persons—Closed Estates	27.25
Each Subsequent Estate	1.20
Probate, Selling of	36.50
Public Trustee, each Estate	9.35
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Firms: Ceasing to Carry on Business (each insertion) Discontinuance Place of Business	24.30 24.30
Land—Real Property Act: Intention to Sell, Notice of Lost Certificate of Title Notices Cancellation, Notice of (Strata Plan)	46.00
Mortgages: Caveat Lodgment Discharge of Foreclosures Transfer of Sublet	19.50 18.60 18.60 9.35
Leases—Application for Transfer (2 insertions) each	
Lost Treasury Receipts (3 insertions) each	
Municipal or District Councils: Annual Financial Statement—Forms 1 and 2 Electricity Supply—Forms 19 and 20 Default in Payment of Rates:	513.00 364.00
First Name Each Subsequent Name	72.50 9.35
Noxious Trade	27.25
Partnership, Dissolution of	27.25
Petitions (small)	18.60
Registered Building Societies (from Registrar- General)	18.60
Register of Unclaimed Moneys—First Name Each Subsequent Name	27.25 9.35
Registers of Members—Three pages and over: Rate per page (in 8pt) Rate per page (in 6pt)	233.00 308.00
Sale of Land by Public Auction	46.50
Advertisements ¼ page advertisement ½ page advertisement Full page advertisement	109.00
Advertisements, other than those listed are charged at column line, tabular one-third extra.	\$2.60 per
Notices by Colleges, Universities, Corporations and Councils to be charged at \$2.60 per line.	nd District

Where the notice inserted varies significantly in length from that which is usually published a charge of \$2.60 per column line will be applied in lieu of advertisement rates listed.

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# **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 **Government Publishing SA** 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:* governmentgazette@saugov.sa.gov.au. Send as attachments in Word format. Please include date the notice is to be published and to whom the notice will be charged. The Government Gazette is available online at: www.governmentgazette.sa.gov.au.

# MISCELLANEOUS LEGISLATION AND GOVERNMENT PUBLICATIONS PRICES AS FROM 1 JULY 2005

Pages	Main	Amends	Pages	Main	Amends
0					
1-16	2.20	1.00	497-512	31.00	30.00
17-32	3.00	1.85	513-528	32.00	30.75
33-48	3.90	2.80	529-544	33.00	32.00
49-64	4.90	3.75	545-560	34.00	33.00
65-80	5.75	4.75	561-576	34.75	34.00
81-96	6.70	5.55	577-592	35.75	34.50
97-112	7.60	6.50	593-608	36.75	35.50
113-128	8.55	7.45	609-624	37.50	36.50
129-144	9.60	8.50	625-640	38.50	37.00
145-160	10.50	9.35	641-656	39.50	38.50
161-176	11.50	10.30	657-672	40.00	39.00
177-192	12.40	11.30	673-688	41.75	40.00
193-208	13.40	12.30	689-704	42.50	41.00
209-224	14.20	13.10	705-720	43.00	42.00
225-240	15.10	14.00	721-736	44.75	43.00
241-257	16.20	14.70	737-752	45.25	44.00
258-272	17.10	15.70	753-768	46.25	44.50
273-288	18.00	16.90	769-784	46.75	46.00
289-304	18.80	17.70	785-800	47.75	47.00
305-320	19.90	18.70	801-816	48.50	47.50
321-336	20.70	19.60	817-832	49.75	48.50
337-352	21.80	20.60	833-848	50.75	49.50
353-368	22.60	21.60	849-864	51.50	50.00
369-384	23.60	22.50	865-880	52.50	51.50
385-400	24.50	23.40	881-896	53.00	52.00
401-416	25.50	24.20	897-912	54.50	53.00
417-432	26.50	25.25	913-928	55.00	54.50
433-448	27.50	26.25	929-944	56.00	55.00
449-464	28.25	27.00	945-960	57.00	55.50
465-480	28.75	28.00	961-976	58.25	56.50
481-496	30.00	28.75	977-992	59.25	57.00
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# **IMPORTANT NOTICE** *Government Gazette Publication*

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# Australia Day Holiday Week Publishing Information

Government Gazette Notices Publishing Date: Wednesday, 25 January 2006

Closing date for notices for publication will be 4 p.m. Monday, 23 January 2006

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#### **ROAD TRAFFIC ACT 1961**

SUPPLEMENTARY NOTICE OF APPROVAL

Pursuant to Section 161A of the Road Traffic Act 1961

#### **OPERATION OF B-DOUBLE VEHICLES UP TO 25 M IN LENGTH**

#### Information Note

This Notice adds additional routes to the network that can be used by B-Double Vehicles up to 25 m in Length and is a supplement to the Notice titled '*Operation of B-Double Vehicles up to 25 m in Length*' dated 30 June 2005.

### 1. APPROVAL

1.1 In accordance with the powers delegated to me by the Minister for Transport under Section 163AA and of the Road Traffic Act 1961, I hereby vary the conditions of the Gazette Notice of Approval and Exemption titled, 'Operation of B-Double Vehicles up to 25 m in length' dated 30 June 2005 as detailed below.

### 2. **DEFINITIONS**

- 2.1 In this Notice:
  - 2.1.1 'Approved Vehicles' means B-Double vehicles up to an overall length not exceeding 25 m;
  - 2.1.2 'Supplementary routes' means the approved routes specified in the maps '*Route Network for B-Double Vehicles up to 25 m in Length*' attached to this Supplementary Notice;
  - 2.1.3 'Supplementary Notice' means this Notice;
  - 2.1.4 'Primary Notice' means the *Gazette* Notice '*Operation of B-Double Vehicles up to 25 m in Length*' dated 30 June 2005; and
  - 2.1.5 all other terms have the same meaning as in the Primary Notice.

### 3. APPLICATION OF SUPPLEMENTARY NOTICE

3.1 This Supplementary Notice must be read in conjunction with the Primary Notice and applies to all Approved Vehicles operating under the Primary Notice travelling on routes specified in the attached maps.

### 4. ROUTES AVAILABLE TO APPROVED VEHICLES

- 4.1 An Approved Vehicle may operate under the conditions of the Primary Notice on a supplementary route specified hereunder:
  - 4.1.1 Route Network for B-Double Vehicles up to 25 m in Length General Mass Limits (GML) (Waikerie);
  - 4.1.2 Route Network for B-Double Vehicles up to 25 m in Length General Mass Limits (GML), Map U2\_1;
  - 4.1.3 Route Network for B-Double Vehicles up to 25 m in Length General Mass Limits (GML), Map U2\_3;
  - 4.1.4 Route Network for B-Double Vehicles up to 25 m in Length General Mass Limits (GML), Raglan Avenue— Wilfrid Street—Ackland Street (Hills Industries access);
  - 4.1.5 Route Network for B-Double Vehicles up to 25 m in Length General Mass Limits (HML) (Waikerie);
  - 4.1.6 Route Network for B-Double Vehicles up to 25 m in Length General Mass Limits (HML), Map U2\_1;
  - 4.1.7 Route Network for B-Double Vehicles up to 25 m in Length General Mass Limits (HML), Map U2\_3;

#### 5. CONDITIONS AND LIMITATIONS APPLYING TO THIS SUPPLEMENTARY NOTICE

- 5.1 When operating on a route specified in the attached maps, the driver of an Approved Vehicle must:
  - 5.1.1 continue to comply with all conditions and requirements of the Primary Notice; and
  - 5.1.2 carry a legible, current and complete copy of:
    - (i) This Supplementary Notice and attached maps;
    - (ii) The Primary Notice;
    - (iii) The 'Code of Practice for B-Doubles' dated June 2005;
    - (iv) The map book titled 'Route Network for B-Doubles' dated June 2005; and
  - 5.1.3 produce these documents when requested by a DTEI Transport Safety Compliance Officer appointed under the *Road Traffic Act 1961* and/or the *Motor Vehicles Act 1959* or a Police Officer.

### 6. COMMENCEMENT OF THIS NOTICE

6.1 This Notice is effective from 12.01 a.m. on 23 January 2006.

[19 January 2006





Map : U2\_1 - 06 January 2006

[19 January 2006









Map : U2\_1 - 16 January 2006


#### 233

#### SURVEY ACT 1992

#### Register of Surveyors

IT is hereby notified for general information that the names of the undermentioned persons are duly licensed under the above Act.

List of Licensed Surveyors

Name	Address	Date of Licence	
Townsend, Stephen James Hawkins, Thomas Bernard Bryant, Warwick Kelvin	8 Beaver Court, Port Lincoln, S.A. 5606 P.O. Box 378, Brooklyn Park, S.A. 5032 Unit 27/1 Michie Court, Bayview, N.T. 0820	18.8.05 15.9.05 28.10.05	
	J. M. Sch	A. SCHAEFER, Registrar	

#### WATERWORKS ACT 1932 AND SEWERAGE ACT 1929

#### SOUTH AUSTRALIAN WATER CORPORATION

#### Directions

IN order to ensure the safe and proper operation of:

- the waterworks (within the meaning of the Waterworks (i) Act 1932) and the pipes, fittings, appliances and apparatus connected to it; and
- (ii) the undertaking (within the meaning of the Sewerage Act 1929) and the pipes, fittings and equipment connected to it,

the South Australian Water Corporation acting pursuant to Regu-lation 17 of the Waterworks Regulations 1996 and Regulation 17 of the Sewerage Regulations 1996, hereby publishes the following Direction.

#### Direction

A person who:

- (a) installs, replaces, repairs, maintains or cleans pipes, fittings, appliances or apparatus for connection, or that are connected, to the waterworks within the meaning of the Waterworks Act 1932, or who connects pipes, fittings, appliances or apparatus to the waterworks; or
- (b) installs, replaces, repairs, maintains or cleans pipes, fittings or equipment for connection or that are connected to the undertaking within the meaning of the Sewerage Act 1929, or who connects or disconnects pipes, fittings or equipment to or from the undertaking,

must in addition to all other Directions currently in force, comply with:

(c) Australian Plumbing Code Section A, Parts A0, A1 and A2, Section B, Parts B1, B2, B3 and B4, Section C, Parts C1 and C2, Section F, Part F2 and Section G, Part G1.

Dated 12 January 2006.

Signed for and on behalf of the South Australian Water Corporation by a person duly authorised so to do:

A. D. HOWE

In the presence of:

G. J. GREENHALGH

SAWater 05/00446

# **Listening and Surveillance Devices Rules 2005**

under the Supreme Court Act 1935

## Contents

- 1 Short title
- 2 Commencement
- 3 Interpretation
- 4 Applications for issue, renewal or variation of warrants
- 5 Documents to be lodged in sealed envelope with judge
- 6 Affidavits by police officers must have approval appended
- 7 Warrants
- 8 Secure storage of documents

#### Schedule 1—Revocation of Listening Devices Rules 1992

1 Revocation of Listening Devices Rules 1992

#### **1—Short title**

These rules may be cited as the Listening and Surveillance Devices Rules 2005.

#### 2—Commencement

These rules will come into operation on 1 March 2006.

#### 3—Interpretation

In these rules—

Act means the Listening and Surveillance Devices Act 1972;

*duplicate warrant* means the warrant form required to be filled out and signed under section 6A(3)(g) of the Act;

regulations means the Listening and Surveillance Devices Regulations 2003.

#### 4—Applications for issue, renewal or variation of warrants

An application for the issue, renewal or variation of a warrant under the Act-

- (a) must be made—
  - (i) in urgent circumstances—in accordance with section 6A of the Act;
  - (ii) in any other circumstances—in accordance with section 6 of the Act; and
- (b) must be in the appropriate form set out in Schedule 1 of the regulations with, in the case of an application made in urgent circumstances by facsimile under section 6A of the Act, such variations as may be appropriate.

#### 5—Documents to be lodged in sealed envelope with judge

- (1) An affidavit, warrant or other document or proceeding brought in the Supreme Court, or issued in respect of an application for a warrant under the Act, must be lodged in a sealed envelope with the judge hearing the application and must not be filed or lodged in the Registry or entered in the records of the court.
- (2) If an application for a warrant has been made by telephone under section 6A(3) of the Act, the following procedures apply:
  - (a) the applicant must, as soon as practicable after the issue of the warrant, forward to the judge who issued the warrant the documents referred to in section 6A(3)(h) of the Act in a sealed envelope; and
  - (b) the documents referred to in paragraph (a) must not be filed or lodged in the Registry or entered in the records of the court.

#### 6—Affidavits by police officers must have approval appended

An affidavit verifying the grounds of an application for a warrant made by a member of the police force must have appended to it a copy of the written instrument containing the approval of the Director of Public Prosecutions for the making of the application.

Note—

See section 6(2)(a) of the Act.

#### 7—Warrants

- (1) A warrant issued under the Act must be in the form set out in Schedule 2 of the regulations.
- (2) A warrant and duplicate warrant issued in urgent circumstances under section 6A of the Act must be in the form set out in Schedule 2 of the regulations with such variations as may be appropriate.

#### 8—Secure storage of documents

- (1) Following the hearing of an application for the issue, variation or renewal of a warrant under the Act, the warrant, any copy of the warrant, the affidavit verifying the grounds on which the application was made and any other document used or referred to in relation to the hearing must be placed in a sealed envelope and lodged with the Registry.
- (2) The sealed envelope
  - (a) is to be kept in such secure place as may be directed by the Registrar for the period written on the face of the envelope by the judge who heard the application; and
  - (b) is not to be opened except by and in accordance with an order of a judge of the court.

## Schedule 1—Revocation of *Listening Devices Rules 1992*

#### **1—Revocation of Listening Devices Rules 1992**

(1) The *Listening Devices Rules 1992* (the *revoked rules*) are revoked.

(L.S.)

- (2) The revocation does not affect—
  - (a) the validity of any warrant issued under the revoked rules or proceedings relating to any such warrant; or
  - (b) the admissibility of evidence obtained by the use of any such warrant.

<u>GIVEN</u> under our hands and the Seal of the Supreme Court of South Australia this 28th day of November 2005.

J. DOYLE, CJ J. W. PERRY, J K. P. DUGGAN, J B. M. DEBELLE, J D. J. BLEBY, J T. A. GRAY, J A. BESANKO, J J. R. SULAN, J J. ANDERSON, J R. C. WHITE, J

# **Children's Protection (Miscellaneous) Amendment Act (Commencement) Proclamation 2006**

#### **1—Short title**

This proclamation may be cited as the *Children's Protection (Miscellaneous) Amendment* Act (Commencement) Proclamation 2006.

#### 2—Commencement of Act and suspension of certain provisions

- (1) The *Children's Protection (Miscellaneous) Amendment Act 2005* (No 76 of 2005) will come into operation on 1 February 2006.
- (2) The operation of sections 6(1), 7, 9, 10 and 12 to 16 (inclusive) of the Act is suspended until a day or time or days or times to be fixed by subsequent proclamation or proclamations.

#### Made by the Governor's Deputy

with the advice and consent of the Executive Council on 19 January 2006

DFCCS/04/015 & DFCCS/05/008

#### South Australia

# Partnership (Venture Capital Funds) Amendment Act (Commencement) Proclamation 2006

#### **1—Short title**

This proclamation may be cited as the *Partnership* (Venture Capital Funds) Amendment Act (Commencement) Proclamation 2006.

#### 2—Commencement of Act

The *Partnership* (*Venture Capital Funds*) *Amendment Act* 2005 (No 15 of 2005) will come into operation on 2 February 2006.

#### Made by the Governor's Deputy

with the advice and consent of the Executive Council on 19 January 2006

AGO0299/03CS

#### [19 January 2006

#### South Australia

# **Physiotherapy Practice Act (Commencement) Proclamation 2006**

#### **1—Short title**

This proclamation may be cited as the *Physiotherapy Practice Act (Commencement) Proclamation 2006.* 

#### 2—Commencement of Act and suspension of certain provisions

- (1) The *Physiotherapy Practice Act 2005* (No 26 of 2005) will come into operation on 19 January 2006.
- (2) The operation of the following provisions of the Act is suspended until a day or time or days or times to be fixed by subsequent proclamation or proclamations:
  - (a) sections 4 to 6 (inclusive);
  - (b) sections 8 to 75 (inclusive);
  - (c) Schedule 1 (other than clause 2(3) and clause 5).

#### Made by the Governor's Deputy

with the advice and consent of the Executive Council on 19 January 2006

HEACS/05/059

# **Podiatry Practice Act (Commencement) Proclamation 2006**

#### 1—Short title

This proclamation may be cited as the *Podiatry Practice Act (Commencement) Proclamation 2006.* 

#### 2-Commencement of Act and suspension of certain provisions

- (1) The *Podiatry Practice Act 2005* (No 9 of 2005) will come into operation on 19 January 2006.
- (2) The operation of the following provisions of the Act is suspended until a day or time or days or times to be fixed by subsequent proclamation or proclamations:
  - (a) sections 4 to 6 (inclusive);
  - (b) sections 8 to 75 (inclusive);
  - (c) Schedule 1 (other than clause 2(3) and clause 5).

#### Made by the Governor's Deputy

with the advice and consent of the Executive Council on 19 January 2006

DHSCS04/28 Part2

#### [19 January 2006

### South Australia

# **Administrative Arrangements (Administration of Physiotherapy Practice Act) Proclamation 2006**

under section 5 of the Administrative Arrangements Act 1994

#### 1—Short title

This proclamation may be cited as the Administrative Arrangements (Administration of Physiotherapy Practice Act) Proclamation 2006.

### 2—Commencement

This proclamation comes into operation on the day on which it is made.

#### 3—Administration of Act committed to Minister for Health

The administration of the *Physiotherapy Practice Act 2005* is committed to the Minister for Health.

#### Made by the Governor's Deputy

with the advice and consent of the Executive Council on 19 January 2006

HEACS/05/059

# **Administrative Arrangements (Administration of Podiatry Practice Act) Proclamation 2006**

under section 5 of the Administrative Arrangements Act 1994

#### 1—Short title

This proclamation may be cited as the Administrative Arrangements (Administration of Podiatry Practice Act) Proclamation 2006.

#### 2—Commencement

This proclamation comes into operation on the day on which it is made.

#### 3—Administration of Act committed to Minister for Health

The administration of the *Podiatry Practice Act 2005* is committed to the Minister for Health.

#### Made by the Governor's Deputy

with the advice and consent of the Executive Council on 19 January 2006

DHSCS04/28 Part2

#### [19 January 2006

#### South Australia

# **Forestry (Forest Reserve—Murray Lands Forest District)** Variation Proclamation 2006

under section 3(3) of the Forestry Act 1950

## Preamble

1 The following land is forest reserve under the *Forestry Act 1950* (see proclamation, *Gazette 19.3.1992 p877*, as varied) and forms the Murray Lands Forest District:

Sections 42, 57 and 113, Hundred of Murtho.

2 It is intended that this land cease to be forest reserve.

## Part 1—Preliminary

#### 1—Short title

This proclamation may be cited as the *Forestry* (*Forest Reserve—Murray Lands Forest District*) Variation Proclamation 2006.

#### 2—Commencement

This proclamation comes into operation on the day on which it is made.

#### **3**—Variation provisions

In this proclamation, a provision under a heading referring to the variation of a specified proclamation varies the proclamation so specified.

# Part 2—Variation of proclamation under *Forestry Act 1950* declaring forest reserve (*Gazette 19.3.1992 p877*) as varied

#### 4—Variation of Schedule

Schedule, clause 4-delete the clause

#### Made by the Governor's Deputy

with the advice and consent of the Executive Council on 19 January 2006

MFOR05/008CS

# National Parks and Wildlife (Sandy Creek Conservation Park) Proclamation 2006

under section 29(3) of the National Parks and Wildlife Act 1972

#### **1—Short title**

This proclamation may be cited as the *National Parks and Wildlife (Sandy Creek Conservation Park) Proclamation 2006.* 

#### 2—Commencement

This proclamation comes into operation on the day on which it is made.

#### **3**—Alteration of boundaries of Sandy Creek Conservation Park

The boundaries of the Sandy Creek Conservation Park are altered by adding to the Park the following Crown land:

Allotment 202 of DP 64607, Hundred of Barossa, County of Adelaide.

#### Made by the Governor's Deputy

with the advice and consent of the Executive Council on 19 January 2006

EC06/0001CS

# **Podiatry Practice (Election) Regulations 2006**

under the Podiatry Practice Act 2005

## Contents

- 1 Short title
- 2 Commencement
- 3 Interpretation
- 4 Returning officer
- 5 Election to be conducted by returning officer
- 6 Appointment of closing day and polling day
- 7 Advertisement of election
- 8 Registrar to prepare roll
- 9 Nomination
- 10 Uncontested elections
- 11 Preparation of ballot papers
- 12 Issue of voting papers
- 13 Method of voting
- 14 Scrutineers
- 15 Arranging papers for counting
- 16 Method for counting based on principles of proportional representation
- 17 Death of candidate
- 18 Declaration of result of election
- 19 Computer counting

#### Schedule 1—Method of counting votes

- 1 Interpretation
- 2 Method of counting votes

#### Schedule 2—Transitional provision

#### **1—Short title**

These regulations may be cited as the Podiatry Practice (Election) Regulations 2006.

#### 2—Commencement

These regulations will come into operation on the day on which section 76 of the *Podiatry Practice Act 2005* comes into operation.

#### **3—Interpretation**

(1) In these regulations, unless the contrary intention appears—

Act means the Podiatry Practice Act 2005;

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 person for the time being holding, or acting in, the office of 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 am on polling day.

#### 4—Returning officer

The returning officer for an election under these regulations will be the Electoral Commissioner.

#### 5—Election to be conducted by returning officer

- (1) An election for the purposes of section 6(1)(a)(i) of the Act will be conducted by the returning officer—
  - (a) in accordance with these regulations; and
  - (b) to the extent that these regulations fail to deal with a matter that, in the opinion of the Electoral Commissioner, is necessary for the proper conduct of the election—in accordance with rules determined by the Electoral Commissioner in relation to that matter.
- (2) The Board is responsible for the costs and expenses incurred by the returning officer in conducting an election.

#### 6—Appointment of closing day and polling day

The returning officer will fix-

- (a) a day as closing day for an election; and
- (b) a day as polling day for an election.

#### 7—Advertisement of election

- (1) 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.
- (2) 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.

#### 8—Registrar to prepare roll

(1) The Registrar is responsible for the preparation of a voters roll for the purposes of an election.

Note—

Every person who is a podiatrist at the time the voters roll is prepared is entitled to vote—see section 7(2) of the Act.

- (2) The voters roll to be used in a particular election must reflect entitlements to vote as they exist at 5 pm on the third business day after the day on which the advertisement relating to the election 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.

#### 9—Nomination

(1) The returning officer must prepare a nomination form for the purposes of an election (in a form determined by the returning officer).

Note—

Every podiatrist is eligible to be a candidate for election—see section 6(1) of the Act.

- (2) A podiatrist may be nominated as a candidate for an election by lodgement of a nomination form with the returning officer by 12 noon on closing day.
- (3) A nomination must be made by 2 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) other information required by the returning officer.
- (6) A profile 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;
  - (b) the profile must be in typed form or in legible handwriting and comply with other requirements as to form determined by the returning officer;
  - (c) the profile must not exceed 200 words;
  - (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) 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.
- (8) 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 instructions 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.
- (9) A dispute as to the validity of a nomination will be determined summarily by the returning officer.
- (10) A nominated candidate may at any time before the close of nominations, by written notice signed by the candidate and given to the returning officer, withdraw the nomination.

#### **10—Uncontested elections**

- (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) Within 7 days after making the declaration, the returning officer must cause a notice of the declaration to be placed in a newspaper circulating generally throughout the State.
- (3) The notice must set out—
  - (a) the date of the declaration; and
  - (b) the name of each successful candidate.
- (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 7 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) The notice 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 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.

#### 11—Preparation of ballot papers

(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, 1 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.

#### 12—Issue of voting papers

- (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 must appear on a tear-off extension to the envelope flap.
- (3) The envelope 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 automatically cancels the original voting papers.

(7) Subject to the operation of subregulation (5), each podiatrist is only entitled to receive 1 ballot paper (and exercise 1 vote) under these regulations (even if the podiatrist is registered more than once).

#### 13—Method of voting

- (1) To make a formal vote at an election a person must make a vote on the ballot paper—
  - (a) if only 1 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 1 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 1 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 nonconsecutive by reason only of the omission of 1 or more numbers from the series or the repetition of a number (not being the number 1); and
  - (b) if more than 1 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.

#### 14—Scrutineers

- (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 1 scrutineer may be appointed for each candidate.
- (4) The appointment of a scrutineer may be made by written notice served on the returning officer (personally or by post).

#### 15—Arranging papers for counting

(1) The returning officer will, as soon as practicable after the close of voting for an election, with the assistance of persons appointed or nominated by the returning officer, and in the presence of 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; 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 informal ballot papers; and
  - (f) arrange all unrejected ballot papers into appropriate parcels for counting.

#### 16—Method for counting based on principles of proportional representation

The returning officer will conduct the counting of votes in an election in accordance with the method set out in Schedule 1.

#### 17—Death of candidate

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.

#### 18—Declaration of result of election

- (1) When all vacancies have been filled by the making of provisional declarations under Schedule 1, the returning officer will formally declare the result of the election.
- (2) Within 7 days after making a formal declaration 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.

#### **19—Computer counting**

- (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 do so 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 a computer program is used, the method of counting votes under Schedule 1 may be modified according to the determination of the returning officer.

# Schedule 1—Method of counting votes

#### **1—Interpretation**

(1) In this Schedule—

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.

(2) For the purposes of clause 2, a reference to votes of or obtained or received by a candidate includes votes obtained or received by the candidate on transfer under that clause.

#### 2—Method of counting votes

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—
  - (i) dividing the total number of first preference votes by 1 more than the number of candidates required to be elected; and
  - (ii) increasing the quotient so obtained (disregarding any remainder) by 1,

and, if a 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) if the total number of all first preference votes does not exceed 150, the number of votes of a particular kind contained in the ballot papers will, for the purposes of this clause (including paragraph (a)), 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, if a continuing candidate has received a number of votes equal to or greater than the quota on the completion of a 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 a 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, if a continuing candidate has received a number of votes equal to or greater than the quota on the completion of a 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 1, 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 a 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 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 2 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 despite the fact 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;
- despite 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 2 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 2 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 a count or transfer under this clause, 2 or more candidates have surplus votes, the order of 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 a count or transfer under this clause, 2 or more candidates have equal surpluses, the order of 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 a count or transfer under this clause, a candidate obtains surplus votes, those surplus votes will not be transferred before the transfer of 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 2 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 a 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.

## Schedule 2—Transitional provision

An election may be held for the purposes of making appointments to the Board pursuant to the *Acts Interpretation Act 1915* prior to the commencement of section 6 of the Act and for the purposes of such an election—

- (a) a reference in these regulations to the *Board* is to be taken to be a reference to the Board as constituted under the repealed Act; and
- (b) a reference in these regulations to a *podiatrist* is to be taken to be a reference to a person who is a registered chiropodist under the repealed Act; and
- (c) a reference in these regulations to the *Registrar* is to be taken to be a reference to the person holding the office of Registrar of the Board under the repealed Act.

Note—

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

#### Made by the Governor's Deputy

with the advice and consent of the Executive Council on 19 January 2006

No 3 of 2006 DHSCS04/28part 2

# **Physiotherapy Practice (Election) Regulations 2006**

under the Physiotherapy Practice Act 2005

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#### Schedule 2—Transitional provision

#### **1—Short title**

These regulations may be cited as the Physiotherapy Practice (Election) Regulations 2006.

#### 2—Commencement

These regulations will come into operation on the day on which section 76 of the *Physiotherapy Practice Act 2005* comes into operation.

#### **3—Interpretation**

(1) In these regulations, unless the contrary intention appears—

Act means the Physiotherapy Practice Act 2005;

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 person for the time being holding, or acting in, the office of 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 am on polling day.

#### 4—Returning officer

The returning officer for an election under these regulations will be the Electoral Commissioner.

#### 5—Election to be conducted by returning officer

- (1) An election for the purposes of section 6(1)(a)(i) of the Act will be conducted by the returning officer—
  - (a) in accordance with these regulations; and
  - (b) to the extent that these regulations fail to deal with a matter that, in the opinion of the Electoral Commissioner, is necessary for the proper conduct of the election—in accordance with rules determined by the Electoral Commissioner in relation to that matter.
- (2) The Board is responsible for the costs and expenses incurred by the returning officer in conducting an election.

#### 6—Appointment of closing day and polling day

The returning officer will fix-

- (a) a day as closing day for an election; and
- (b) a day as polling day for an election.

#### 7—Advertisement of election

- (1) 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.
- (2) 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.

#### 8—Registrar to prepare roll

(1) The Registrar is responsible for the preparation of a voters roll for the purposes of an election.

Note—

Every person who is a physiotherapist at the time the voters roll is prepared is entitled to vote—see section 7(2) of the Act.

- (2) The voters roll to be used in a particular election must reflect entitlements to vote as they exist at 5 pm on the third business day after the day on which the advertisement relating to the election 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.

#### 9—Nomination

(1) The returning officer must prepare a nomination form for the purposes of an election (in a form determined by the returning officer).

Note—

Every physiotherapist is eligible to be a candidate for election—see section 6(1) of the Act.

- (2) A physiotherapist may be nominated as a candidate for an election by lodgement of a nomination form with the returning officer by 12 noon on closing day.
- (3) A nomination must be made by 2 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) other information required by the returning officer.
- (6) A profile 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;
  - (b) the profile must be in typed form or in legible handwriting and comply with other requirements as to form determined by the returning officer;
  - (c) the profile must not exceed 200 words;
  - (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) 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.
- (8) 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 instructions 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.
- (9) A dispute as to the validity of a nomination will be determined summarily by the returning officer.
- (10) A nominated candidate may at any time before the close of nominations, by written notice signed by the candidate and given to the returning officer, withdraw the nomination.

#### **10—Uncontested elections**

- (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) Within 7 days after making the declaration, the returning officer must cause a notice of the declaration to be placed in a newspaper circulating generally throughout the State.
- (3) The notice must set out—
  - (a) the date of the declaration; and
  - (b) the name of each successful candidate.
- (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 7 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) The notice 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 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.

#### **11—Preparation of ballot papers**

(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, 1 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.

#### 12—Issue of voting papers

- (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 must appear on a tear-off extension to the envelope flap.
- (3) The envelope 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 automatically cancels the original voting papers.

#### 13—Method of voting

- (1) To make a formal vote at an election a person must make a vote on the ballot paper—
  - (a) if only 1 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 1 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 1 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 nonconsecutive by reason only of the omission of 1 or more numbers from the series or the repetition of a number (not being the number 1); and
  - (b) if more than 1 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.

#### 14—Scrutineers

- (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 1 scrutineer may be appointed for each candidate.
- (4) The appointment of a scrutineer may be made by written notice served on the returning officer (personally or by post).

#### 15—Arranging papers for counting

- (1) The returning officer will, as soon as practicable after the close of voting for an election, with the assistance of persons appointed or nominated by the returning officer, and in the presence of 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; 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 informal ballot papers; and
- (f) arrange all unrejected ballot papers into appropriate parcels for counting.

#### 16—Method for counting based on principles of proportional representation

The returning officer will conduct the counting of votes in an election in accordance with the method set out in Schedule 1.

#### 17—Death of candidate

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.

#### 18—Declaration of result of election

- (1) When all vacancies have been filled by the making of provisional declarations under Schedule 1, the returning officer will formally declare the result of the election.
- (2) Within 7 days after making a formal declaration 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.

#### **19—Computer counting**

- (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 do so 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 a computer program is used, the method of counting votes under Schedule 1 may be modified according to the determination of the returning officer.

## Schedule 1—Method of counting votes

#### **1—Interpretation**

(1) In this Schedule—

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.

(2) For the purposes of clause 2, a reference to votes of or obtained or received by a candidate includes votes obtained or received by the candidate on transfer under that clause.

#### 2—Method of counting votes

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—
  - (i) dividing the total number of first preference votes by 1 more than the number of candidates required to be elected; and
  - (ii) increasing the quotient so obtained (disregarding any remainder) by 1,

and, if a 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) if the total number of all first preference votes does not exceed 150, the number of votes of a particular kind contained in the ballot papers will, for the purposes of this clause (including paragraph (a)), 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, if a continuing candidate has received a number of votes equal to or greater than the quota on the completion of a 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 a 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, if a continuing candidate has received a number of votes equal to or greater than the quota on the completion of a 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 1, 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 a 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 until the remaining votes of the excluded candidate have been transferred in accordance with paragraph (g)(i) and (ii) to continuing candidates;
- 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 2 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 despite the fact 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;
- despite 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—
  - 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 2 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 2 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 a count or transfer under this clause, 2 or more candidates have surplus votes, the order of 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 a count or transfer under this clause, 2 or more candidates have equal surpluses, the order of 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 a count or transfer under this clause, a candidate obtains surplus votes, those surplus votes will not be transferred before the transfer of 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 2 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 a 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.

# Schedule 2—Transitional provision

An election may be held for the purposes of making appointments to the Board pursuant to the *Acts Interpretation Act 1915* prior to the commencement of section 6 of the Act and for the purposes of such an election—

- (a) a reference in these regulations to the *Board* is to be taken to be a reference to the Board as constituted under the repealed Act; and
- (b) a reference in these regulations to a *physiotherapist* is to be taken to be a reference to a person who is a registered physiotherapist under the repealed Act; and
- (c) a reference in these regulations to the *Registrar* is to be taken to be a reference to the person holding the office of Registrar of the Board under the repealed Act.

#### Note—

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

#### Made by the Governor's Deputy

with the advice and consent of the Executive Council on 19 January 2006

No 4 of 2006 HEACS/05/059

# **Electoral Variation Regulations 2006**

under the Electoral Act 1985

## Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

Part 2—Variation of *Electoral Regulations* 1997

- 4 Variation of regulation 5—Forms
- 5 Variation of regulation 6—Prescribed authorities (section 27A)
- 6 Substitution of Schedule

Schedule 1—Forms

## Part 1—Preliminary

#### 1—Short title

These regulations may be cited as the Electoral Variation Regulations 2006.

#### 2—Commencement

These regulations come into operation on the day on which they are made.

#### **3**—Variation provisions

In these regulations, a provision under a heading referring to the variation of specified regulations varies the regulations so specified.

## Part 2—Variation of *Electoral Regulations* 1997

#### 4—Variation of regulation 5—Forms

Regulation 5(1)—delete "the Schedule" insert:

Schedule 1

#### 5—Variation of regulation 6—Prescribed authorities (section 27A)

Regulation 6(1)—after paragraph (d) insert:

(e) Central Northern Adelaide Health Service Incorporated.

#### 6—Substitution of Schedule

South Australia

Schedule—delete the Schedule and substitute:

#### Form 1 <u></u> ত 3 <u>0</u> Ungrouped Candidates ত v, ٥ ত <u>د</u> ی œ 🗌 <u></u> ٥ ত ত σ છ σ Ballot Paper for the Election of (a) Legislative Councillors You are not legally obliged to mark the ballot paper Grouped Candidates ٢ 0 <u></u> ত € ত ত ত £ <u></u> 9 <u></u> છ <u>0</u> ত ত্ত ত ত ত 0 **OR** Numbering all squares from 1 to (b) in the order of your choice Placing the number 1 in one of these squares to indicate the registered voting ticket(s) you wish to adopt for After voting, fold the ballot paper and place it in the ballot box or declaration envelope Issuing Officer Initials EITHER your vote Y8 BTOV YAM UOY

# Schedule 1—Forms

registered name or abbreviation of registered political party, or
composite name or composite abbreviation of two registered political parties; or

Insert here number of vacancies Insert here number of candidates

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If to be printed, insert here:

description 'independent'; or description independent; followed by not more than five additional words.

name of candidate

Insert

ত্ত

9



Ungrouped candidates

Ballot Paper for the Election of (a) Legislative Councillors You are not legally obliged to mark the ballot paper ∢ South Australia



Form 1A

<u></u>
Form 2

South Australia Ballot Election of one Member fo	r the House of Assembly				
DISTRICT OF (a) Number the squares from 1 to (b) in the order of your choice. You are not legally obliged to mark the ballot paper.					
(c)	(d)				
(c)	(d)				
(C)	(d)				
(c)	(d)				
(c)	(d)				
After voting, fold the ballot pa box or declaration envelope	per and place it in the ballot				

- (a) (b) (c) (d) Insert here name of District
- Insert here number of candidates
- Insert here name of candidate
  - If to be printed, Insert here:
    - the registered name or abbreviation of the political party; or the composite name or composite abbreviation of two \_
      - registered political parties; or the description 'Independent'; or

    - the description 'Independent' followed by not more than 5 additional words.

1. ELECTOR DETAILS		E ENVELOP	PE 1
	S - Please print i	firmly	
Name of District			
Surname			
Given Names			
Address for which elector claims to be enrolled (Postal and RSD Addresses are not acceptable)			
Date of Birth	Day	Month	Year
Reason for applying for a Declaration Vote			
<ul> <li>have not already voted ir</li> <li>completed my ballot papetime) on polling day.</li> <li>Signature or Mark of Elector</li> </ul>			(South Australian
Only if elector is voting Surname			
Given Names			
Address			
I certify that the elector signe (South Australian time) on po		laration in my pre	sence before 6pm
Signature of Authorised Witness			
Date	/ /	(	
3. ISSUING OFFICER I certify that the above elector election/referendum. Date of Election/Referendum			oting papers for this
		Postal	Declared
Type of Vote Tick one box	Over the count	ter)	
Type of Vote	farmently a second	ler)	
Type of Vote Tick one box Name of issuing office	farmently a second	ler)	

## 271

	ook er Pa	ge Number	Line Number
Name of District	i	gervamber	Line Number
1. ELECTOR DETAILS	S - Please print f	irmly	Bid Nilasak
Surname			
Given Names			
Address for which elector claims to be enrolled (Postal and RSD Addresses are not acceptable)			
Date of Birth	Day	Month	Year
If elector's name has changed since enrolling for the above address, provide previous name here.			
Tick Unenrolled one box Aiready Voted? Suppressed Address	I appear, as this election	s a result of an official e ied list of electors for the a result of an error, to h /referendum has been suppressed f	e district nave already voted
box Already Voted?	I appear, as this election	ied list of electors for the a result of an error, to h /referendum	e district nave already voted
one box Already Voted? Suppressed Address Signature or Mark of	on the certil l appear, as this election My address	ied list of electors for the a result of an error, to h /referendum has been suppressed f	e district nave already voted rom publication
Already Voted? Suppressed Address Signature or Mark of Elector 3. ISSUING OFFICER I certify that the elector signe Date of	on the certil l appear, as this election My address TO COMPLE	ied list of electors for the a result of an error, to h /referendum has been suppressed f <b>FE</b> aration in my presen	e district nave already voted rom publication

	CLARATION	clare that I: am entitled to a declaration vote; have not already voted in this election/referendum; confirm my personal details on this form are correct; and completed my ballot papers and this declaration before 6pm (South Australian time) on polling day.		AUTHORISED WITNESS TO COMPLETE				I certify that the elector signed/marked this declaration in my presence before 6 pm (South Australian time) on polling day.		1 1	
DTE ENVELOPE 3	2. ELECTOR DECLARATION	<ol> <li>I declare that I:</li> <li>am entitled to a declaration vote;</li> <li>have not already voted in this ele</li> <li>confirm my personal details on th</li> <li>completed my ballot papers and on polling day.</li> </ol>	Signature or Mark of Elector	3. AUTHORISED	Surname	Given Names	Address	I certify that the presence befor	Signature of Authorised Witness	Date	
DECLARATION VOTE ENVELOPE 3		DISTRICT Issue Reason Date of Birth									
	1. ELECTOR DETAILS	Elector Number Issue Date Election Date	Surname Given Names	Street Address	Suburb		Postal Address Details				

Only Only			lss	uing Officer Initials	
offic	Name	e of District	District Date		
1 00	MPLETE YOUR		loaco print		
	Surname	DETAILS - P		and a start of the	
Gi	ven Names				
Enro	lled Address				
RSD nu	ffice box numbers, mbers etc. are not - acceptable.)				
Da	ate of Birth	Day	Month	Year	
Dayti	me Phone No.				
	/referendum to me this address				
at 3. DE I declare • hav	this address			ons (tick one box):	
at 3. DE I declare • hav	this address CLARATION e that I: e not already voted i		following reas	ons (tick one box): d Pregnancy	
at 3. DE I declare • hav	this address CLARATION e that I: e not already voted i eligible for a postal v		following reas		
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# **QUALIFICATION TO APPLY FOR A POSTAL VOTE** You are entitled to apply for a postal vote if you are unable to vote at a booth on polling day for one of the following reasons -DISTANCE - More than 8 kilometres from any polling booth TRAVELLING **ILLNESS** - Sickness, infirmity or disability CARING FOR OTHERS - Caring for a person who is sick, infirm or disabled ADVANCED PREGNANCY **RELIGION** - Membership in a religious order or religious beliefs WORK - Working throughout the hours of polling **OBLIGATIONS OF WITNESS** An elector who is unable to write may, in the presence of an authorised witness, make his/her distinguishing MARK in the space provided for the applicant's signature. Authorised witness is any person (other than a candidate in the election) who is at least 18 years of age; can only witness this application if he/she has seen the applicant MARK it. **APPLICATION BY POST** Completed applications must be received by 5pm on the Thursday immediately before the election/referendum at the State Electoral Office, GPO Box 666, Adelaide SA 5001 134 Fullarton Rd, Rose Park SA 5001 or an appointed overseas office. The location of overseas offices will be published in local newspapers prior to the election/referendum and on the State

Electoral Office website at www.seo.sa.gov.au

#### Form 7

## Declaration by elector who applied by post but failed to receive voting papers

To the Returning Officer for the District of

(Insert Name of District)

	Surname	
Elector's Name and Enrolled Address	Given Names	
	Enrolled Address	

I declare that I failed to receive declaration voting papers in response to my postal application.

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		CABLU	L'ULLAN	and a little second	The state of the state of the

#### Polling Booth Manager to complete

I,	, Polling Booth Manager at the
poll (Name of Polling Place)	ing place, certify that the abovenamed
elector has been provided with the appropriate ballot parelection.	apers so that he/she may vote in this

Signature of Polling Booth Manager	•	Date		//	
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[19 January 2006

#### Form 8

ELECTORAL DISTRICT:

ELECTION DATE:

DUE DATE FOR RETURN OF NOTICE:

#### NOTICE OF APPARENT FAILURE TO VOTE

#### **Dear Elector**

My records appear to indicate that you did not vote at the State election held on the date given above.

It is an offence under section 85(7) of the *Electoral Act 1985* to fail to vote without a valid and sufficient reason. (Expiation fee: \$10; maximum penalty: \$50)

I am now offering you the opportunity to provide the reason for your apparent failure to vote (refer Section 2A or 2B of this Notice).

If the elector to whom this Notice is addressed is absent, or unable to respond, another elector who knows the facts may respond on the elector's behalf.

It is also an offence under section 85(7) to fail to complete, sign and return this Notice to the State Electoral Office by the date given above. (Expiation fee: \$10; maximum penalty \$50)

A reply paid envelope is provided. Please note that your returned Notice MUST be witnessed (refer Section 4 of the Notice).

#### ELECTORAL COMMISSIONER

Please Prin	nt					
Section 1	Name of Elector		Daytime Phone			
	Current Address		Date of Birth			
Section	Please complete either Section 2A or 2B					
2 A	l did vote					
	(Tick appropriate box)					
	at the polling place at					
	by post					
	pre poll in person at					
	(Our records will be re-checked against your clain	m.)				
	OR					
2 B	The reason for not voting					
Section	I declare that the information provided above	e is true to the bes	t of my knowledge.			
3 A	Signature of elector OR person completing t	he Notice				
3 B	Name and address of any person acting on t	pehalf of the electo	r			
	Name					
	Address					
	WITNESS SECTION	A				
4	The declaration was signed in my presence.	Address of Witne	955			
	Signature of Witness		•••••			

#### Note—

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

.....

...../....../.....

Date

## Made by the Governor's Deputy

with the advice and consent of the Executive Council on 19 January 2006

No 5 of 2006

AGO0170/04CS

## South Australia

# **Controlled Substances (Poisons) Variation Regulations 2006**

under the Controlled Substances Act 1984

## Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

#### Part 2—Variation of Controlled Substances (Poisons) Regulations 1996

4 Insertion of regulation 40B 40B Certificate of identification of authorised officers

## Part 1—Preliminary

#### **1—Short title**

These regulations may be cited as the *Controlled Substances (Poisons) Variation Regulations 2006.* 

## 2—Commencement

These regulations come into operation on the day on which they are made.

#### **3**—Variation provisions

In these regulations, a provision under a heading referring to the variation of specified regulations varies the regulations so specified.

## Part 2—Variation of Controlled Substances (Poisons) Regulations 1996

#### 4—Insertion of regulation 40B

After regulation 40A insert:

#### 40B—Certificate of identification of authorised officers

The prescribed form for a certificate of identification of an authorised officer under section 50(2) of the Act is a form that includes—

- (a) the full name, photograph and signature or copy of the signature of the authorised officer; and
- (b) the certificate number; and

- (c) the date of issue of the certificate; and
- (d) the signature or a copy of the signature of the Minister or the Minister's delegate.

#### Note—

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

#### Made by the Governor's Deputy

after consultation with the Controlled Substances Advisory Council and with the advice and consent of the Executive Council on 19 January 2006

No 6 of 2006

MMH05/002CS

## South Australia

# **Partnership Regulations 2006**

under the Partnership Act 1891

## Contents

- 1 Short title
- 2 Commencement
- 3 Interpretation
- 4 Voluntary winding up of incorporated limited partnerships
- 5 Winding up of incorporated limited partnership on Commission's certificate
- 6 Review of certificate as to requirement that incorporated limited partnership be wound up
- 7 Procedure for winding up required on Commission's certificate
- 8 Power to apply for directions on winding up required on Commission's certificate
- 9 Distribution of assets on winding up required on Commission's certificate
- 10 Displacement and application of Corporations legislation in relation to winding up
- 11 Commission to be notified of winding up
- 12 Cancellation of registration
- 13 Copy of order to be lodged with Commission
- 14 Fees

Schedule 1—Fees

Schedule 2—Revocation of Partnership (Limited Partnerships) Regulations 1997

#### 1—Short title

These regulations may be cited as the Partnership Regulations 2006.

## 2—Commencement

These regulations will come into operation on the day on which the *Partnership (Venture Capital Funds) Amendment Act 2005* comes into operation.

#### **3—Interpretation**

In these regulations, unless the contrary intention appears-

Act means the Partnership Act 1891;

*assets*, in relation to an incorporated limited partnership, means the assets remaining after satisfaction of the liabilities of the partnership and the costs, charges and expenses of the winding up of the incorporated limited partnership;

Corporations Act means the Corporations Act 2001 of the Commonwealth.

#### 4—Voluntary winding up of incorporated limited partnerships

- (1) Subject to subregulation (2), an incorporated limited partnership may be wound up voluntarily—
  - (a) if the partnership agreement sets out the terms on which the partnership may be voluntarily wound up—in accordance with the agreement; or
  - (b) subject to the partnership agreement—if the limited partners so resolve by special resolution.
- (2) An incorporated limited partnership may not be wound up voluntarily if—
  - (a) an application for the partnership to be wound up in insolvency has been filed in the Court; or
  - (b) the Court has ordered that the partnership be wound up in insolvency (whether or not the order was made on such an application).
- (3) On a voluntary winding up of an incorporated limited partnership—
  - (a) if the partnership agreement sets out how the assets are to be dealt with on a voluntary winding up—the assets must be dealt with accordingly;
  - (b) in any other case—the assets must be distributed among the partners in shares that are proportionate to their respective contributions of capital or property to the partnership.
- (4) A person aggrieved by the operation of this regulation in relation to the assets of an incorporated limited partnership may apply to the Court.
- (5) On an application under subregulation (4), the Court may make such orders that it considers necessary or appropriate in the circumstances.

## 5—Winding up of incorporated limited partnership on Commission's certificate

- (1) The Commission may, by written notice given to an incorporated limited partnership, require the partnership to show good cause as to why it should not be required to be wound up if the Commission considers that—
  - (a) the partnership has ceased to carry on business; or
  - (b) having been registered under Part 3 of the Act on the basis that the partnership is or is intended to be registered as a VCLP or an AFOF under Part 2 of the *Venture Capital Act 2002* of the Commonwealth—
    - (i) the partnership has not, within 2 years after its incorporation, registered under Part 2 of that Act as a VCLP or an AFOF; or
    - (ii) the partnership's registration under Part 2 of that Act has been revoked; or
  - (c) having been registered under Part 3 of the Act on the basis that the partnership is or is intended to be a venture capital management partnership (*VCMP*) within the meaning of section 94D(3) of the *Income Tax Assessment Act 1936* of the Commonwealth—it has ceased to meet, or has not within the period of 2 years after its incorporation met, the requirements set out in that section of that Act for recognition as a VCMP; or
  - (d) none of the partners is a limited partner; or
  - (e) incorporation of the partnership has been obtained by mistake or fraud; or
  - (f) the partnership exists for an illegal purpose.

- (2) If, at the end of 28 days after notice is given under subregulation (1), the Commission is satisfied that—
  - (a) the incorporated limited partnership should be required to be wound up; and
  - (b) good cause has not be shown why the incorporated limited partnership should not be required to be wound up,

the Commission may publish in the Gazette a certificate as to the requirement that the incorporated limited partnership be wound up.

- (3) The Commission must—
  - (a) as soon as possible after the publication of the certificate—give notice of the publication to the incorporated limited partnership; and
  - (b) as soon as practicable after giving notice of the publication under paragraph (a)—record the giving of the notice in the register.

# 6—Review of certificate as to requirement that incorporated limited partnership be wound up

- (1) A person whose interests are affected by a decision of the Commission to publish a certificate as to the requirement that an incorporated limited partnership be wound up may, within 28 days after the certificate is published, apply to the Court for review of the decision.
- (2) The operation of the certificate is suspended on the making of an application for review until the application is withdrawn or the review is decided.
- (3) The Court may, on a review—
  - (a) affirm the decision under review; or
  - (b) set aside the decision under review and cancel the certificate.
- (4) Nothing in this regulation prevents the Commission cancelling a certificate at any time after an application is made under subregulation (1).

#### 7—Procedure for winding up required on Commission's certificate

- (1) The winding up of an incorporated limited partnership required on a certificate of the Commission—
  - (a) must commence—
    - (i) if no application for review is made under regulation 6—within 28 days after the day on which the certificate is published;
    - (ii) if an application for review is made under regulation 6 and the Court affirms the decision to publish the certificate—within 28 days after the decision is affirmed by the Court; and
  - (b) must end by the day stated by the Commission in a notice given to the partnership, being a day not earlier than 60 days after the day on which the winding up must be so commenced.
- (2) On the commencement of the winding up of an incorporated limited partnership, the Commission may appoint a person, subject to conditions specified in the instrument of appointment, to be the liquidator of the partnership.

- (3) The liquidator of an incorporated limited partnership—
  - (a) need not be a registered liquidator under the Corporations Act; and
  - (b) has, subject to the conditions of appointment, all the powers and duties of a liquidator appointed to wind up a company under the Corporations Act; and
  - (c) may be a general partner in the partnership; and
  - (d) must, within 10 days after being appointed, publish a notice of the appointment in a newspaper circulating generally throughout the State; and
  - (e) must give the security (if any) for the exercise of the liquidator's functions that the Commission directs; and
  - (f) is entitled to receive the fees decided by the Commission; and
  - (g) may resign or, on cause shown, be removed by the Commission.
- (4) A vacancy occurring in the office of liquidator is to be filled by a person appointed by the Commission.
- (5) A liquidator who contravenes or fails to comply with a condition of appointment is guilty of an offence.

Maximum penalty: \$5 000.

(6) The reasonable costs of the winding up of an incorporated limited partnership required on a certificate of the Commission are payable out of the property of the partnership.

# 8—Power to apply for directions on winding up required on Commission's certificate

- (1) The liquidator of an incorporated limited partnership required to be wound up on a certificate of the Commission may apply to the Court for directions about the winding up.
- (2) On an application under subregulation (1), the Court may give directions and guidance, and make such orders, as it considers necessary or appropriate in the circumstances.

#### 9-Distribution of assets on winding up required on Commission's certificate

- (1) On a winding up of an incorporated limited partnership required on a certificate of the Commission—
  - (a) if the partnership agreement sets out how the assets are to be dealt with on such a winding up—the assets must be dealt with accordingly;
  - (b) in any other case—the assets are to be distributed among the partners in shares that are proportionate to their respective contributions of capital or property to the partnership.
- (2) A person aggrieved by the operation of this regulation in relation to the assets of an incorporated limited partnership may apply to the Court.
- (3) On an application under subregulation (2), the Court may make such orders that it considers necessary or appropriate in the circumstances.

# 10—Displacement and application of Corporations legislation in relation to winding up

(1) The winding up of an incorporated limited partnership is declared to be an excluded matter for the purposes of section 5F of the Corporations Act in relation to Part 5.7 (Winding up bodies other than companies) of that Act.

- (2) Part 5.7 of the Corporations Act applies, subject to the following changes, to the winding up of an incorporated limited partnership (other than a voluntary winding up or a winding up required on a certificate of the Commission):
  - (a) as if the incorporated limited partnership were a Part 5.7 body within the meaning of that Act;
  - (b) as if "or in the public interest" were inserted after "just and equitable" in section 583(c)(ii);
  - (c) as if paragraph (d) were deleted from section 583.
- (3) The Australian Securities and Investments Commission (*ASIC*) may exercise a function given to it under Part 5.7 of the Corporations Act as amended by subregulation (2) if—
  - (a) the function is exercised under an agreement or arrangement of the kind mentioned in section 11(8) or (9A)(b) of the *Australian Securities and Investments* Commission Act 2001 of the Commonwealth; and
  - (b) ASIC is authorised to exercise that function under section 11 of that Act.
- (4) Except where a function under Part 5.7 of the Corporations Act as amended by subregulation (2) has been given to ASIC (see subregulation (3)), that Part applies as if a reference in it to ASIC were a reference to the Commission.

#### 11—Commission to be notified of winding up

- (1) An incorporated limited partnership must give the Commission written notice of the commencement of the winding up of the partnership within 7 days after—
  - (a) the passing of a special resolution under regulation 4(1); or
  - (b) if paragraph (a) does not apply—the commencement of the winding up.
- (2) An incorporated limited partnership must give to the Commission written notice of the completion of the winding up of the partnership within 28 days after the completion stating the date on which the winding up was completed.
- (3) The Commission must, as soon as practicable after receiving a notice under this regulation, record the receipt of the notice in the register.
- (4) If subregulation (1) or (2) is not complied with, each general partner is guilty of an offence. Maximum penalty: \$2 500.

## 12—Cancellation of registration

- (1) The Commission must—
  - (a) by notice in the Gazette—cancel the registration of an incorporated limited partnership as soon as practicable after the partnership is wound up; and
  - (b) as soon as practicable after publication of the notice of cancellation—record the cancellation of the registration in the register.
- (2) An incorporated limited partnership ceases to exist on the cancellation of its registration.

## 13—Copy of order to be lodged with Commission

A limited partnership or incorporated limited partnership must, within 7 days of the District Court making an order under section 74 of the Act, lodge a copy of the order with the Commission.

Maximum penalty: \$1 250.

#### 14—Fees

- (1) The fees fixed by Schedule 1 are payable to the Commission for the purposes set out in the Schedule.
- (2) The Commission may waive, reduce or refund a fee (or part of a fee) payable under these regulations if satisfied that it is appropriate to do so in a particular case.

## Schedule 1—Fees

Application for registration of limited partnership (sections 52(1) and (3) of the Act)—	
(a) if the application is to operate also as an application for registration of the firm-name under the <i>Business Names Act 1996</i>	\$256.00
(b) in any other case	\$128.00
Application for registration of incorporated limited partnership (sections 52(1) and (3) of the Act)—	
(a) if the application is to operate also as an application for registration of the firm-name under the <i>Business Names Act 1996</i>	\$428.00
(b) in any other case	\$300.00
Inspection of Register (section 54(3) of the Act)	\$18.50
Copy (whether certified or not) of information in the Register (section 54(3) of the Act)	
(a) for first page	\$18.50
(b) for each additional page	\$1.00
Notification of change in registered particulars (section 55(1) of the Act)	\$26.75
Late notification of change in registered particulars (section 55 of the Act)-	
(a) if lodged not more than 1 month late	\$24.75
(b) if lodged more than 1 month late but not more than 3 months late	\$50.50
(c) if lodged more than 3 months late	\$108.00
Issue, on application, of certificate as to formation and registered particulars of limited partnership or incorporated limited partnership (section 56(2) of the the Act)	
(a) for first page	\$20.00
(b) for each additional page	\$1.00
Lodging copy of document evidencing incorporated limited partnership's status under <i>Venture Capital Act 2002</i> (Commonwealth) or <i>Income Tax Assessment</i> <i>Act 1936</i> (Commonwealth)	\$26.75
Notification by incorporated limited partnership of revocation or cessation (section 71E(3) of the Act)	\$14.80
Application for extension or exemption (section 81 of the Act)	\$60.50
	<ul> <li>(a) if the application is to operate also as an application for registration of the firm-name under the <i>Business Names Act 1996</i></li> <li>(b) in any other case</li> <li>Application for registration of incorporated limited partnership (sections 52(1) and (3) of the Act)— <ul> <li>(a) if the application is to operate also as an application for registration of the firm-name under the <i>Business Names Act 1996</i></li> <li>(b) in any other case</li> </ul> </li> <li>Inspection of Register (section 54(3) of the Act)</li> <li>Copy (whether certified or not) of information in the Register (section 54(3) of the Act)</li> <li>(a) for first page <ul> <li>(b) for each additional page</li> </ul> </li> <li>Notification of change in registered particulars (section 55(1) of the Act)— <ul> <li>(a) if lodged not more than 1 month late</li> <li>(b) if lodged more than 3 months late</li> </ul> </li> <li>(c) if lodged more than 3 months late</li> </ul> <li>Issue, on application, of certificate as to formation and registered particulars of limited partnership or incorporated limited partnership (section 56(2) of the the Act)</li> <li>(a) for first page <ul> <li>(b) for each additional page</li> </ul> </li> <li>Lodging copy of document evidencing incorporated limited partnership's status under <i>Venture Capital Act 2002</i> (Commonwealth) or <i>Income Tax Assessment Act 1936</i> (Commonwealth)</li> <li>Notification by incorporated limited partnership of revocation or cessation (section 71E(3) of the Act)</li>

# Schedule 2—Revocation of Partnership (Limited Partnerships) Regulations 1997

The Partnership (Limited Partnerships) Regulations 1997 are revoked.

Note—

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

#### Made by the Governor's Deputy

with the advice and consent of the Executive Council on 19 January 2006

No 7 of 2006

AGO0299/03CS

#### [19 January 2006

## South Australia

# South Australian Health Commission (Compensable and Non-Medicare Patients Fees) Variation Regulations 2006

under the South Australian Health Commission Act 1976

## Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

Part 2—Variation of South Australian Health Commission (Compensable and Non-Medicare Patients Fees) Regulations 2004

- 4 Variation of regulation 4—Fees
- 5 Variation of Schedule 2—Recognised hospitals: fees for non-admitted patients
- 6 Variation of Schedule 3—Recognised hospitals and incorporated health centres: accommodation, rehabilitation, domiciliary care and related fees
- 7 Insertion of Schedule 3A

Schedule 3A—Recognised hospitals: Australian Cranio Facial Unit and related fees

- 1 Interpretation
- 2 Fee for SAG patient
- 3 Fee for aliquot patient

## Part 1—Preliminary

#### **1—Short title**

These regulations may be cited as the South Australian Health Commission (Compensable and Non-Medicare Patients Fees) Variation Regulations 2006.

#### 2—Commencement

These regulations come into operation on the day on which they are made.

#### **3**—Variation provisions

In these regulations, a provision under a heading referring to the variation of specified regulations varies the regulations so specified.

## Part 2—Variation of South Australian Health Commission (Compensable and Non-Medicare Patients Fees) Regulations 2004

#### **4**—Variation of regulation **4**—Fees

(1) Regulation 4(1)—delete "subregulation (3)" and substitute:

subregulations (3) and (4)

(2) Regulation 4(2)—delete "subregulation (3)" and substitute:

subregulations (3) and (4)

(3) Regulation 4(3)—delete "The" and substitute:

Subject to subregulation (4), the

- (4) Regulation 4—after subregulation (3) insert:
  - (4) The fee to be charged by a recognised hospital for services of a kind set out in Schedule 3A provided to a public patient—
    - (a) who is not a compensable patient; and
    - (b) who is not a Medicare patient,

is the fee set out in, or determined in accordance with, that Schedule.

#### 5—Variation of Schedule 2—Recognised hospitals: fees for non-admitted patients

Schedule 2, clause 9, Table 5, item relating to Radiotherapy-delete the item

#### 6—Variation of Schedule 3—Recognised hospitals and incorporated health centres: accommodation, rehabilitation, domiciliary care and related fees

- (1) Schedule 3, heading—after "domiciliary care" insert:
  - , transportation
- (2) Schedule 3, clause 5—after its present contents (now to be designated as subclause (1)) insert:
  - (2) Where, in addition to providing a service referred to in this Schedule, a recognised hospital or incorporated health centre transports, or arranges for the transportation of, a patient to or from (or between different facilities of) the hospital or health centre, the hospital or health centre may charge an additional fee equal to the cost to the hospital or health centre of providing, or arranging for the provision of, that transportation.
  - (3) Subclause (2) does not apply to the transportation of a patient with a retrieval team provided by a recognised hospital where a retrieval fee for the provision of such a team by the hospital during transportation is applicable under Schedule 1 or 2.

#### 7—Insertion of Schedule 3A

After Schedule 3 insert:

## Schedule 3A—Recognised hospitals: Australian Cranio Facial Unit and related fees

#### **1—Interpretation**

In this Schedule, unless the contrary intention appears—

*aliquot public non-Medicare patient (aliquot patient)* means a public patient—

- (a) who is not a compensable patient or Medicare patient; and
- (b) who the Australian Cranio Facial Unit has undertaken in writing to admit for specified treatment or care as an aliquot patient for a specified fee;

*Australian Cranio Facial Unit* means the Australian Cranio Facial Unit of the Women's and Children's Hospital;

*occasion of service* means an occasion on which treatment or care is provided to a non-admitted patient and includes any diagnostic or imaging services performed as part of that treatment or care;

# South Australian Government Funded public non-Medicare patient (SAG patient) means a public patient—

- (a) who is not a compensable or Medicare patient; and
- (b) who the Australian Cranio Facial Unit has undertaken in writing to admit for specified treatment or care as a SAG patient for no fee;

*Women's and Children's Hospital* means the Women's and Children's Hospital facility of the Children, Youth and Women's Health Service Incorporated.

#### 2—Fee for SAG patient

- No fee is to be charged by a recognised hospital for Australian Cranio Facial Unit or related treatment or care of a South Australian Government Funded public non-Medicare patient.
- (2) In this clause—

*Australian Cranio Facial Unit or related treatment or care*, in relation to a SAG patient, means the following:

(a) a period of treatment, care and accommodation of an admitted patient by the Australian Cranio Facial Unit, or an occasion of service provided to a non-admitted patient by that Unit, where the treatment, care and accommodation, or occasion of service, forms part of the treatment or care for which the patient was admitted as a SAG patient;

- (b) a period of treatment, care and accommodation of an admitted patient by a recognised hospital, or an occasion of service provided to a non-admitted patient by a recognised hospital, where the treatment, care and accommodation, or occasion of service, is arranged by the Australian Cranio Facial Unit and is related to treatment or care of the patient by that Unit;
- (c) accommodation for a patient between or following admissions or occasions of service referred to above where the Australian Cranio Facial Unit determines that it is necessary for the proper treatment and care of the patient for the patient to remain in this State during that period;
- (d) accommodation for one escort of a patient while the patient is an admitted patient of a recognised hospital or during a period referred to in paragraph (c);
- (e) transportation of a patient between recognised hospitals or between different facilities of a recognised hospital,

but does not include the following:

- (f) the provision of meals to an escort of a patient;
- (g) the provision of meals to a patient other than while he or she is an admitted patient;
- (h) transportation of a patient or escort to or from a recognised hospital (other than as specified in paragraph (e)).

#### **3**—Fee for aliquot patient

- The fee to be charged by a recognised hospital for Australian Cranio Facial Unit treatment or care of an aliquot public non-Medicare patient is \$25 165.
- (2) In this clause—

*Australian Cranio Facial Unit treatment or care*, in relation to an aliquot patient, means the following:

- (a) a period of treatment, care and accommodation of an admitted patient by the Australian Cranio Facial Unit, or an occasion of service provided to a non-admitted patient by that Unit, where the treatment, care and accommodation, or occasion of service, forms part of the treatment or care for which the patient was admitted as an aliquot patient;
- (b) a period of treatment, care and accommodation of an admitted patient by any other part of the Women's and Children's Hospital, or an occasion of service provided to a non-admitted patient by any other part of that Hospital, where the treatment, care and accommodation, or occasion of service, is arranged by the Australian Cranio Facial Unit and is related to treatment or care of the patient by that Unit;

- (c) accommodation for a patient between or following admissions or occasions of service referred to above where the Australian Cranio Facial Unit determines that it is necessary for the proper treatment and care of the patient for the patient to remain in this State during that period;
- (d) accommodation for one escort of a patient while the patient is an admitted patient of the Women's and Children's Hospital (whether in the Australian Cranio Facial Unit or otherwise) or during a period referred to in paragraph (c),

but does not include the following:

- (e) the provision of meals to an escort of a patient;
- (f) the provision of meals to a patient other than while he or she is an admitted patient of the Women's and Children's Hospital (whether in the Australian Cranio Facial Unit or otherwise);
- (g) any transportation of a patient or escort.

#### Note—

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

#### Made by the Governor's Deputy

on the recommendation of the Minister for Health and with the advice and consent of the Executive Council

on 19 January 2006

No 8 of 2006

HEACS/05/074

#### South Australia

# **Development (River Murray) Variation Regulations 2006**

under the Development Act 1993

## Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

#### Part 2—Variation of Development Regulations 1993

- 4 Insertion of regulation 9A
- 9A Consultation with the Minister for the River Murray
- 5 Variation of regulation 27A—Special provision relating to River Murray
- 6 Variation of Schedule 2—Additional acts and activities constituting development
- 7 Variation of Schedule 8—Referrals and concurrences
- 8 Variation of Schedule 14—State agency development exempt from approval

## Part 1—Preliminary

#### **1—Short title**

These regulations may be cited as the Development (River Murray) Regulations 2006.

#### 2—Commencement

These regulations will come into operation on 1 February 2006.

#### **3**—Variation provisions

In these regulations, a provision under a heading referring to the variation of specified regulations varies the regulations so specified.

## Part 2—Variation of Development Regulations 1993

#### 4—Insertion of regulation 9A

After regulation 9 insert:

#### 9A—Consultation with the Minister for the River Murray

The following is prescribed under section 24(5) of the Act with respect to consultation with the Minister for the River Murray:

(a) the Minister should consult with the Minister for the River Murray—

- (i) before or during the period for public consultation on the relevant Plan Amendment Report under section 25(5)(b) or 26(4)(b) of the Act; and
- (ii) before the Minister gives any relevant approval under section 25(15) or 26(8) of the Act;
- (b) the Minister should, for the purposes of the consultation under paragraph (a)(ii), furnish to the Minister for the River Murray—
  - (i) in the case of an amendment being considered under section 25 of the Act—a copy of the report provided by the council under subsection (13)(a) of that section;
  - (ii) in the case of an amendment being considered under section 26 of the Act—a summary of any submissions received by the Minister under subsection (4) or (6) of that section;
- (c) subject to any extension or steps taken in the manner envisaged by section 24(6) of the Act, the period of 10 business days is prescribed under section 24(5) of the Act for the purposes of the consultation with the Minister for the River Murray under paragraph (a)(ii) of this regulation.

#### 5—Variation of regulation 27A—Special provision relating to River Murray

(1) Regulation 27A(1)(a)—after "a related operational Act" insert:

that is provided to that Minister in response to the referral of the application by that Minister to the other Minister or authority for comment and that is

(2) Regulation 27A(2)—delete subregulation (2)

## 6-Variation of Schedule 2-Additional acts and activities constituting development

Schedule 2, clause 6A(1)—delete "where the infrastructure is to be used for domestic purposes within a prescribed zone that applies for the purposes of item 19 of Schedule 8" and substitute:

- (c) where the infrastructure is being constructed, installed or placed by the Minister for the River Murray (or by a person who is undertaking works for or on behalf of that Minister); or
- (d) where the infrastructure is to be used for domestic purposes within a prescribed zone for the purposes of item 19 of Schedule 8.

#### 7—Variation of Schedule 8—Referrals and concurrences

(1) Schedule 8, clause 1(3), The Berri Barmera Council, Berri—after the present contents of this item (as it relates to Berri) insert:

#### Western Approach Zone

(2) Schedule 8, clause 1(3), Mid Murray Council—after the present contents of this item insert:

Blanchetown Service Centre (Blanchetown) Zone

(3) Schedule 8, clause 1(3), Rural City of Murray Bridge—delete:

Wellington Country Township Zone

(4) Schedule 8, clause 1(3), The Coorong District Council—delete:

Salt Creek Settlement Zone

(5) Schedule 8, clause 1(3), The Coorong District Council, Meningie—after the present contents of this item (as it relates to Meningie) insert:

Tourist Accommodation Zone Community Zone

Rural Living Zone

(6) Schedule 8, clause 1(3), The Coorong District Council—after the present contents of this item (as varied by this regulation) insert:

Tailem Bend Community Zone

Residential Zone Commercial Industry Zone

Town Centre Zone

- (7) Schedule 8, clause 1—after subclause (3) (and the accompanying note) insert:
  - (4) Despite the provisions of these regulations and, in particular, items 19, 20 and 21 of this Schedule, an application within the ambit of an exemption from the requirement to be referred to the Minister for the River Murray under section 37 of the *Development Act 1993* published by that Minister under section 22(18) of the *River Murray Act 2003* need not be referred to that Minister under this Schedule (and will not be subject to a Referral Fee under Schedule 6)<sup>1</sup>

Note—

- 1 An exemption issued by the Minister for the River Murray under section 22(18) of the *River Murray Act 2003* must be published in the Gazette. A list of the exemptions that have been issued may be found on the website of the Department of Water, Land and Biodiversity Conservation.
- (5) For the purposes of this Schedule—
  - (a) a reference to—
    - (i) the *River Murray Floodplain Area*; or
    - (ii) the River Murray Tributaries Area,

is a reference to the River Murray Protection Area so designated under the *River Murray Act 2003*; and

(b) a reference to the River Murray system is a reference to the River Murray system within the meaning of the *River Murray Act 2003*; and

- (c) native vegetation will be taken to be cleared if it is cleared within the meaning of the *Native Vegetation Act 1991*.
- (8) Schedule 8, clause 2, table, item 19(g)—after "involves the construction of a building," insert:
  - or the undertaking of an act or activity specified in clause 3 of Schedule 2,
- (9) Schedule 8, clause 2, table, item 19(g)(i)—delete subparagraph (i) and substitute:
  - (i) is within a prescribed zone under clause 1(3) and does not involve the performance of work in a watercourse or other water resource that forms part of the River Murray system, or on a bank or shore within 5 metres of the edge of a watercourse or other water resource that forms part of the River Murray system; or
- (10) Schedule 8, clause 2, table, item 19(g)(iv)—delete "attached or to be attached to a building"
- (11) Schedule 8, clause 2, table, item 19(g)—after subparagraph (iv) insert:

or

- (v) comprises an alteration or extension of an existing dwelling where the total floor area of the dwelling after the completion of the development will not exceed 94 square metres and any extension of the dwelling will not result in a part of the dwelling being closer to the River Murray; or
- (vi) is the construction of an aboveground or inflatable swimming pool, or a spa pool; or
- (12) Schedule 8, clause 2, table, item 19(i) and (j)—delete paragraphs (i) and (j) and substitute:
  - (i) the development involves the division of an allotment or allotments so as to result in—
    - (i) an additional 4 or more allotments; or
    - (ii) an additional 4 or more grants of occupancy (by the conferral or exercise of a right to occupy part only of an allotment); or
    - (iii) a mix of 4 or more allotments and separate grants of occupancy; or
  - (j) the development involves the creation of a new allotment or grant of occupancy through the division of an allotment where any part of the boundary of the new allotment or occupancy will have a frontage to a part of the River Murray system; or
  - (ja) the development involves the alteration of the boundaries of an allotment so as to result in—
    - (i) the allotment having a frontage to a part of the River Murray system; or
    - (ii) the allotment having an increase in its frontage to a part of the River Murray system; or
  - (jb) the development involves the creation of a caravan park, or the expansion or alteration of a caravan park so as to increase the capacity of the caravan park; or

- (13) Schedule 8, clause 2, table, item 20(e) and (f)—delete paragraphs (e) and (f) and substitute:
  - (e) the development involves the division of an allotment or allotments so as to result in—
    - (i) an additional 4 or more allotments; or
    - (ii) an additional 4 or more grants of occupancy (by the conferral or exercise of a right to occupy part only of an allotment); or
    - (iii) a mix of 4 or more allotments and separate grants of occupancy; or
  - (f) the development involves the creation of a new allotment or grant of occupancy through the division of an allotment where any part of the boundary of the new allotment or occupancy will have a frontage to a part of the River Murray system; or
  - (fa) the development involves the alteration of the boundaries of an allotment so as to result in—
    - (i) the allotment having a frontage to a part of the River Murray system; or
    - (ii) the allotment having an increase in its frontage to a part of the River Murray system; or

#### 8—Variation of Schedule 14—State agency development exempt from approval

Schedule 14—after clause 2 insert:

3 The following forms of development are excluded from the provisions of section 49 of the Act, namely the construction, reconstruction, alteration, repair or maintenance of infrastructure within the meaning of the *River Murray Act 2003* by the Minister for the River Murray (or by a person who is acting for or on behalf of that Minister) where the work is being undertaken in connection with the management of water flows within the River Murray system, as defined by that Act, for the purposes of the *River Murray Act 2003* or the *Murray-Darling Basin Act 1993*.

#### Note—

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

#### Made by the Governor's Deputy

with the advice and consent of the Executive Council on 19 January 2006

No 9 of 2006 CS05WLB11484

#### [19 January 2006

#### South Australia

# **River Murray Variation Regulations 2006**

under the River Murray Act 2003

## Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

Part 2—Variation of River Murray Regulations 2003

4 Insertion of regulation 6A 6A Referral of statutory instruments—section 22(2)

## Part 1—Preliminary

#### **1—Short title**

These regulations may be cited as the River Murray Variation Regulations 2006.

#### 2—Commencement

These regulations come into operation on the day on which they are made.

#### **3**—Variation provisions

In these regulations, a provision under a heading referring to the variation of specified regulations varies the regulations so specified.

## Part 2—Variation of *River Murray Regulations 2003*

#### 4—Insertion of regulation 6A

After regulation 6 insert:

#### 6A—Referral of statutory instruments—section 22(2)

Pursuant to section 22(2) of the Act, a plan of management prepared under section 38 of the *National Parks and Wildlife Act 1972* that relates to a reserve located wholly or partly within the Murray-Darling Basin is a statutory instrument of a prescribed class and must, when being prepared or amended, be referred to the Minister under section 22 of the *River Murray Act 2003* before public consultation in connection with the plan commences under section 38(3) of the *National Parks and Wildlife Act 1972*.

#### Note—

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

## Made by the Governor's Deputy

with the advice and consent of the Executive Council on 19 January 2006

No 10 of 2006 CS05WLB11484

## South Australia

# **Aquaculture Variation Regulations 2006**

under the Aquaculture Act 2001

## Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

## Part 2—Variation of Aquaculture Regulations 2005

- 4 Insertion of regulation 3A
- 3A Approval of Minister
- 5 Insertion of regulations 28A and 28B
- 28A Division of lease area
- 28B Division of licence area
- 6 Variation of regulation 31—Exemptions
- 7 Variation of Schedule 1—Fees

## Part 1—Preliminary

## **1—Short title**

These regulations may be cited as the Aquaculture Variation Regulations 2006.

## 2—Commencement

These regulations come into operation on the day on which they are made.

## **3**—Variation provisions

In these regulations, a provision under a heading referring to the variation of specified regulations varies the regulations so specified.

# Part 2—Variation of Aquaculture Regulations 2005

## 4—Insertion of regulation 3A

After regulation 3 insert:

## **3A**—Approval of Minister

(1) An approval given by the Minister under these regulations to a licensee may be subject to conditions.

(2) A licensee must comply with the conditions of an approval given to the licensee by the Minister under these regulations.
 Maximum penalty: \$5 000.
 Expiation fee: \$315.

#### 5—Insertion of regulations 28A and 28B

Before regulation 29 insert:

#### 28A—Division of lease area

- (1) The Minister may, on application by the holder of a development lease or production lease for division of the lease area into separate lease areas—
  - (a) substitute the original lease with leases of the same kind over the separate lease areas; and
  - (b) substitute the corresponding licences relating to the original lease with corresponding licences relating to the substituted leases.
- (2) The following rules apply to the substitution of leases and corresponding licences under this regulation:
  - (a) there must be no change in the persons holding a lease or corresponding licence;
  - (b) the substituted leases must be for the balance of the term of the original lease;
  - (c) the lease areas of the substituted leases must together make up the lease area of the original lease;
  - (d) the area in which a licensee is authorised to carry on aquaculture must not be altered;
  - (e) the conditions of a substituted lease or corresponding licence must be the same as the conditions of the original lease or corresponding licence, except for conditions designating a lease area or licence area, conditions relating to marking out the boundaries of a lease area or licence area or conditions relating a licence to a lease.
- (3) An application for division of a lease area into separate lease areas—
  - (a) must be made to the Minister in the manner and form required by the Minister; and
  - (b) must be accompanied by a plan delineating—
    - (i) the lease area of the original lease; and
    - (ii) the licence areas of the corresponding licences relating to the original lease; and
    - (iii) the separate lease areas into which the original lease area is to be divided; and
    - (iv) the licence areas of the corresponding licences that are to relate to the substituted leases over the separate lease areas; and

- (c) must be accompanied by the fee set out in Schedule 1.
- (4) The applicant must provide the Minister with any information required by the Minister in connection with the determination of the application, verified, if the Minister so requires, by statutory declaration.
- (5) While a licensee continues to hold a number of corresponding licences over adjoining licence areas as a result of the substitution of the licences under this regulation, the licences will, for the purposes of these regulations, be treated as a single licence held by the licensee over the aggregate of the adjoining licence areas.

#### 28B—Division of licence area

- (1) The Minister may, on application by the holder of an aquaculture licence for division of the licence area into separate licence areas, substitute the original licence with licences over the separate licence areas.
- (2) The following rules apply to the substitution of licences under this regulation:
  - (a) there must be no change in the persons holding a licence;
  - (b) the substituted licences must be for the balance of the term of the original licence;
  - (c) the licence areas of the substituted licences must together make up the licence area of the original licence;
  - (d) the conditions of a substituted licence must be the same as the conditions of the original licence, except for conditions designating a licence area or conditions relating to marking out the boundaries of a licence area.
- (3) An application for division of a licence area into separate licence areas—
  - (a) must be made to the Minister in the manner and form required by the Minister; and
  - (b) must be accompanied by a plan delineating—
    - (i) the licence area of the original licence; and
    - (ii) the separate licence areas into which the original licence area is to be divided; and
  - (c) must be accompanied by the fee set out in Schedule 1.
- (4) The applicant must provide the Minister with any information required by the Minister in connection with the determination of the application, verified, if the Minister so requires, by statutory declaration.

#### 6—Variation of regulation 31—Exemptions

Regulation 31—after subregulation (3) insert:

- (4) The following exemptions apply in relation to an application by a transitional lessee for the grant of a development lease over the transitional lease area, and an application by a transitional licensee for the grant of a corresponding licence relating to such a development lease:
  - (a) section 32 of the Act does not apply—the development lease may be granted to the transitional lessee in respect of an area whether or not it comprises or includes State waters within an aquaculture zone;
  - (b) section 33 of the Act does not apply—the development lease may be granted to the transitional lessee without an allocation process being undertaken;
  - (c) section 50(1)(b) of the Act does not apply—the Minister may decide that a corresponding licence will be granted containing specified conditions in connection with the application by the transitional lessee for the development lease without causing public notice of the application to be published.
- (5) For the purposes of this regulation—
  - (a) a *transitional lease* is a production lease purportedly granted under clause 3 of the Schedule of the Act to a person who was, immediately before the commencement of that clause, an applicant for a licence authorising aquaculture operations; and
  - (b) a *transitional lessee* is a person who, immediately before the commencement of this subregulation, held a transitional lease or a lease derived from a transitional lease (whether or not through a purported transfer of the lease and whether or not there has been any purported alteration of the boundaries of the lease area); and
  - (c) a lease will be taken to be *derived* from a transitional lease if the lease is one of a number of leases purportedly substituted for the transitional lease; and
  - (d) a *transitional licensee* is a person who, immediately before the commencement of this subregulation, held a corresponding licence purportedly granted in relation to a transitional lease or a lease derived from a transitional lease.

#### 7—Variation of Schedule 1—Fees

Schedule 1—after paragraph (g) insert:

- (h) application for division of lease area into separate lease areas (regulation 28A)—\$745;
- (i) application for division of licence area into separate licence areas (regulation 28B)—\$745.

#### Note—

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

## Made by the Governor's Deputy

with the advice and consent of the Executive Council on 19 January 2006

No 11 of 2006 MAFF05/0045CS

#### South Australia

## **Children's Protection Regulations 2006**

under the Children's Protection Act 1993

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#### **1—Short title**

These regulations may be cited as the Children's Protection Regulations 2006.

#### 2—Commencement

These regulations will come into operation on the day on which Schedule 2 of the *Children's Protection (Miscellaneous) Amendment Act 2005* comes into operation.

#### **3—Interpretation**

In these regulations—

Act means the Children's Protection Act 1993.

#### **4**—Definition of Department

For the purposes of the definition of *Department* in section 6(1) of the Act, the Department for Families and Communities is prescribed.

#### Note—

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

#### Made by the Governor's Deputy

with the advice and consent of the Executive Council on 19 January 2006

No 12 of 2006 MFC/CS/06/001

#### [19 January 2006

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ADELAIDE CITY COUNCIL

Declaration of a Public Road

NOTICE is hereby given pursuant to section 210 of the Local Government Act 1999, that at a future meeting Council intends to declare the following road to be Public Road:

The unnamed road off Osmond Street contained in certificate of title volume 5433, folio 748.

M. HEMMERLING, Chief Executive Officer

#### CITY OF PORT ADELAIDE ENFIELD

#### ROADS (OPENING AND CLOSING) ACT 1991

#### Road Closure-Lady Gowrie Drive, Largs Bay

NOTICE is hereby given pursuant to section 10 of the Roads (Opening and Closing) Act 1991, that the City of Port Adelaide Enfield proposes to make a Road Process Order to close and retain portion of Lady Gowrie Drive (the site of Largs Bay Sailing Club) as delineated and lettered 'A' on the Preliminary Plan No. 05/0071.

A copy of the plan and a statement of persons affected are available for public inspection at the Civic Centre, 163 St Vincent Street, Port Adelaide, S.A. 5015, the Council Offices situated in the Enfield, Greenacres and Parks Libraries and the Adelaide Office of the Surveyor-General during normal office hours.

Any application for easement or objection must set out the full name, address and details of the submission and must be fully supported by reasons.

The application for easement or objection must be made in writing to the Council, P.O. Box 110, Port Adelaide, S.A. 5015 within 28 days of this notice and a copy must be forwarded to the Surveyor-General, G.P.O. Box 1354, Adelaide, S.A. 5001. Where a submission is made, the Council will give notification of a meeting at which the matter will be considered.

Dated 19 January 2006.

H. J. WIERDA, City Manager

#### DISTRICT COUNCIL OF BARUNGA WEST

#### Appointments of Authorised Officers

NOTICE is hereby given that at a meeting of Council held on 13 December 2005, Council revokes all previous appointments and resolved to appoint the following officers as Authorised Officers for the District Council of Barunga West:

Local Government Act 1999 (section 260):

Nigel Andrew Hand (District Manager) Peter Benedict Ward (Deputy District Manager) Mark Marziale (Manager—Environmental Services) Robert Charles Linke (Manager—Works) Matthew Kendall Rose (Parks and Gardens Supervisor) Michael Allen Krieger (Authorised Officer) Steven Keith Daniel (Authorised Officer) John Dalle-Nogare (Environmental Health Officer)

Development Act 1993 (section 18): Nigel Andrew Hand (District Manager) Peter Benedict Ward (Deputy District Manager) Mark Marziale (Manager—Environmental Services) Robert Charles Linke (Manager—Works)

Environmental Protection Act 1993 (Part 10, Division 1): Nigel Andrew Hand (District Manager) Peter Benedict Ward (Deputy District Manager) Mark Marziale (Manager—Environmental Services) Robert Charles Linke (Manager—Works) Matthew Kendall Rose (Parks and Gardens Supervisor) Michael Allen Krieger (Authorised Officer) Steven Keith Daniel (Authorised Officer) John Dalle-Nogare (Environmental Health Officer) Dog and Cat Management Act 1995 (sections 27 (1) and 68 (1)):

Nigel Andrew Hand (District Manager) Peter Benedict Ward (Deputy District Manager) Mark Marziale (Manager—Environmental Services) Robert Charles Linke (Manager—Works) Matthew Kendall Rose (Parks and Gardens Supervisor) Michael Allen Krieger (Authorised Officer) Steven Keith Daniel (Authorised Officer) John Dalle-Nogare (Environmental Health Officer)

Impounding Act 1920:

Nigel Andrew Hand (District Manager) Peter Benedict Ward (Deputy District Manager) Mark Marziale (Manager—Environmental Services) Robert Charles Linke (Manager—Works) Matthew Kendall Rose (Parks and Gardens Supervisor) Michael Allen Krieger (Authorised Officer) Steven Keith Daniel (Authorised Officer) John Dalle-Nogare (Environmental Health Officer)

Road Traffic Act 1961 (section 35 (1a)):

Nigel Andrew Hand (District Manager) Peter Benedict Ward (Deputy District Manager) Mark Marziale (Manager—Environmental Services) Robert Charles Linke (Manager—Works) Matthew Kendall Rose (Parks and Gardens Supervisor) Michael Allen Krieger (Authorised Officer) Steven Keith Daniel (Authorised Officer)

Expiation of Offences Act 1996:

Nigel Andrew Hand (District Manager) Peter Benedict Ward (Deputy District Manager) Mark Marziale (Manager—Environmental Services) Robert Charles Linke (Manager—Works) Matthew Kendall Rose (Parks and Gardens Supervisor) Michael Allen Krieger (Authorised Officer) Steven Keith Daniel (Authorised Officer) John Dalle-Nogare (Environmental Health Officer)

Fire and Emergency Services Act 2005 (Part 3, Division 8 and Part 4, Divisions 7 and 8): Nigel Andrew Hand (District Manager) Peter Benedict Ward (Deputy District Manager) Robert Charles Linke (Manager—Works) Matthew Kendall Rose (Parks and Gardens Supervisor)

Public and Environment Health Act 1987 (section 7 (1)): John Dalle-Nogare (Environmental Health Officer)

Food Act 1985 (section 8 (2)):

John Dalle-Nogare (Environmental Health Officer)

N. HAND, District Manager

#### CLARE & GILBERT VALLEYS COUNCIL

#### Resignation of Councillor

NOTICE is hereby given in accordance with section 54 (6) of the Local Government Act 1999, that a vacancy has occurred in the office of Area Councillor, due to the resignation of Councillor Tom Chapman, to take effect from 7 December 2005.

M. GOLDSTONE, Chief Executive Officer

#### CLARE & GILBERT VALLEYS COUNCIL

Close of Roll for Supplementary Election

NOTICE is hereby given that due to the resignation of a member of the Council, a supplementary election will be necessary to fill the vacancy of an Area Councillor for Clare & Gilbert Valleys Council.

The voters roll to conduct this supplementary election will close at 5 p.m. on Tuesday, 31 January 2006.

Nominations to fill the vacancy will open on Thursday, 23 February 2006 and will be received up until 12 noon on Thursday, 16 March 2006.

The election will be conducted entirely by post with the return of ballot material to reach the Returning Officer no later than 12 noon on Tuesday, 18 April 2006.

K. MOUSLEY, Returning Officer

#### DISTRICT COUNCIL OF CLEVE

#### Adoption of Community Land Management Plan

NOTICE is hereby given pursuant to section 197 (3) of the Local Government Act 1999, that following community consultation the District Council of Cleve at its meeting held on 9 December 2005, resolved to adopt a Community Land Management Plan for section 108 in the Hundred of Pascoe, Darke Peak.

F. L. GILLINGS, Chief Executive Officer

#### DISTRICT COUNCIL OF MOUNT BARKER

#### ROADS (OPENING AND CLOSING) ACT 1991

#### Road Closure—Nairne

NOTICE is hereby given, pursuant to section 10 of the Roads (Opening and Closing) Act 1991, that the District Council of Mount Barker proposes to make a Road Process Order to close and retain the whole of the public roads north of West Terrace and west of North Road and between William and Nixon Streets, more particularly delineated and lettered 'C' and 'D' (respectively) in Preliminary Plan No. 05/0063.

Subject to an easement to the South Australian Water Corporation.

A copy of the plan and a statement of persons affected are available for public inspection at the offices of the Council, 23 Mann Street, Mount Barker and the Adelaide office of the Surveyor-General, 101 Grenfell Street, Adelaide, 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 Council, P.O. Box 54, Mount Barker, S.A. 5251, within 28 days of this notice and a copy shall be forwarded to the Surveyor-General, G.P.O. Box 1354, Adelaide, S.A. 5001. 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 17 January 2006.

A. STUART, Chief Executive Officer

IN the matter of the estates of the undermentioned deceased persons:

Backshall, Lilian Jane, late of Young Street, Kingston S.E., widow, who died on 10 November 2005.

- Baker, Pannikan, late of Indulkana, groundsman, who died on 1 December 2000.
- Bowen, Elsie Matilda, late of 336 Kensington Road, Leabrook, of no occupation, who died on 17 November 2005.

Bralis, Suzanne Beate Agnes, late of Barnes Road, Glynde, retired comptometrist, who died on 10 November 2005

- Brewster, Christina Mary, late of 19A Windsor Road, Glenside, home duties, who died on 28 September 2005.
- Burgess, Lucy Beryl, late of 31 Clara Street, Wallaroo, widow, who died on 13 November 2005.
- Cannan, Garth Ivan, late of 17 Sage Crescent, Woodville West, retired plant operator, who died on 14 November 2005.

Coombes, Evelyn, late of 122 Esplanade, Semaphore, of no occupation, who died on 17 June 2005.

Doak, Dorothy Edna, late of 5 Miller Street, Mount Gambier, home duties, who died on 3 September 2005. Duncan, Mary Cardwell, late of 14 Frew Street, Fullarton,

- widow, who died on 24 October 2005.
- Evans, Harry Gordon, late of 2 Jelley Street, Woodville, retired storeman, who died on 26 October 2005.
- Finch, Eileen Barbara, late of 148 Hancock Road, St Agnes, home duties, who died on 26 June 2005.
- Florence, Alexis Joan, late of 7 Railway Terrace, Old Reynella, retired shop assistant, who died on 28 May 2005.
- Fromm, Evelyn Joyce, late of 59-67 Joyce Street, Murray Bridge, of no occupation, who died on 15 July 2005. Fuss, Colin John, late of 1A Virginia Grove, Panorama, retired
- bank manager, who died on 14 October 2005.
- Goodwin, Brenton Craig, late of Sir James Hardy Way, Woodcroft, of no occupation, who died on 14 August 2005.
- Heinicke, Cora Uldene, late of 17 Margaret Avenue, Hope Valley, of no occupation, who died on 31 October 2005.
- Hibbird, Peter, late of 10 Morton Road, Christie Downs, of no occupation, who died on 26 November 2005.
- Hicks, Eric Charles Francis, late of 1A Lyn Street, Aberfoyle Park, retired woodwork instructor, who died on 14 October 2005
- Hobson, Rubina Bertha, late of 52 Dunrobin Road, Hove, widow, who died on 3 November 2005.
- Holberton, Mervyn Henry, late of 98 Military Road, Semaphore South, retired handyman/gardener, who died on 22 October 2005.
- Kimber, Hugh Robert Reid, late of 38 Birch Road, Stirling, retired public servant, who died on 5 October 2005.
- Letford, James Quigley, late of 8 Elmgrove Road, Salisbury North, retired press operator, who died on 10 October 2005.
- Lloyd, Norman Barry, late of 2 Matthews Street, Port Augusta, retired railways employee, who died on 5 October 2005. Magnusson, Ronald William, late of 18 Marjoram Street,
- Rosewater, retired school teacher, who died on 14 September 2005.
- Mander, Jean Beatrice, late of 160 Walkerville Terrace, Walkerville, of no occupation, who died on 18 September 2005.
- McAinsh, Audrey Joyce, late of 34 Molesworth Street, North Adelaide, of no occupation, who died on 25 October 2005.
- McGee, Lola Joy, late of 26 River Road, Port Noarlunga, of no occupation, who died on 19 July 2005.
- McSheffrey, Mary McCafferty, late of 7 Lancelot Drive, Daw Park, widow, who died on 10 October 2005.
- Moss, Shirley Reta, late of 30 Sussex Terrace, Westbourne Park, retired co-ordinator, who died on 1 November 2005
- *Needs, Lilian Evelyn May,* late of 60 States Road, Morphett Vale, of no occupation, who died on 17 October 2005.
- Parker, Gweneth Mary, late of 262 Cross Road, Kings Park, widow, who died on 30 October 2005.
- Penhall, Shirley Elsie, late of 150 Adams Road, Craigmore, of no occupation, who died on 26 September 2005.
- Petrillo, Giovannina, late of 580 Lower North East Road, Campbelltown, of no occupation, who died on 6 October 2005.
- Pettit, Estelle Agnes, late of 18 Trafford Street, Angle Park, of no occupation, who died on 29 August 2005.
- Rouse, Sybil Joyce, late of 282 Sturt Road, Marion, home duties, who died on 26 October 2005
- Saul, Eileen Constance, late of 7 Sturdee Street, Broadview, retired clerical officer, who died on 22 November 2005.
- Skoniecki, Sonja, late of corner of Fort Street and Sylvan Way, Grange, of no occupation, who died on 26 January 2005.
- Souter, Margaret Sue, late of Supple Road, Waterloo Corner, retired clerical officer, who died on 27 October 2005.
- Stagg, Leslie James, late of Everard Street, Largs Bay, retired bus inspector, who died on 7 October 2005
- Tildesley, Pauline Sheila Ruth, late of 30 Shillabeer Road, Elizabeth Park, widow, who died on 1 November 2005.
- Zacharzeski, Dolly, late of 30 Sussex Terrace, Westbourne Park, of no occupation, who died on 23 October 2005.
- Zimmermann, Roma Hazel, late of 52 Dunrobin Road, Hove, of no occupation, who died on 10 November 2005.

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 17 February 2006, 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 19 January 2006.

C. J. O'LOUGHLIN, Public Trustee

SOUTH AUSTRALIA—In the Supreme Court. No. 297 of 2004. In the matter of Mitsubishi Motors Australia Ltd (Plaintiff) and Kazimir Kowalski (Defendant).

#### Notice of Vexatious Litigant

Take notice that on 19 April 2005, the Honourable Justice Bleby made the following orders in the Supreme Court of South Australia:

'The Court orders that:

1. The defendant be and is hereby prohibited from instituting further proceedings, whether civil or criminal, in a prescribed court as defined in section 39 (6) of the Supreme Court Act 1935, against the plaintiff or any corporation related to the plaintiff or any present or former employee or agent of the plaintiff, without leave of the Court.

2. The following proceedings instituted by the defendant be stayed:

- (a) application pursuant to section 97 of the Workers Rehabilitation and Compensation Act 1986, made on 5 July 2005, No. 4612 of 2004;
- (b) appeal in matter No. 4612 of 2004, referred to in subparagraph (a) instituted on 3 August 2004, against the direction of the President of the Workers Compensation Tribunal pursuant to Rule 10 (1) of the Workers Compensation Tribunal Rules 2001, to strike out the proceedings referred to in subparagraph (a).

3. For the purpose of this order a corporation related to the plaintiff means a corporation that is related to the plaintiff by virtue of section 50 of the Corporations Act 2001 (Common-wealth).

4. The defendant pay the plaintiff's costs of the action.

5. The plaintiff have liberty to apply to vary paragraph 2 in respect of any other proceedings instituted by the defendant.'

FOUNTAIN & BÖNIG, Specialist Lawyers, 182 Melbourne Street, North Adelaide, S.A. 5006.

#### UNCLAIMED MONEYS ACT 1891

#### Register of Unclaimed Moneys Held by Bridgestone Australia Ltd as at January 2006

Name and Address of Owner on Books	Total Amount Due to Owner \$
Leila M. Avery, P.O. Box 190, Mittagong, N.S.W. 2575	30.45
Leila M. Avery, P.O. Box 190, Mittagong, N.S.W. 2575	20.30
Jonathan Beng Hock Sim, P.O. Box 978, Pymble, N.S.W. 2073	15.00
Alan Gordon Bennett, (Estate), c/o S. Bennett, 68 Eldorado Street, Tuart Hill, W.A. 6060	13.13
Peter John Cruise and Brenton Phillip Lynch, 268 Coombe Street, Nangwarry, S.A. 5277	40.58
Peter John Cruise and Brenton Phillip Lynch, 268 Coombe Street, Nangwarry, S.A. 5277 Peter John Cruise and Brenton Phillip Lynch, 268 Coombe Street, Nangwarry, S.A. 5277	75.00 50.00
April Joy Davey, c/o 15 Condada Avenue, Park Holme, S.A. 5043	22.50
April Joy Davey, c/o 15 Condada Avenue, Park Holme, S.A. 5043	15.00
William Ronald Dawson, 99 Alfrieda Street, St Albans, Vic. 3021	37.50
Estate of the late Helen H. Collins, c/o SB Powell & Co., 19 Tunstall Square, East Doncaster, Vic. 3109	76.50
Estate of the late Rosalie A. Smith, c/o Mason Westover Rowe Homburg, P.O. Box 221, Murray Bridge, S.A. 5253 Estate of the late R. V. Hutchingson, c/o Murphy & Moloney, Level 11, 9-13 Castlereagh Street, Sydney, N.S.W.	27.05
2000 Noriyuki Kawaguchi, 6353-26 Yamato Nishimuta, Chikugo-Shi Fukuoka Prefecture, Japan	13.45
Noriyuki Kawaguchi, 6353-26 Yamato Nishimuta, Chikugo-Shi Fukuoka Prefecture, Japan	$150.00 \\ 100.00$
Julie M. Law, 21 Woodward Avenue, Strathfield, N.S.W. 2135	44.80
Andrew A. Markwell, c/o 33 Commercial Road, Hyde Park, S.A. 5061	20.18
Andrew A. Markwell, c/o 33 Commercial Road, Hvde Park, S.A. 5061	13.45
Jane Merrigan, 79 Grant Avenue, Toorak Gardens, S.A. 5065	16.95
Jane Merrigan, 79 Grant Avenue, Toorak Gardens, S.A. 5065	11.30
John O'Brien, 245 Lygon Street, East Brunswick, Vic. 3057	11.25
Kathleen Lillian Quirke, 14 Michigan Drive, Highbury, S.A. 5089	10.10
Jane and Doreen Ridgley, 54 Wellington Crescent, Torquay, Qld 4655 Jane and Doreen Ridgley, 54 Wellington Crescent, Torquay, Qld 4655	22.50 15.00
Michela V. Skerbec, 10 Wright Street, Balmoral, Qld 4171	105.00
Michela V. Skerbec, 10 Wright Street, Balmoral, Qld 4171	70.00
Nikolas Alexander Tumbri, 132 George Street, Fitzroy, Vic. 3065	32.50
John G. Wilson, (Estate), 46 Kent Road, North Ryde, N.S.W. 2113	20.33
John G. Wilson, (Estate), 46 Kent Road, North Ryde, N.S.W. 2113	13.55
Leila M. Avery, P.O. Box 190, Mittagong, N.S.W. 2575	20.30
Leila M. Avery, P.O. Box 190, Mittagong, N.S.W. 2575.	30.45
Alan Gordon Bennett, (Estate), c/o S. Bennett, 68 Eldorado Street, Tuart Hill, W.A. 6060 Doris Bland, 37 Golflands Terrace, Glenelg North, S.A. 5045	13.13 15.00
Claire L. Bohlens, 13 Vincent Street, Adelaide, S.A. 5000	27.05
Claire L. Bohlens, 13 Vincent Street, Adelaide, S.A. 5000	40.58
Peter John Cruise and Brenton Phillip Lynch, 268 Coombe Street, Nangwarry, S.A. 5277	50.00
Peter John Cruise and Brenton Phillip Lynch, 268 Coombe Street, Nangwarry, S.A. 5277	75.00
April Joy Davey, c/o 15 Condada Avenue, Park Holme, S.A. 5043	15.00
April Joy Davey, c/o 15 Condada Avenue, Park Holme, S.A. 5043	22.50
Gertrude Lousia Gigney, Unit 3, 22 Torrens Street, Linden Park, S.A. 5065.	180.00
Noriyuki Kawaguchi, 6353-26 Yamato Nishimuta, Chikugo-Shi Fukuoka Prefecture, Japan Noriyuki Kawaguchi, 6353-26 Yamato Nishimuta, Chikugo-Shi Fukuoka Prefecture, Japan	$100.00 \\ 150.00$
Byrone Jean Kuss, 17 Northcote Terrace, Medindie, S.A. 5081	60.00
Mark Batten Leaver, c/o 19 King Edward Avenue, Hawthorn, S.A. 5062.	50.85
Mark Batten Leaver, c/o 19 King Edward Avenue, Hawthorn, S.A. 5062	76.28
Jane Merrigan, 59 Grant Avenue, Toorak Gardens, S.A. 5065	11.30
Jane Merrigan, 59 Grant Avenue, Toorak Gardens, S.A. 5065	16.95
John O'Brien, 245 Lygon Street, East Brunswick, Vic. 3057	11.25
PGB Pty Ltd, c/o P. Brock, 365 Doctors Gully Road, Nutfield, Vic. 3099	37.50
Karina Nicole Pinksterboer, 9 Lilac Street, Tea Tree Gully, S.A. 5091 Jane and Doreen Ridgley, 54 Wellington Crescent, Torquay, Qld 4655	10.00 15.00
Jane and Doreen Ridgley, 54 Wellington Crescent, Torquay, Qld 4655	22.50
Michela V. Skerbec, 10 Wright Street, Balmoral, Qld 4171.	70.00
Michela V. Skerbec, 10 Wright Street, Balmoral, Qld 4171	105.00
The Standards Product Company, c/o Womersley & Co., 5th Floor, 2401 South Gully Road, Dearborn, MI, U.S. 48124-2486	5 864.20
Kathleen I. Thomas, (Estate), Epworth Building, 33 Pirie Street, Adelaide, S.A. 5000	39.80
Richard John Waters, Lewis Road, Karaka, RDI Papakura, New Zealand	150.00
John G. Wilson, (Estate), 46 Kent Road, North Ryde, N.S.W. 2113 John G. Wilson, (Estate), 46 Kent Road, North Ryde, N.S.W. 2113	13.55 20.33

#### UNCLAIMED MONEYS ACT 1891

#### Register of Unclaimed Moneys held by The Community Co-operative Store (Nuriootpa) Ltd

Name and Address of Owner	Amount \$	Date
A. L. Atze, Penrice Road, Angaston, S.A. 5353	105.69	6.3.00
Ace Livestock Consulting, P.O. Box 108, Williamstown, S.A. 5351	233.71	27.9.00
G. J. Aird, 11 McCormack Street, Kapunda, S.A. 5373	186.45	29.12.99
G. F. Adderley, P.O. Box 9, Daveyston, via Nuriootpa, S.A. 5355 S. Argent, 15 Hoffmann Avenue, Tanunda, S.A. 5352	25.05 65.09	2.3.00 29.9.00
J. A. Adams, P.O. Box 280, Morgan, S.A. 5320	125.14	28.3.00
J. E. Baverstock, 43 Hill Street, Campbelltown, S.A. 5074	34.20	16.2.00
B. G. Baird, 15 Buchanan Street, Smithfield Plains, S.A. 5114	86.79	8.12.00
A. M. Batchelor, Savings Bank, Kapunda, S.A. 5373 R. W. Button, Post Office, Keyneton, S.A. 5353	39.73 589.46	20.8.01 30.1.01
D. Baldwin, 11 The Strand, Largs North, S.A. 5016	397.39	30.4.00
G. Bramberger, P.O. Box 19, Keyneton, S.A. 5353	107.55	30.5.00
E. O. and B. L. Bagdan, 50 Radford Road, Angaston, S.A. 5353	52.23	5.4.00
P. E. Brooks, 8 Fitzroy Avenue, Red Cliffs, Vic. 3496 D. P. Bull, P.O. Box 595, Tanunda, S.A. 5352	$   \begin{array}{r}     105.18 \\     48.38   \end{array} $	3.10.00 13.9.00
S. E. Berger, Nuriootpa High School, Nuriootpa, S.A. 5355	25.40	28.1.00
T. M. Billingsley, Unit 2, 81 Colton Avenue, Magill, S.A. 5072	216.82	17.12.99
H. M. Bergen, P.O. Box 726, Lyndoch, S.A. 5351	65.95	28.10.99
D. J. Babbage, 4 Ghost Gum Court, Albany Creek, Qld 4035	167.08	26.4.00
M. Bizzai, 9 Sibley Street, Angaston, S.A. 5353 J. L. Burgess, Unit 6, 9 High Street, Gawler East, S.A. 5118	22.95 18.37	19.6.00 18.8.99
J. S. Beverley, 4 Matz Court, Gawler East, S.A. 5118	26.55	1.6.99
F. Bavage, 1/8 Wal Linke Place, Nuriootpa, S.A. 5355	76.30	31.3.00
D. J. Bartsch, P.O. Box 3583, Alice Springs, N.T. 0871	98.87	27.1.99
S. M. Brown, c/o Lindsay Park Stud, Angaston, S.A. 5353	151.66 106.19	28.3.00 30.5.00
P. A. Baker, P.O. Box 66, Greenock, S.A. 5360 B. Y. Buxton, P.O. Box 409, Williamstown, S.A. 5351	28.30	26.8.00
R. Bennett, 3 Wintney Street, Evanston, S.A. 5116	13.33	11.12.98
D. Belton, 6 Rohde Street, Freeling, S.A. 5372	295.52	28.3.00
C. Bonnici, 101 Sunnyvale Avenue, Gawler East, S.A. 5118	21.09	28.1.00
P. and S. Brenton, 25 Forestall Road, Elizabeth Downs, S.A. 5113 C. M. Budd, 7 Madeira Street, Nuriootpa, S.A. 5355	15.72 15.04	21.12.99 31.12.99
S. G. Busson and T. S. Facer, c/o Post Office, Angaston, S.A. 5353	55.80	22.6.00
M. Brooks, P.O. Box 466, Freeling, S.A. 5372	22.43	15.9.00
T. J. and F. J. Carter, 17 Fourth Street, Nuriootpa, S.A. 5355	113.82	26.10.98
P. F. and S. Carter, P.O. Box 1513, Gawler, S.A. 5118	88.82 182.44	31.12.99
A. P. Clothier, 17 Para Avenue, Nuriootpa, S.A. 5355 G. M. Clothier, 17 Para Avenue, Nuriootpa, S.A. 5355	182.44	26.11.03 26.11.03
M. J. Cutting, Mobil Roadhouse, Truro, S.A. 5356	88.41	26.10.99
R. A. and M. M. Crawford, 2/8 MacDonnell Street, Tanunda, S.A. 5352	225.43	23.6.00
D. Carsley, 12 Harriet Street, Kapunda, S.A. 5373	41.38	30.3.99
A. G. Coghlan, P.O. Box 311, Nuriootpa, S.A. 5355 A. Cunningham, P.O. Box 34, Light Pass, S.A. 5355	64.61 20.09	31.1.01 14.12.98
D. M. Clark, P.O. Box 169, Truro, S.A. 5356	48.93	19.1.00
C. L. Colquhoun, Hempel Road, Greenock, S.A. 5360	20.45	27.3.00
D. and M. Crago, 4 Murray Terrace, Riverton, S.A. 5412	14.24	27.9.00
J. A. Cameron, 26 Robert Erwin Crescent, Tanunda, S.A. 5352 S. Coulson, Unit 2, 10 Kalingal Avenue, Nuriootpa, S.A. 5355	71.62 20.64	27.9.00 12.9.00
E. L. Corbally, 29 Baird Street, Nuriootpa, S.A. 5355	10.53	1.11.00
J. M. Cakebread, 5 Maria Street, Salisbury Downs, S.A. 5108	22.87	27.12.00
R. Davey, 12 Horst Crescent, Swan Reach, S.A. 5354	32.92	10.11.98
J. G. Dunn, Palm Villa, 1 Springhead Road, Mount Torrens, S.A. 5244 J. M. B. and J. A. Devine, 23 Moody Street, Manunda, Qld 4870	299.51 327.51	20.1.00 28.1.98
Rev. M. L. and S. H. Doecke, P.O. Box 296, Tanunda, S.A. 5352	194.98	10.3.00
J. G. Dewell, Melrose Street, Mount Pleasant, S.A. 5235	66.07	3.6.99
R. G. Dayman, P.O. Box 572, Angaston, S.A. 5353	183.05	5.9.00
B. J. and V. L. Duldig (Builder), P.O. Box 136, Truro, S.A. 5356	94.89	1.5.00
J. A. Doecke, P.O. Box 251, Kapunda, S.A. 5373 A. M. Dickens, 9 Railway Terrace, Hamley Bridge, S.A. 5401	49.30 146.80	17.4.01 20.7.00
P. S. Durand, P.O. Box 204, Angaston, S.A. 5353.	11.77	27.11.00
G. P. and S. Docking, P.O. Box 18, Stockwell, S.A. 5355	27.80	26.8.00
G. J. Doran, 9 Edinburgh Street, Tanunda, S.A. 5352	15.99	6.3.00
T. J. Daly, 69 Way Street, Kilburn, S.A. 5084 H. and I. Ennis, Government Road, Julia, S.A. 5374	53.03 96.52	19.10.01 16.2.00
J. E. Eder, P.O. Box 386, Lyndoch, S.A. 5351	191.32	14.12.98
P. J. Engleson, 8 Penny Street, Ridgehaven, S.A. 5097	11.97	30.12.98
K. M. Eberhard, c/o Lindsay Park Štud, Angaston, S.A. 5353	35.28	6.6.00
A. J. Ford, 30 Murray Street, Angaston, S.A. 5353 A. E. Frith, 20 Gothic Avenue, Nuriootpa, S.A. 5355	652.84 18.36	$18.1.01 \\ 30.1.02$
D. F. Fleming, 3 Roberts Court, Nuriootpa, S.A. 5355	41.21	8.1.01
A. Falkenberg, Unit 5, 2 Moculta Road, Angaston, S.A. 5353	49.78	14.12.00
H. M. Foster, 24 Homburg Street, Tanunda, S.A. 5352	68.08	23.9.99
L. D. and P. L. Goodrich, P.O. Box 178, Kapunda, S.A. 5373 L. J. Gehlken, 24 Arcowie Road, Dernancourt, S.A. 5075	32.53	15.10.98
B. C. Gniel, P.O. Box 471, Nuriootpa, S.A. 5355	11.57 141.45	1.3.99 6.6.00
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## THE SOUTH AUSTRALIAN GOVERNMENT GAZETTE

Name and Address of Owner	Amount \$	Date
M. Green, Stockwell Road, Angaston, S.A. 5353	142.45	9.5.00
J. E. Golder, 15 Mulga Street, Gawler West, S.A. 5118	53.14	17.12.99
Glenerron Park, E. & N. C. Nominees Pty Ltd, Eden Valley, S.A. 5235 J. L. Guy, 68 Dawkins Road, Lewiston, S.A. 5501	75.55 236.57	23.8.99 7.11.00
V. K. Grovermann, 2 George Street, Williamstown, S.A. 5351	30.31	1.11.00
L. C. Greethead, P.O. Box 609, Tanunda, S.A. 5352	30.76	5.11.99
C. Gordon-Johnson, P.O. Box 117, Kapunda, S.A. 5373	14.39	21.1.00
H. I. Hansen, 28 Vintage Way, Greenock, S.A. 5360 G. R. Harrop, 21 Giles Street, Yilki, S.A. 5211	12.75 16.84	11.9.00 31.1.01
M. S. Heidenreich, 33 Drinkwater Crescent, Nuriootpa, S.A. 5355	173.68	19.12.00
P. Hanley, Government Road, Truro, S.A. 5356	34.22	22.12.99
L. C. Higgins, 1 James Street, Kapunda, S.A. 5373	22.30	12.11.99
M. J. Hewitt, Section 12, The Esplanade, Truro, S.A. 5356 S. D. Habils, 41 Hill Street, Gawler South, S.A. 5118	25.32 128.54	1.2.01 20.7.00
R. T. and A. C. Hales, 3 Bishop Street, Gawler East, S.A. 5118	149.33	16.12.99
H. Holen, 108 Melrose Street, Mount Pleasant, S.A. 5235	24.93	17.6.99
A. J. Hignett, Box 265, Kapunda, S.A. 5373	33.75	16.2.00
H. V. Hamilton, 4 Benjamin Way, Mount Barker, S.A. 5251 J. A. Harpas, 1 Railway Terrace, Mount Pleasant, S.A. 5235	26.91 86.03	7.4.99 29.2.00
K. A. Harrison, 7 Park Terrace, Ceduna, S.A. 5690	11.19	6.9.99
S. Hancock, 40 Angas Street, Tanunda, S.A. 5352	86.03	5.3.98
N. Harvey, 43 Stevens Drive, Angle Vale, S.A. 5117	114.20	11.6.99
T. Heneker, 13 Hoffman Avenue, Tanunda, S.A. 5352 R. Hunt, 10-12 Miller Street, Springton, S.A. 5235	17.88 15.17	24.9.99 10.8.02
E. L. Hatch, 16 MacDonnell Street, Tanunda, S.A. 5352.	31.33	22.11.00
S. M. Hoey, 7 Lindsay Street, Angaston, S.A. 5353	13.12	9.10.00
L. G. Hartley, 17 Third Street, Nuriootpa, S.A. 5355	33.52	20.7.00
E. Hennell, 37 Coghill Street, Kapunda, S.A. 5373	16.42	31.12.99
P. G. Healy, 1 The Crescent, Nuriootpa, S.A. 5355 S. Hollis, 77 Murray Street, Nuriootpa, S.A. 5355	15.08 85.45	$1.5.00 \\ 6.10.00$
M. Hoffman, P.O. Box 445, Angaston, S.A. 5353	69.50	26.9.00
V. A. Hynes, 8 Marlborough Place, Fulham Gardens, S.A. 5024	108.90	1.8.03
S. A. and R. Irlam, 9 North Street, Angaston, S.A. 5353	80.88	3.3.03
N. J. Jones, 60 Eva Street, Williamstown, S.A. 5351 A. and K. Jaworski, 24 Fletcher Road, Birkenhead, S.A. 5016	25.59 162.71	12.12.00 1.6.99
S. A. Jarrett, 7 Magnolia Street, Tanunda, S.A. 5352	425.91	2.1.01
L. A. Johns, Marengo Home, Mannun Road, Tungkillo, S.A. 5236	45.87	19.1.01
C. P. and S. A. Johnson, P.O. Box 5272, Stonefield, S.A. 5356	120.55	24.2.00
W. J. and J. M. Key, 9 Small Crescent, Smithfield Plains, S.A. 5114 J. S. Killin, 33 Auricht Avenue, Tanunda, S.A. 5352	509.22 232.65	21.4.99 31.8.00
I. Kokolis, 10 Jeff Street, Kapunda, S.A. 5373	38.98	10.12.98
C. A. Koch, c/o Post Office, Rowland Flat, S.A. 5352	149.85	17.8.00
D. Kotz, 19 South Terrace, Kapunda, S.A. 5373	21.75 21.15	6.5.98 24.5.00
T. H. Kroehn, 52 Barossa Valley Way, Tanunda, S.A. 5352 M. M. Karger, 30 Fourth Street, Nuriootpa, S.A. 5355	41.50	30.5.00
A. S. Kirkman, 4 Boehm Street, Nuriootpa, S.A. 5355	10.44	21.5.99
R. J. Knight, RSD 42, Hamilton, S.A. 5373	28.27	1.5.00
U. Kennedy, P.O. Box 171, Tanunda, S.A. 5352 K. M. Kocsis, c/o Caravan Park, Mount Pleasant, S.A. 5235	11.53 23.06	21.8.00 27.12.00
J. A. and B. J. Keatley, 3 Roenfeldt Drive, Tanunda, S.A. 5352	75.25	13.10.00
J. R. Lobegeiger, 10A Mill Street, Tanunda, S.A. 5352	80.61	17.12.99
K. D. Lukan, P.O. Box 798, Mount Barker, S.A. 5251	75.10	17.2.00
D. J. Lee, c/o Post Office, Swan Reach, S.A. 5354 B. W. Lintern, P.O. Box 24, Smithfield Plains, S.A. 5114	40.09 22.33	21.8.00 11.7.02
D. L. Lindsley-De Gray, P.O. Box 78, Eudunda, S.A. 5374	80.50	28.1.00
B. F. Leske, 35 Jubilee Avenue, Angaston, S.A. 5353	45.84	27.10.04
T. C. Langley, P.O. Box 216, Angaston, S.A. 5353	51.15	9.10.00
C. A. and D. E. Maywald, 17 Holloway Crescent, Mount Gambier, S.A. 5290 A. J. Millar, Lyndoch, S.A. 5351	35.93 57.74	30.9.98 9.10.00
A. S. and M. Murphy, Box 198, Angaston, S.A. 5353	455.91	1.8.00
H. Menadue, P.O. Box 332, Angaston, S.A. 5353	96.91	17.3.98
V. M. Marshall, 29 Reusch Park, Nuriootpa, S.A. 5355	31.31	26.6.98
J. R. Maynard, Post Office, Blanchetown, S.A. 5357 P. McCarthy, 52 Reusch Park, Nuriootpa, S.A. 5353	48.98 80.82	3.9.99 1.9.00
P. M. McFetridge, c/o D. A. Hayes, Lindsay Park Stud, Angaston, S.A. 5353	74.95	18.10.00
P. Murphy, 3 Davey Crescent, Angaston, S.A. 5353	33.46	20.5.98
D. C. Minge, c/o Post Office, Keyneton, S.A. 5353	220.19	22.12.01
J. J. McGinn, 14 Finch Road, Gawler East, S.A. 5118 T. G. McKenzie, 11 South Terrace, Eudunda, S.A. 5374	69.20 15.51	27.4.00 18.8.99
C. J. McKay, 68 Alice Street, Sefton Park, S.A. 5083	25.00	13.2.01
P. T. and W. D. Mansell, 51 Borrow Street, Freeling, S.A. 5372	39.95	6.11.00
P. I. Mills, 48 Hatch Street, Nuriootpa, S.A. 5355	11.10	15.2.99
R. F. Morley, Unit 1, Clark Terrace, Angaston, S.A. 5353 C. A. McDonald, P.O. Box 482, Angaston, S.A. 5353	32.58 284.98	14.12.98 5.12.00
B. J. McConnachy, P.O. Box 381, Kapunda, S.A. 5353	12.14	24.4.98
B. Moerman, RSD 37, Gumeracha, S.A. 5233	62.84	26.7.00
T. McDougall, 2 Roberts Court, Nuriootpa, S.A. 5355	62.29	31.10.99
T. M. McČarthy, P.O. Box 597, Tanunda, S.A. 5352	102.95	22.8.00
K. J. Minge, c/o Post Office, Truro, S.A. 5356	54.47	1.5.00

## THE SOUTH AUSTRALIAN GOVERNMENT GAZETTE

Name and Address of Owner	Amount \$	Date
G. P. Mitchell and K. Crawford, 106 Simpson Street, Tumut, N.S.W. 2720	50.15	13.5.97
A. M. Moller, P.O. Box 138, Angaston, S.A. 5353	84.96	16.2.98
T. Mansfield, Unit 3, 23 Edward Street, Willaston, S.A. 5118	10.21	5.3.98
M. A. McDonald, 195 Gowan Road, Sunnybank Hills, Qld 4109	215.02	17.12.99
T. J. McMillan, Unit 2/41 Leven Avenue, Seaton, S.A. 5023	15.06	31.12.99
<ul> <li>R. J. and C. V. Marrett, 57 Nicolas Baudin Drive, Encounter Lakes, S.A. 5211</li> <li>M. V. McGilveray, 35 Drinkwater Crescent, Nuriootpa, S.A. 5355.</li> </ul>	37.22 12.96	26.9.00 30.5.00
P. A. and H. Martin, 20 Smith Street, Angaston, S.A. 5353	16.71	10.11.00
P. J. Miskelly and A. M. Page, 10 Aughey Street, Tanunda, S.A. 5352	36.32	26.9.00
R. Michie and M. Myatt, P.O. Box 729, Nuriootpa, S.A. 5355	30.62	1.6.00
M. E. Murphy, 112 Page Drive, Riverbanks Estate, Blanchetown, S.A. 5357	12.17	26.9.00
T. L. Mugford and A. K. Redan, 19B Yalumba Terrace, Angaston, S.A. 5353	11.57 35.94	31.8.00
R. G. Nitschke, 13 Third Street, Nuriootpa, S.A. 5355 M. G. Nagel, Williamstown Road, Springton, S.A. 5235	100.27	11.6.99 6.8.01
D. L. and J. Nightingale, 23 Covernton Road, Gawler East, S.A. 5118	40.51	5.11.99
G. G. Nash, Lone Pine, RSD 72, P.O. Box 1157, Sanderston, S.A. 5237	456.41	29.9.00
J. E. Nottage, Lot 4, Frederick Street, Greenock, S.A. 5360	222.44	24.12.99
B. F. Nash, 8A Gilbert Street, Lyndoch, S.A. 5351	37.67	25.9.00
M. J. Nyland, Lot 69, Hallett Street, Tarlee, S.A. 5411	231.44 43.21	12.4.99 6.8.01
K. M. Newton, 53 Barwell Street, Eudunda, S.A. 5374 E. L. Noakes, P.O. Box 111, Eudunda, S.A. 5374	20.85	7.11.00
P. H. and L. Orrock, 7 Bruce Street, Eudunda, S.A. 5374.	107.69	28.9.99
B. J. Olsen, P.O. Box 17, Marrabel, S.A. 5413	12.22	12.9.00
S. A. Opie, 62 Bruce Street, Eudunda, S.A. 5374	29.44	31.12.03
C. A. Osment, 51 Old Adelaide Road, Kapunda, S.A. 5373	69.86	26.8.00
L. A. Ockenden, 5 Walter Street, Hamley Bridge, S.A. 5401 S. R. Prinse, Unit 47, Reusch Park, Nuriootpa, S.A. 5355	13.13 131.33	2.12.99 5.6.00
D. Phillis, Swan Reach, S.A. 5354	151.55	21.11.00
G. C. and L. M. Pearce, P.O. Box 144, Cockatoo Valley, S.A. 5351	146.48	20.7.00
L. M. Peryk, 17 Coventry Road, Elizabeth Field, S.A. 5113	18.46	19.2.99
N. G. Page, c/o Post Office, Sedan, S.A. 5353	22.33	28.10.99
A. R. Pillar, c/o Post Office, Swan Reach, S.A. 5354	128.45	28.3.00
M. J. Pfeiffer, 8/45 Thornton Street, Kensington, S.A. 5068 N. Phillips, 3 Houston Crescent, Evanston Gardens, S.A. 5116	30.97 32.39	26.8.00 20.12.99
P. J. Pieterse, P.O. Box 587, Nuriootpa, S.A. 5355	35.01	27.9.00
P. F. Peier, 145 Murray Street, Tanunda, S.A. 5352	16.14	29.1.01
J. A. Rayner, Gilbert Street, Lyndoch, S.A. 5351	19.62	25.1.00
G. J. Rawlings, 7 Laver Court, Alice Springs, N.T. 0870	153.25	2.11.01
I. J. Rankine, 20 Park Road, Angaston, S.A. 5353	154.51	11.10.00
H. R. Ridge, 4 White Street, Kapunda, S.A. 5373 K. E. Richardson, Box 105, Mount Pleasant, S.A. 5235	313.12 113.08	8.11.99 13.10.00
R. A. Robinson, 46 Borrow Street, Freeling, S.A. 5372	194.93	20.7.02
V. A. Radford, 15 Gothic Avenue, Nuriootpa, S.A. 5355	74.69	16.4.99
T. M. Round, 22/25th Street, Gawler, S.A. 5118	26.31	23.2.00
M. A. Rattray, P.O. Box 53, Angaston, S.A. 5353	94.51	16.10.00
Riva Ridge Stud, 4 Goodwood Road, Wayville, S.A. 5011 E. V. Ridgway, P.O. Box 181, Kapunda, S.A. 5373	20.49 16.61	19.1.00 22.1.99
River City Construct Pty Ltd, Bar Industrial Estate, Court 2A, Basedow Road, Tanunda, S.A. 5352	543.98	18.5.00
K. J. Ralston, 17 Light Street, Hamley Bridge, S.A. 5401	28.74	1.9.00
G. Read, 23 Kapunda Road, Greenock, S.A. 5360	20.24	22.3.99
R. H. Rowntree, P.O. Box 1547, Gawler, S.A. 5118	66.82	29.12.99
J. L. Russell, 44 Gosford Street, Gawler West, S.A. 5118 J. L. Ruch, 19 Hare Street, Kapunda, S.A. 5373	16.36	28.1.00
R. R. Ryan, c/o Post Office, Blanchetown, S.A. 5375	12.88 38.03	28.10.99 30.5.00
G. V. Schunke, 12 Charles Street, Saddleworth, S.A. 5414	158.96	14.11.02
T. Stiller, 26 Froude Street, Inverell, N.S.W. 2360	800.57	6.9.99
M. S. Smith, c/o 91 Penrice Road, Angaston, S.A. 5353	337.31	8.7.01
L. S. Stewart, 15 Gothic Avenue, Nuriootpa, S.A. 5355	35.02	22.12.99
R. B. Stanyer, 2 Pitson Court, Huntly, Vic. 3551 V. J. Semmler, Shop 6, Village Shopping Centre, Goolwa, S.A. 5214	14.90 14.36	29.12.99 8.7.98
T. A. Starick, Unit 3, 9 Jillian Avenue, Port Lincoln, S.A. 5606	102.55	29.1.01
B. C. Sharp, 26 South Terrace, Kapunda, S.A. 5373	48.02	7.11.00
S. A. Strauss, Unit 2/10 Beadnall Terrace, Gawler West, S.A. 5118	36.53	2.12.99
D. H. G. Sloane, P.O. Box 214, Tanunda, S.A. 5352	87.86	30.5.00
K. M. Sellers, Jenkins Road, Angle Vale, S.A. 5117	82.65	23.3.98
P. J. Shiers, 6 MacArthur Street, Nuriootpa, S.A. 5355 W. B. Shepherd, 5 Madeira Street, Nuriootpa, S.A. 5355	124.57 95.24	17.6.99 7.11.00
J. and M. Shanks, 45 Jane Place, Tanunda, S.A. 5352	100.51	26.8.00
A. D. E. Schmidt, Marion Bay, via Minlaton, S.A. 5575	33.48	23.10.00
V. J. Summerell, P.O. Box 660, Tanunda, S.A. 5352.	54.58	24.2.98
S. L. Schultz, 20 Mount Crawford Road, Williamstown, S.A. 5351	61.30	21.8.00
A. and H. Smith, P.O. Box 174, Greenock, S.A. 5360	72.57	15.12.00
D. Sammut and C. Robin, 32 Barwell Street, Eudunda, S.A. 5374 E. A. Stevens, P.O. Box 502, Kapunda, S.A. 5373	11.40 13.33	21.5.99 28.10.99
P. M. and E. A. Scott, P.O. Box 471, Kapunda, S.A. 5373	16.02	26.8.00
K. M. Stagg, P.O. Box 261, Greenock, S.A. 5360	31.76	27.9.00
A. Softley, 31 Dean Street, Angaston, S.A. 5353	33.06	18.12.00
J. R. Southwell, P.O. Box 117, Tanunda, S.A. 5352 S. N. Schutz, Private Mail Bag 32, Katherine, N.T. 0851	18.12 17.60	$1.5.00 \\ 31.8.00$
5. 11. Senutz, 1 fivate mail Dag 52, Ratifelille, 19.1. 0051	17.00	51.0.00

## THE SOUTH AUSTRALIAN GOVERNMENT GAZETTE

[19 January 2006

Name and Address of Owner	Amount \$	Date
L. Sandstrom, c/o Post Office, Nuriootpa, S.A. 5355	15.94	5.7.00
B. and M. Triffett, 28 Moresby Street, Trinity Beach, Cairns, Qld 4879	210.15	3.4.98
C. D. and C. Tuckwell, 53 Hillier Road, Evanston, S.A. 5116	152.25	4.4.01
R. L. Trinne, 58 Washington Street, Angaston, S.A. 5353	75.05	14.5.01
S. Townsend, Lot 82, Fiddlewood Drive, Freeling, S.A. 5372	34.38	26.10.00
Tempo Services Limited, P.O. Box 506, Marleston, S.A. 5033	22.30	6.3.01
Track 4 Youth Centre, P.O. Box 524, Nuriootpa, S.A. 5355	11.17	27.3.00
T. Trevena, Hermitage Road, Pokolbin, via Maitland, N.S.W. 2320	54.84	17.12.99
N. W. and S. E. N. Thompson, 13 Milway Avenue, Nuriootpa, S.A. 5355	51.59	1.12.00
B. C. Tscharke, 22 Cowan Street, Gawler, S.A. 5118	39.12	28.5.01
J. W. Trinne, P.O. Box 108, Freeling, S.A. 5372	67.83	5.1.01
M. L. Tregeagle, 3 Railway Avenue, Mallala, S.A. 5502	44.25	25.11.02
A. Tilbrook, Lot 100, Matthews Road, Eden Valley, S.A. 5235	21.68	30.5.00
A. Tomlinson, 53 Kalimna Road, Nuriootpa, S.A. 5355	22.51	30.6.00
B. W. Tomlinson, 18 Belvidere Road, Saddleworth, S.A. 5413	65.10	31.12.01
S. Van Barneveld, 4 Menge Court, Lyndoch, S.A. 5351	111.29	26.10.00
S. R. Ward, 14 Crase Street, Kapunda, S.A. 5373	51.91	25.6.99
P. and P. Wheeler, 96 Melrose Street, Mount Pleasant, S.A. 5235	59.49	24.3.00
J. E. Westlake, 7 New Road, Nuriootpa, S.A. 5355	197.86	17.4.03
D. Whitestone, Box 307, Kapunda, S.A. 5373	21.99	16.3.98
J. and N. Wallent, Box 130, Sedan, S.A. 5353	103.46	30.5.00
C. J. Wade-Ferrell, 4 Avalon Street, Lane Cove, N.S.W. 2066	177.26	12.4.99
R. and S. Watling, P.O. Box 270, Tanunda, S.A. 5352	39.19	6.8.98
B. Wyatt, P.O. Box 172, Williamstown, S.A. 5351	44.44	18.5.00
A. J. and D. A. White, 134 Godley Street, Blanchetown, S.A. 5357	104.82	2.3.00
Willander Nominees Pty Ltd, Barossa Weintal Hotel, P.O. Box 270, Tanunda, S.A. 5352	301.36	26.2.98
J. C. Wadham, Lot 83, Ferdinand Street, Springton, S.A. 5235	51.97	18.1.00
S. L. Wilks, P.O. Box 5, Angaston, S.A. 5353	270.41	27.9.00
K. Wyatt, P.O. Box 79, Sandy Creek, S.A. 5350	22.59	26.8.00
L. M. Wilson, P.O. Box 741, Lyndoch, S.A. 5351	196.57	31.12.99
C. I. and F. J. Westlake, 14 Evans Street, Angaston, S.A. 5353	112.56	12.9.00
K. S. Wilkinson, P.O. Box 186, Kapunda, S.A. 5373	25.98	22.12.99
D. D. Woolman, 73 Melville Street, South Plympton, S.A. 5038	481.27	27.10.99
K. Westhope, 13 Railway Terrace, Nuriootpa, S.A. 5355	25.30	18.1.00
S. K. and H. N. Whiting, P.O. Box 57, Lobethal, S.A. 5241	31.52	20.12.99
Y. Wakeman, 4 Carlisle Street, Williamstown, S.A. 5351	11.94	21.8.00
M. and E. Wilson, 46-48 Murray Street, Tanunda, S.A. 5352	58.43	31.10.00
K. M. Winch, 25 First Street, Nuriootpa, S.A. 5355	32.17	30.5.00
A. J. Waters, 10 Solomon Street, Kapunda, S.A. 5373	17.24	27.9.00
J. Waleck, P.O. Box 631, Nuriootpa, S.A. 5355	25.92	30.10.00
C. S. Wayman, P.O. Box 330, Kapunda, S.A. 5373	11.05	30.11.00
J. C. and J. E. Walker, 12 Duffield Street, Gawler East, S.A. 5118	12.00	10.1.01
T. A. Yard, c/o Post Office, Marrabel, S.A. 5413	24.06	28.3.00
C. M. Young, 20 Smith Street, Angaston, S.A. 5353	27.10	8.11.99

# ATTENTION

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