



THE SOUTH AUSTRALIAN GOVERNMENT GAZETTE

PUBLISHED BY AUTHORITY

ADELAIDE, THURSDAY, 25 AUGUST 2022

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All instruments appearing in this gazette are to be considered official, and obeyed as such

GOVERNOR'S INSTRUMENTS

APPOINTMENTS

Department of the Premier and Cabinet
Adelaide, 25 August 2022

Her Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the South Australian Country Arts Trust, pursuant to the provisions of the South Australian Country Arts Trust Act 1992:

Member: from 25 August 2022 until 24 February 2023
Michael Velibor Luchich

Presiding Member: from 25 August 2022 until 24 February 2023
Michael Velibor Luchich

By command,

ZOE LEE BETTISON, MP
For Premier

ART0137-22CS

Department of the Premier and Cabinet
Adelaide, 25 August 2022

Her Excellency the Governor in Executive Council has been pleased to appoint Helen Tracey Scott as the Commissioner of the Lotteries Commission of South Australia for a term commencing on 20 September 2022 and expiring on 21 March 2024, or whenever she ceases to hold an executive level position in the Department of Treasury and Finance, whichever is the earlier – pursuant to the provisions of the State Lotteries Act 1966.

By command,

ZOE LEE BETTISON, MP
For Premier

T&F22-037CS

Department of the Premier and Cabinet
Adelaide, 25 August 2022

Her Excellency the Governor in Executive Council has been pleased to appoint Stephanie Anne Johnston as a member to the State Planning Commission for a term commencing on 1 September 2022 and expiring on 31 October 2024 – pursuant to the provisions of the Planning, Development and Infrastructure Act 2016.

By command,

ZOE LEE BETTISON, MP
For Premier

22MPCS-00667

Department of the Premier and Cabinet
Adelaide, 25 August 2022

Her Excellency the Governor in Executive Council has been pleased to appoint Nicola Jane Spurrier as the Chief Public Health Officer for a term of three years commencing on 29 August 2022 and expiring on 28 August 2025 – pursuant to the provisions of the South Australian Public Health Act 2011.

By command,

ZOE LEE BETTISON, MP
For Premier

HEAC-2022-00044

PROCLAMATIONS

South Australia

Criminal Law Consolidation (Causing Death by Use of Motor Vehicle) Amendment Act (Commencement) Proclamation 2022

1—Short title

This proclamation may be cited as the *Criminal Law Consolidation (Causing Death by Use of Motor Vehicle) Amendment Act (Commencement) Proclamation 2022*.

2—Commencement of Act

The *Criminal Law Consolidation (Causing Death by Use of Motor Vehicle) Amendment Act 2021* (No 11 of 2021) comes into operation on 29 August 2022.

Made by the Governor

with the advice and consent of the Executive Council
on 25 August 2022

South Australia

Criminal Law Consolidation (Driving at Extreme Speed) Amendment Act (Commencement) Proclamation 2022

1—Short title

This proclamation may be cited as the *Criminal Law Consolidation (Driving at Extreme Speed) Amendment Act (Commencement) Proclamation 2022*.

2—Commencement of suspended provisions

Sections 7 and 8 of the *Criminal Law Consolidation (Driving at Extreme Speed) Amendment Act 2021* (No 28 of 2021) come into operation on 29 August 2022 immediately after the *Criminal Law Consolidation (Causing Death by Use of Motor Vehicle) Amendment Act 2021* comes into operation.

Made by the Governor

with the advice and consent of the Executive Council
on 25 August 2022

REGULATIONS

South Australia

Criminal Law Consolidation (General) (Prescribed Occupations and Employment) Amendment Regulations 2022

under the *Criminal Law Consolidation Act 1935*

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- 2 Commencement

Part 2—Amendment of *Criminal Law Consolidation (General) Regulations 2021*

- 3 Amendment of regulation 4—Prescribed occupations and employment—aggravated offences
-

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Criminal Law Consolidation (General) (Prescribed Occupations and Employment) Amendment Regulations 2022*.

2—Commencement

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

Part 2—Amendment of *Criminal Law Consolidation (General) Regulations 2021*

3—Amendment of regulation 4—Prescribed occupations and employment—aggravated offences

- (1) Regulation 4(1)—after paragraph (k) insert:
 - (l) employment as a person whose duties primarily involve working in an area of a shop accessible to the public.
- (2) Regulation 4(2)—after the definition of *rural area* insert:

shop means the whole or any part of a building, yard, place, structure, stall, tent or vehicle in which goods are sold (or offered or exposed for sale) by retail, including by auction.

Editorial note—

As required by section 10AA(2) of the *Legislative Instruments 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

with the advice and consent of the Executive Council
on 25 August 2022

No 67 of 2022

South Australia

Criminal Law Consolidation (General) (Serious Vehicle Offences) Amendment Regulations 2022

under the *Criminal Law Consolidation Act 1935*

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 - 5 Insertion of Schedule 1
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 - 2 Prescribed particulars (section 19AE(3) of Act)
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 - 7 Prescribed particulars (section 19AF(9) of Act)
 - 8 Prescribed information (section 19AF(10) of Act)
 - 9 Prescribed particulars (section 19AF(11) of Act)
-

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Criminal Law Consolidation (General) (Serious Vehicle Offences) Amendment Regulations 2022*.

2—Commencement

These regulations come into operation immediately after section 7 of the *Criminal Law Consolidation (Driving at Extreme Speed) Amendment Act 2021* comes into operation.

Part 2—Amendment of *Criminal Law Consolidation (General) Regulations 2021*

3—Amendment of regulation 3—Interpretation

Regulation 3—after the definition of *Act* insert:

ILOL notice means a notice of immediate licence disqualification or suspension given under Part 3 Division 6 of the Act.

4—Insertion of regulation 6A

After regulation 6 insert:

6A—ILOL notices etc (sections 19AE and 19AF of the Act)

- (1) For the purposes of sections 19AE and 19AF of the Act, the particulars set out in Schedule 1 (other than clause 8) are prescribed.
- (2) For the purposes of section 19AF(10) of the Act, the information set out in Schedule 1 clause 8 is prescribed.
- (3) For the purposes of sections 19AE and 19AF of the Act, an ILOL notice must be given to a person—
 - (a) in writing served personally on the person; or
 - (b) if the person consents to receiving the ILOL notice by email—by email sent to an email address provided by the person for that purpose.

5—Insertion of Schedule 1

After regulation 15 insert:

Schedule 1—ILOL notices—prescribed particulars etc (sections 19AE and 19AF of Act)

1—Prescribed particulars (section 19AE(1a) of Act)

For the purposes of section 19AE(1a) of the Act, the particulars to be contained in a ILOL notice are as follows:

The name, residential address and date of birth of the person to whom the notice is given

The person's driver's licence number (if known)

The date and time of the alleged offence to which the notice relates

The notice number

The date and time of the giving of the notice

That the notice is given under section 19AE of the Act

That the notice is given as a result of the person being charged with an offence against section 19A(1) of the Act

That the person is disqualified from holding or obtaining a driver's licence, or the person's driver's licence is suspended, for the prescribed period as defined in section 19AE of the Act

That the disqualification or suspension comes into effect when the person is given the notice

That the person may apply to the court for an order removing the disqualification of the person from holding or obtaining a driver's licence or ending the suspension of the person's driver's licence.

2—Prescribed particulars (section 19AE(3) of Act)

For the purposes of section 19AE(3) of the Act, the particulars of an ILOL notice to be forwarded to the Registrar are as follows:

The name, residential address and date of birth of the person to whom the notice was given

The person's driver's licence number (if known)

The date and time of the alleged offence to which the notice relates

The notice number

The date and time of the giving of the notice

That the notice was given under section 19AE of the Act

That the notice was given as a result of the person being charged with an offence against section 19A(1) of the Act

Whether the notice replaced an ILOL notice issued under section 19AF(1)(a) of the Act in respect of the same alleged offence (and if so, the notice number of the previous notice).

3—Prescribed particulars (section 19AE(4) of the Act)

For the purposes of section 19AE(4) of the Act, the particulars of an ILOL notice to be given to a person by the Registrar are as follows:

The name, residential address and date of birth of the person to whom the notice was given

The person's driver's licence number

The date and time of the alleged offence to which the notice relates

The date and time of the notice was given

That the notice was given under section 19AE of the Act

That the notice was given as a result of the person being charged with an offence against section 19A(1) of the Act

The date and time of the issue of the notice

The date and time of the commencement of the disqualification or suspension

Whether the notice replaced an ILOL notice issued under section 19AF(1)(a) of the Act in respect of the same alleged offence.

4—Prescribed particulars (section 19AF(1a) of the Act)

For the purposes of section 19AF(1a) of the Act, the particulars to be contained in a ILOL notice are as follows:

The name, residential address and date of birth of the person to whom the notice was given

The person's driver's licence number (if known)

The date and time of the alleged offence to which the notice relates

The notice number

The date and time of the giving of the notice

That the notice is given as a result of the issuing police officer exercising powers under s19AF of the Act

That the giving of the notice is based on a reasonable belief that the person has committed an offence against section 19A(1) or 19ADA(1) of the Act

Whether the notice relates to an offence against section 19A(1) or 19ADA(1) of the Act

The rank, name and identification number of the police officer giving the notice

That the person is disqualified from holding or obtaining a driver's licence, or the person's driver's licence is suspended, for the prescribed period as defined by section 19AF of the Act

That the disqualification or suspension commences when the person is given the notice

In the case of a notice relating to an alleged offence against section 19ADA(1) of the Act—that the disqualification or suspension will end after 12 months

That the person may apply to the court for an order removing the disqualification of the person from holding or obtaining a driver's licence or ending the suspension of the person's driver's licence.

5—Prescribed particulars (section 19AF(3) of the Act)

For the purposes of section 19AF(3) of the Act, the particulars of an ILOL notice to be forwarded to the Registrar are as follows:

The name, residential address and date of birth of the person to whom the notice was given

The person's driver's licence number (if known)

The date and time of the alleged offence to which the notice relates

The notice number

The date and time of the notice was given

That the notice was given under section 19AF of the Act

Whether the notice relates to an alleged offence against section 19A(1) or 19ADA(1) of the Act

The date and time of the commencement of the disqualification or suspension.

6—Prescribed particulars (section 19AF(4) of the Act)

For the purposes of section 19AF(4) of the Act, the particulars of an ILOL notice to be given to a person by the Registrar are as follows:

The name, residential address and date of birth of the person to whom the notice was given

The person's driver's licence number

The date and time of the alleged offence to which the notice relates

The date and time of the giving of the notice

That the notice was given under section 19AF of the Act

Whether the notice relates to an alleged offence against section 19A(1) or 19ADA(1) of the Act

The date and time of the commencement of the disqualification or suspension

In the case of a notice relating to an alleged offence against section 19ADA(1) of the Act—that the period of disqualification or suspension will end after 12 months.

7—Prescribed particulars (section 19AF(9) of Act)

For the purposes of section 19AF(9) of the Act, the particulars of an order to be forwarded to the Registrar are as follows:

The name, residential address and date of birth of the person to whom the order relates

The notice number of the ILOL notice that the order relates to

The date on which the order was made

The terms of the order.

8—Prescribed information (section 19AF(10) of Act)

For the purposes of section 19AF(10) of the Act, the information to be contained in a notice of determination given to a person is as follows:

The person's name, residential address and date of birth

The date and time of the alleged offence to which the ILOL notice given to the person relates

Whether the ILOL notice related to an offence against section 19A(1) or 19ADA(1) of the Act

That a determination has been made that the person should not be charged with the alleged offence

The date and time of the making of the determination

A statement advising the person that the disqualification or suspension ended when the determination was made.

9—Prescribed particulars (section 19AF(11) of Act)

For the purposes of section 19AF(11) of the Act, the particulars of a determination to be forwarded to the Registrar are as follows:

The name, residential address and date of birth of the person to whom the determination relates

The date and time of the alleged offence to which the ILOL notice given to the person relates

Whether the ILOL notice related to an alleged offence against section 19A(1) or 19ADA(1) of the Act

The ILOL notice number

That a determination has been made that the person should not be charged with the alleged offence

The date and time of the making of the determination.

Editorial note—

As required by section 10AA(2) of the *Legislative Instruments 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

with the advice and consent of the Executive Council
on 25 August 2022

No 68 of 2022

South Australia

Criminal Law (Forensic Procedures) Regulations 2022

under the *Criminal Law (Forensic Procedures) Act 2007*

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Schedule 1—Repeal of *Criminal Law (Forensic Procedures) Regulations 2007*

- 1 Repeal of *Criminal Law (Forensic Procedures) Regulations 2007*
-

1—Short title

These regulations may be cited as the *Criminal Law (Forensic Procedures) Regulations 2022*.

2—Commencement

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

3—Interpretation

In these regulations—

Act means the *Criminal Law (Forensic Procedures) Act 2007*.

4—Corresponding laws (section 3 of Act)

The following laws, as in force from time to time, are prescribed for the purposes of the definition of *corresponding law* in section 3(1) of the Act:

- (a) the *Crimes (Forensic Procedures) Act 2000* of the Australian Capital Territory;
- (b) Part ID of the *Crimes Act 1914* of the Commonwealth;
- (c) the *Crimes (Forensic Procedures) Act 2000* of New South Wales;
- (d) Part VII Division 7 of the *Police Administration Act 1978* of the Northern Territory;
- (e) Part 2 Division 3 of the *Youth Justice Act 2005* of the Northern Territory;
- (f) Chapter 17 of the *Police Powers and Responsibilities Act 2000* of Queensland;
- (g) the *Forensic Procedures Act 2000* of Tasmania;

- (h) Part III Division 1 Subdivision 30A of the *Crimes Act 1958* of Victoria;
- (i) the *Criminal Investigation (Identifying People) Act 2002* of Western Australia.

5—Blood testing for communicable diseases—Notice to accused (section 20B of Act)

- (1) If a forensic procedure consisting of the taking of a sample of blood is to be carried out on a person pursuant to section 20B of the Act, the authorising officer must, before the procedure is carried out—
 - (a) give the person written notice that—
 - (i) a sample of the person's blood is to be taken pursuant to section 20B of the Act; and
 - (ii) the blood will be tested for communicable diseases; and
 - (b) if the person is under the age of 16 years—take reasonable steps to give to the person's parent or guardian written notice of the matters set out in paragraph (a); and
 - (c) invite the person (or, if the person is under the age of 16 years, the person's parent or guardian) to nominate a medical practitioner to receive a copy of the results of the testing.
- (2) A failure to comply with a requirement of subregulation (1) in respect of a forensic procedure does not invalidate the forensic procedure or otherwise affect the authority to perform the forensic procedure and any testing on the material obtained from it.

6—Blood testing for communicable diseases—Notification of results to accused (section 20B of Act)

- (1) If a forensic procedure is carried out on a person pursuant to section 20B of the Act, the Commissioner of Police must take reasonable steps to notify the following persons of the results of testing for communicable diseases undertaken on the material obtained from the forensic procedure:
 - (a) the person on whom the forensic procedure was carried out;
 - (b) if the person is under the age of 16 years at the time the forensic procedure is carried out—the person's parent or guardian.
- (2) The Commissioner of Police is taken to have complied with the requirement of subregulation (1) to notify a person or the person's parent or guardian of the results of testing on provision of the results to a medical practitioner nominated by the person or the person's parent or guardian.

7—Blood testing for communicable diseases—Notification of results to affected person (section 20B of Act)

- (1) The Commissioner of Police must take reasonable steps to notify the following persons of the results of testing for communicable diseases undertaken on material obtained from a forensic procedure carried out pursuant to section 20B of the Act:
 - (a) each affected person;
 - (b) if the affected person is under the age of 16 years—the affected person's parent or guardian.

- (2) The Commissioner of Police is taken to have complied with the requirement of subregulation (1) to notify a person or the person's parent or guardian of the results of testing on provision of the results to a medical practitioner nominated by the person or the person's parent or guardian.
- (3) In this regulation—
affected person in relation to a forensic procedure, means a person engaged in prescribed employment referred to in section 20B(1)(b) of the Act who likely came into contact with, or was otherwise exposed to, biological material of the person on whom the forensic procedure is carried out.

8—Persons qualified to carry out forensic procedures (sections 24 and 55 of Act)

- (1) For the purposes of section 24(1)(b) and 55(5) of the Act—
 - (a) a person who is a registered nurse is qualified to carry out a forensic procedure of any type except the taking of a dental impression; and
 - (b) a police officer or a person authorised by the Commissioner of Police is qualified to carry out a forensic procedure (other than an intrusive forensic procedure) consisting of—
 - (i) the taking of prints of the hands, fingers, feet or toes; or
 - (ii) an examination of a part of a person's body; and
 - (c) a person who has satisfactorily completed a course of training approved for the purpose by the Minister is qualified to carry out a forensic procedure (other than an intrusive forensic procedure) consisting of 1 or more of the following:
 - (i) the taking of a sample of hair from a person's body;
 - (ii) the taking of a sample of fingernail or toenail, or material from under a fingernail or toenail;
 - (iii) the taking of a sample of biological or other material from an external part of the body;
 - (iv) the taking of a sample by buccal swab;
 - (v) the taking of a sample of blood by finger-prick for the purpose of obtaining a DNA profile;
 - (vi) the taking of an impression or cast of a wound.
- (2) A forensic procedure consisting of the taking of a sample of blood by finger-prick for the purpose of obtaining a DNA profile should only be carried out by a person in accordance with subregulation (1)(c)(v) if it is not appropriate, in the circumstances, to take a sample by buccal swab for the purpose of obtaining the DNA profile.

9—Confidentiality (section 50 of Act)

For the purposes of section 50(1)(p) of the Act, a purpose connected to the administration of Part 2 Division 4 of the Act is prescribed.

10—Release and disclosure for scientific purposes—prescribed authority (section 50A of Act)

For the purposes of section 50A(1) of the Act, a person for the time being performing the duties, or holding or acting in the position, of Director of Forensic Science SA is a prescribed authority.

11—Registration of orders (section 56 of Act)

- (1) The Minister will maintain a register of orders for the purposes of section 56(2) of the Act (the *Register*).
- (2) The Register—
 - (a) may be kept in electronic form; and
 - (b) must contain the following particulars in relation to each order:
 - (i) the date on which and place at which the order was made;
 - (ii) the name of the court or authority that made the order;
 - (iii) the name of the person against whom the order was made;
 - (iv) the terms of the order.
- (3) If the Minister has entered into an arrangement with the Minister responsible for the administration of a corresponding law in accordance with section 56(2) of the Act, the Minister will, at the request of the Minister responsible for the administration of the corresponding law, register an order made under the corresponding law in the Register.
- (4) In any proceedings an apparently genuine document purporting to be a certified copy of, or extract from, the Register will be accepted, in the absence of proof to the contrary, as proof of the matters specified in the copy or extract.

Schedule 1—Repeal of *Criminal Law (Forensic Procedures) Regulations 2007*

1—Repeal of *Criminal Law (Forensic Procedures) Regulations 2007*

The *Criminal Law (Forensic Procedures) Regulations 2007* are repealed.

Editorial note—

As required by section 10AA(2) of the *Legislative Instruments 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

with the advice and consent of the Executive Council
on 25 August 2022

No 69 of 2022

South Australia

Bail (Forms) Amendment Regulations 2022

under the *Bail Act 1985*

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- 2 Commencement

Part 2—Amendment of *Bail Regulations 2015*

- 3 Substitution of regulation 4
 - 4 Forms
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Part 1—Preliminary

1—Short title

These regulations may be cited as the *Bail (Forms) Amendment Regulations 2022*.

2—Commencement

These regulations come into operation on 29 August 2022.

Part 2—Amendment of *Bail Regulations 2015*

3—Substitution of regulation 4

Regulation 4—delete the regulation and substitute:

4—Forms

- (1) If the bail authority is a court, the form prescribed for the purposes of a particular provision of the Act is the relevant form set out in the *Joint Criminal Rules 2022*.
- (2) If the bail authority is not a court, the form prescribed for the purposes of a particular provision of the Act is the relevant form set out in Schedule 1.
- (3) A form set out in Schedule 1 must contain the information required by, and be completed in accordance with, the instructions contained in the form.

4—Amendment of Schedule 1—Forms

- (1) Schedule 1—delete:
 - Form 6 Application for review of bail by magistrate
- (2) Schedule 1, Form 1—delete Form 1 and substitute:

Form 1—Application for release on bail

Bail Act 1985

(section 8(1))

Application for release on bail

I, *[Insert full name]* (the applicant) apply for bail.

Date of birth of applicant:

Signature of applicant:

Date of application:

Time of application:

Decision of bail authority

Tick appropriate box

Bail refused (The bail authority must make a written record of the reasons for its decision)

Bail granted (Form 4 *Bail Agreement* must be completed)

Bail Authority:

- If the bail authority is a police officer—the police officer's surname, rank and police identification number:
- If the bail authority is not a police officer—the full name of the bail authority:

Bail authority's signature:

Date:

Time:

(3) Schedule 1, Forms 3 to 5—delete Forms 3 to 5 (inclusive) and substitute:

Form 3—Grant of bail

Bail Act 1985

[Insert full name] (the **person**) has been granted bail subject to the conditions listed below and stipulated in the bail agreement (see Form 4).

Conditions of bail¹⁻⁴

[Insert bail conditions]

Bail Authority:

- If the bail authority is a police officer—the police officer's surname, rank and police identification number:
- If the bail authority is not a police officer—the full name of the bail authority:

Signature of bail authority:

Date:

Time:

Notes—

- 1 Section 11(1a) of the Act provides that a bail authority may only vary or revoke the conditions of a grant of bail under section 11(1) of the Act if the bail authority is satisfied that—
 - (a) there are cogent reasons for doing so; and
 - (b) the possession of a firearm, ammunition or part of a firearm by the person to whom the bail agreement relates does not represent an undue risk to the safety of the public.

If a bail authority varies or revokes a condition imposed by section 11(1) of the Act, the bail authority must make a written record of the reasons for its decision.

- 2 Section 11(2ab) of the Act provides that if the person is a class 1 or class 2 offence suspect (within the meaning of the *Child Sex Offenders Registration Act 2006*), any grant of bail to the applicant must, subject to that section, be made subject to the following conditions:
 - (a) a condition that the applicant agrees not to engage in child-related work;
 - (b) a condition that the applicant agrees not to apply for child-related work.

A bail authority may only vary or revoke these conditions if satisfied that there are cogent reasons for doing so and the person engaging in child-related work will not pose a risk to the safety and well-being of children.

If a bail authority varies or revokes a condition imposed by section 11(2ab) of the Act, the bail authority must make a written record of the reasons for its decision.

Details of guarantor(s)

Name in full:

Address:

Form 4—Bail agreement

Bail Act 1985

(section 6(2))

Part A

I, *[insert full name]* of *[insert address]* being charged with/convicted of/* the following offences *[insert offences]*:

Agree to be present at *[insert name of court]* at *[insert time]* on *[insert date]*, or at any other time when called on and, subject to any direction in this agreement to the contrary, to be present throughout all proceedings relating to this matter until the matter is disposed of.

Directions as to attendance at proceedings *[insert]*

I agree to comply with all of the conditions of bail listed in this agreement.

I understand that if I do not appear when required, or if I fail to comply with a condition of bail—

- I may be arrested with or without a warrant; and
- I may have to pay any money that I have agreed to pay to the Crown if I breach this agreement; and
- I may be convicted of an offence against the *Bail Act 1985* and liable to a maximum penalty of a fine of \$10 000 or 2 years imprisonment.

Conditions of bail¹⁻⁷

[Insert bail conditions]

Signature of person entering agreement:

Date:

Time:

Witnessed by authorised person⁸:

Signed:

Title, rank or other authorisation:

Date:

Time:

**Strike out whichever does not apply.*

Notes—

- 1 Section 11(6) of the Act provides that it is a condition of every bail agreement that the person released under the agreement will not leave the State for any reason—
 - if the person is under the supervision of an officer of a government department—without the permission of the Chief Executive Officer of the department;
 - in any other case—without the permission of a judge or magistrate, or police officer who is of or above the rank of sergeant or the responsible officer for a police station.
- 2 Section 11(1)(a) of the Act provides that it is a condition of every grant of bail that an applicant is prohibited from possessing a firearm, ammunition or any part of a firearm.
- 3 Section 11(1)(b) of the Act provides that it is a condition of every grant of bail that the applicant submit to such tests (including testing without notice) for gunshot residue as may be reasonably required by the bail authority, or a person or class of persons or body specified by the bail authority.
- 4 Section 11(1a) of the Act provides that a bail authority may only vary or revoke the conditions of a grant of bail under section 11(1) of the Act if the bail authority is satisfied that—
 - there are cogent reasons for doing so; and
 - the possession of a firearm, ammunition or part of a firearm by the person to whom the bail agreement relates does not represent an undue risk to the safety of the public.

If a bail authority varies or revokes a condition imposed by section 11(1) of the Act, the bail authority must make a written record of the reasons for its decision.

- 5 Section 11(2ab) of the Act provides that if the person is a class 1 or class 2 offence suspect (within the meaning of the *Child Sex Offenders Registration Act 2006*), any grant of bail to the applicant must, subject to that section, be made subject to the following conditions:

- (a) a condition that the applicant agrees not to engage in child-related work;
- (b) a condition that the applicant agrees not to apply for child-related work.

A bail authority may only vary or revoke these conditions if satisfied that there are cogent reasons for doing so and the person engaging in child-related work will not pose a risk to the safety and well-being of children.

If a bail authority varies or revokes a condition imposed by section 11(2ab) of the Act, the bail authority must make a written record of the reasons for its decision.

- 6 The authorised person may be the bail authority, a person or person of a class specified by the bail authority, a justice, a police officer who is of or above the rank of sergeant or the responsible officer for a police station or, if the person is in prison, the person in charge of the prison.

Part B: To be completed by bail authority if a condition of bail is altered

Date:

Bail Authority:

- If the bail authority is a police officer—the police officer's surname, rank and police identification number:
- If the bail authority is not a police officer—the full name of the bail authority:

Details of new condition:

Signature of bail authority:

Signature of person granted bail:

Signature of guarantor:

- (4) Schedule 1, Form 6—delete the form

- (5) Schedule 1, Forms 7 and 8—delete Forms 7 and 8 and substitute:

Form 7—Application to vary conditions of bail agreement or to revoke bail agreement

Bail Act 1985

(section 6(4))

[Insert full name of person released on bail] of [insert address] is charged with/has been convicted of [insert offence(s)] and was granted bail on [insert date].*

I, *[insert name of applicant]* of *[insert address]* apply to *[insert name of bail authority]* at *[insert location]* to—

- * vary the conditions of the bail agreement
- * revoke the bail agreement

I make this application on the following grounds: *[insert grounds]*

Applicant's signature:

Date:

**Strike out whichever does not apply.*

Form 8—Application to vary terms of guarantee of bail or to revoke guarantee of bail

Bail Act 1985

(section 7(4))

[Insert full name of person released on bail] of *[insert address]* is charged with/has been convicted of* *[insert offence(s)]* and was granted bail on *[insert date]*.

I, *[insert name of guarantor]* of *[insert address]* apply to *[insert name of bail authority]* at *[insert location]* to—

- * vary the terms on my guarantee of bail
- * revoke my guarantee of bail

I make this application on the following grounds:

Guarantor's signature:

Date:

**Strike out whichever does not apply.*

Editorial note—

As required by section 10AA(2) of the *Legislative Instruments 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

with the advice and consent of the Executive Council
on 25 August 2022

No 70 of 2022

South Australia

Adelaide Festival Centre Trust Regulations 2022

under the *Adelaide Festival Centre Trust Act 1971*

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Schedule 1—Repeal of regulations

- 1 Repeal of *Adelaide Festival Centre Trust Regulations 2007*
-

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Adelaide Festival Centre Trust Regulations 2022*.

2—Commencement

These regulations come into operation on 1 September 2022.

3—Interpretation

In these regulations—

Act means the *Adelaide Festival Centre Trust Act 1971*;

drive has the same meaning as in the *Road Traffic Act 1961*;

owner, in relation to a vehicle, has the same meaning as in the *Road Traffic Act 1961*;

theatre or associated theatre area means a theatre within the Centre, or a foyer, restaurant, convenience or other facility associated with that theatre;

vehicle has the same meaning as in the *Road Traffic Act 1961*;

wheeled recreational device has the same meaning as in the *Road Traffic Act 1961*.

Part 2—Administration

4—Acting with approval of Trust or authorised officer

- (1) These regulations do not prevent a person from doing anything with the approval of the Trust or an authorised officer or otherwise with lawful authority.
- (2) An approval given by the Trust or an authorised officer for the purposes of these regulations—
 - (a) must be in writing or, if given orally, must be confirmed in writing as soon as practicable; and
 - (b) may relate to a particular person or matter or persons or matters of a class specified by the Trust or authorised officer; and
 - (c) may be subject to conditions (including a condition requiring payment of a fee) specified by the Trust or authorised officer; and
 - (d) may be varied or revoked by the Trust or authorised officer at any time.
- (3) If the Trust or an authorised officer gives approval subject to a condition, the person to whom the approval is given must not contravene or fail to comply with the condition.

Maximum penalty: \$200.

Part 3—Regulation of conduct

5—Behaviour

A person must not—

- (a) use abusive, threatening or insulting language; or
- (b) behave in a threatening, intoxicated, indecent or otherwise disorderly or offensive manner or create any disturbance; or
- (c) interfere with another person's reasonable enjoyment of the Centre or an activity in the Centre; or
- (d) refuse to comply with a reasonable instruction from an authorised officer, or a person employed to work at the Centre (including a volunteer); or
- (e) disturb or interfere with a performance or activity being carried on in the Centre with lawful authority; or
- (f) intentionally obstruct, disturb, interrupt or annoy any other person making proper use of the Centre; or
- (g) throw, roll or discharge a stone, substance or missile or engage in any other activity that may endanger the safety of a person or animal in the Centre.

Maximum penalty: \$200.

6—Protection of property

A person must not—

- (a) remove, damage, deface or interfere with property owned by or under the care or control of the Trust, including vegetation in the grounds of the Centre; or
- (b) touch, or otherwise interfere with an artwork, exhibit or display in the Centre or a case containing an artwork, exhibit or display; or
- (c) climb on a building, fixture, flora or property owned by or under the care or control of the Trust; or
- (d) walk on or over a garden bed in the Centre.

Maximum penalty: \$200.

7—Restricted areas

A person must not enter or remain in an area of the Centre that is, at the direction of the Trust, closed to public access.

Maximum penalty: \$200.

8—Photographs and recordings

A person must not take a photograph or make a film, video or sound or other recording of any kind—

- (a) in a theatre within the Centre; or
- (b) of the whole or a part of a rehearsal, performance, exhibition or other activity taking place within a theatre or associated area.

Maximum penalty: \$200.

9—Prohibition against riding wheeled recreational devices in Centre

A person must not travel in or on a wheeled recreational device in the Centre.

Maximum penalty: \$200.

Expiation fee: \$25.

10—Other prohibited activities

(1) A person must not—

- (a) bring an animal other than an assistance animal into the Centre; or
- (b) bring alcohol into the Centre or consume alcohol in the Centre except in licensed premises; or
- (c) dispose of litter or waste except in a receptacle provided for that purpose; or
- (d) bathe in or take (or attempt to take) fish from a fountain or pool in the Centre; or
- (e) foul or pollute a fountain or pool in the Centre; or
- (f) light or maintain a fire in the Centre, other than in a place set aside for that purpose by the Trust; or
- (g) play a musical instrument or operate a radio receiver, amplifier or other sound producing electronic device in the Centre; or
- (h) sell or offer for sale any goods in the Centre; or

- (i) collect or seek money or other donations in the Centre; or
- (j) engage in advertising or marketing activities for commercial purposes in the Centre; or
- (k) distribute or leave for collection in the Centre any pamphlets or leaflets; or
- (l) display or erect a flag, banner, sign, placard or similar object in the Centre.

Maximum penalty: \$200.

- (2) In this regulation—

assistance animal means an animal that is—

- (a) accredited as an assistance dog under the *Dog and Cat Management Act 1995*; or
- (b) an assistance animal within the meaning of the *Disability Discrimination Act 1992* of the Commonwealth.

Part 4—Special provisions relating to vehicles

11—Public vehicular access to Centre

The Trust may, from time to time, determine areas of the Centre that are closed to public vehicular access.

12—Driving or bringing vehicles into the Centre

A person must not—

- (a) fail to comply with any speed, parking or other traffic restriction or direction indicated on an official sign in the Centre; or
- (b) bring a vehicle into, or drive a vehicle in, any part of the Centre closed to public vehicular access; or
- (c) drive a vehicle in the Centre except on an area specifically set aside for the driving or parking of vehicles; or
- (d) bring into the Centre a tracked motor vehicle or a motor vehicle the mass of which with or without its load exceeds 5 tonnes or drive such a vehicle in the Centre.

Maximum penalty: \$200.

Expiation fee: \$50.

13—Liability of vehicle owners and expiation of certain offences

- (1) Without derogating from the liability of any other person, but subject to this regulation, if a vehicle is involved in an offence against regulation 12, the owner of the vehicle is guilty of an offence and liable to the same penalty as is prescribed for the principal offence and the expiation fee that is fixed for the principal offence applies in relation to an offence against this regulation.
- (2) The owner and driver of a vehicle are not both liable through the operation of this regulation to be convicted of an offence arising out of the same circumstances, and consequently conviction of the owner exonerates the driver and conversely conviction of the driver exonerates the owner.

- (3) An expiation notice or expiation reminder notice given under the *Expiation of Offences Act 1996* to the owner of a vehicle for an alleged offence against this regulation involving the vehicle must be accompanied by a notice inviting the owner, if they were not the driver at the time of the alleged offence against regulation 12, to provide the Trust, within the period specified in the notice, with a statutory declaration—
 - (a) setting out the name and address of the driver; or
 - (b) if they had transferred ownership of the vehicle to another prior to the time of the alleged offence against regulation 12 and has complied with the *Motor Vehicles Act 1959* in respect of the transfer—setting out details of the transfer (including the name and address of the transferee).
- (4) Before proceedings are commenced against the owner of a vehicle for an offence against this regulation involving the vehicle, the complainant must send the owner a notice—
 - (a) setting out particulars of the alleged offence against regulation 12; and
 - (b) inviting the owner, if they were not the driver at the time of the alleged offence against regulation 12, to provide the complainant, within 21 days of the date of the notice, with a statutory declaration setting out the matters referred to in subregulation (3).
- (5) Subregulation (4) does not apply to—
 - (a) proceedings commenced where an owner has elected under the *Expiation of Offences Act 1996* to be prosecuted for the offence; or
 - (b) proceedings commenced against an owner of a vehicle who has been named in a statutory declaration under this regulation as the driver of the vehicle.
- (6) Subject to subregulation (7), in proceedings against the owner of a vehicle for an offence against this regulation, it is a defence to prove—
 - (a) that, in consequence of some unlawful act, the vehicle was not in the possession or control of the owner at the time of the alleged offence against regulation 12; or
 - (b) that the owner provided the complainant with a statutory declaration in accordance with an invitation under this regulation.
- (7) The defence in subregulation (6)(b) does not apply if it is proved that the owner made the declaration knowing it to be false in a material particular.
- (8) If—
 - (a) an expiation notice is given to a person named as the alleged driver in a statutory declaration under this regulation; or
 - (b) proceedings are commenced against a person named as the alleged driver in such a statutory declaration,the notice or summons, as the case may be, must be accompanied by a notice setting out particulars of the statutory declaration that named the person as the alleged driver.
- (9) The particulars of the statutory declaration provided to the person named as the alleged driver must not include the address of the person who provided the statutory declaration.
- (10) In proceedings against a person named in a statutory declaration under this regulation for the offence to which the declaration relates, it will be presumed, in the absence of proof to the contrary, that the person was the driver of the vehicle at the time at which the alleged offence was committed.

- (11) In proceedings against the owner or driver of a vehicle for an offence against this Part, an allegation in the complaint that a notice was given under this regulation on a specified day will be accepted as proof, in the absence of proof to the contrary, of the facts alleged.

Part 5—Miscellaneous

14—Confiscated or surrendered property

- (1) Subject to the Act, the Trust should endeavour to return to a person, when the person leaves the Centre, anything that was surrendered by or confiscated from the person under the Act or these regulations.
- (2) However, the Trust may retain anything that the Trust reasonably believes may constitute evidence of the commission of an offence (but only for such period as is necessary for the purposes of legal proceedings).

Schedule 1—Repeal of regulations

1—Repeal of *Adelaide Festival Centre Trust Regulations 2007*

The *Adelaide Festival Centre Trust Regulations 2007* are repealed.

Editorial note—

As required by section 10AA(2) of the *Legislative Instruments 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

with the advice and consent of the Executive Council
on 25 August 2022

No 71 of 2022

South Australia

Education and Early Childhood Services (Registration and Standards) (Amendment of Education and Care Services National Law Text) Regulations 2022

under the *Education and Early Childhood Services (Registration and Standards) Act 2011*

Contents

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- 3 Interpretation
- 4 Amendment of Education and Care Services National Law text

Part 2—Amendment of Education and Care Services National Law text

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 - 6 Matters to be taken into account in assessing whether fit and proper person
 - 7 Grant or refusal of provider approval
 - 8 Conditions on service approval
 - 9 Transfer may be subject to intervention by Regulatory Authority
 - 10 Powers of entry for assessing and monitoring approved education and care service
 - 11 Application of Commonwealth FOI Act
 - 12 Disclosure of information to approved providers
-

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Education and Early Childhood Services (Registration and Standards) (Amendment of Education and Care Services National Law Text) Regulations 2022*.

2—Commencement

These regulations come into operation on the day on which Part 4 of the *Regulatory Legislation Amendment (Reform) Act 2022* of Victoria comes into operation.

3—Interpretation

In these regulations—

Act means the *Education and Early Childhood Services (Registration and Standards) Act 2011*;

National Law means the Education and Care Services National Law text.

4—Amendment of Education and Care Services National Law text

Pursuant to section 11 of the Act, the Education and Care Services National Law text is amended as set out in Part 2 of these regulations.

Part 2—Amendment of Education and Care Services National Law text

5—Definitions

In section 5(1) of the National Law, for the definition of *Ministerial Council* substitute—
Ministerial Council means a body (however described) that consists of the Minister of the Commonwealth, and the Minister of each State and Territory, who is responsible, or principally responsible, for matters under this Law;

6—Matters to be taken into account in assessing whether fit and proper person

In section 13(2)(d) of the National Law—

- (a) in subparagraph (i), for "section 200" substitute "section 195H";
- (b) in subparagraph (ii), for "section 201A" substitute "section 197A";
- (c) in subparagraph (iii), for "section 219TSI" substitute "section 219WA"

7—Grant or refusal of provider approval

In the note at the foot of section 15(3) of the National Law, for "section 14(2)" substitute "section 14"

8—Conditions on service approval

In section 51(3) of the National Law, for "service must" substitute "approved provider must"

9—Transfer may be subject to intervention by Regulatory Authority

In section 62(1)(b) of the National Law, for "operates" substitute "operates or has operated"

10—Powers of entry for assessing and monitoring approved education and care service

In section 197(3) of the National Law, for "to being used" substitute "to be used"

11—Application of Commonwealth FOI Act

In section 264(2) of the National Law—

- (a) in paragraph (a), for "Freedom of" first occurring substitute "Australian";
- (b) in paragraph (b), omit "Freedom of" first occurring

12—Disclosure of information to approved providers

In the heading to section 272 of the National Law, for "education and care services" substitute "approved providers"

Editorial note—

As required by section 10AA(2) of the *Legislative Instruments 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

being satisfied that the amendments made by these regulations correspond, or substantially correspond, to amendments made by the Parliament of Victoria to the *Education and Care Services National Law* set out in the Schedule to the *Education and Care Services National Law Act 2010* of Victoria and that such amendments should be made to the *Education and Care Services National Law (South Australia)* and with the advice and consent of the Executive Council
on 25 August 2022

No 72 of 2022

RULES OF COURT

SUPREME COURT ACT 1935
 DISTRICT COURT ACT 1991
 MAGISTRATES COURT ACT 1991
 SOUTH AUSTRALIA

Uniform Civil (No 7) Amending Rules 2022

By virtue and in pursuance of the *Supreme Court Act 1935*, the *District Court Act 1991* and the *Magistrates Court Act 1991*, and all other enabling powers, we, the Chief Justice of the Supreme Court, the Chief Judge of the District Court and the Chief Magistrate of the Magistrates Court, make the following *Uniform Civil (No 7) Amending Rules 2022*.

1. These Rules may be cited as the *Uniform Civil (No 7) Amending Rules 2022*.
2. The *Uniform Civil Rules 2020* are amended as set out below.
3. The amendments made by these Rules come into effect on the commencement date.
4. The **commencement date** is—
 - (a) subject to subrule (b), the date of the publication of these Rules in the Gazette;
 - (b) if these Rules are published in the Gazette on a day other than a Monday, the date that is the first Monday following that publication.
5. Despite amending rules 57, 59, 61 and 66, if a proceeding governed by one of the following provisions of the *Uniform Civil Rules 2020* was instituted before the commencement date, that proceeding continues to be governed by the *Uniform Civil Rules 2020* in their unamended form—
 - (a) Chapter 19 Part 6 Division 8—Production, examination, monitoring and freezing orders;
 - (b) Chapter 20 Part 5—ICAC and ACC Investigations;
 - (c) Chapter 20 Part 17—Serious and organised crime control;
 - (d) Chapter 20 Part 18—Terrorism preventative detention reviews;
 - (e) Chapter 22 Part 9—Serious and organised crime public safety order.
6. The notes below rule 1.5 are deleted and replaced as follows:

“Notes—
 Section 3 of the *Legislation Interpretation Act 2021* generally applies the provisions of the Act to “legislative instruments”.
 These Rules are a “legislative instrument” within the meaning of the *Legislation Interpretation Act 2021*.
 Section 14 of the *Legislation Interpretation Act 2021* provides that, in interpreting a provision of an Act or a legislative instrument, the interpretation that best achieves the purpose or object of the Act or the instrument (whether or not that purpose or object is expressly stated in the Act or instrument) is to be preferred to any other interpretation.”
7. Subrule 2.1(1) is amended to delete the definition of “**document**” and replace it with the following:
 “**document**—see definition in section 4 of the *Legislation Interpretation Act 2021*.”
8. Subrule 2.1(1) is amended to delete the definition of original service and replace it with the following:
 “**original service**—see rule 42.11.”
9. Subrule 2.1(1) is amended to substitute “*Legislation Interpretation Act 2021*” for “*Acts Interpretation Act 1915*” in (a) and (b) of the definition of “**statute**”.
10. The first paragraph of the notes below subrule 2.1(2) is deleted and replaced with the following:
 “Notes—
 Section 7 of the *Legislation Interpretation Act 2021* provides that, if a word or phrase has a defined meaning, other parts of speech and grammatical forms of the word or phrase have, unless the contrary intention appears, corresponding meanings.”
11. The note below paragraph 2.3(1)(b) is deleted and replaced with the following:
 “Note—
 Section 19 of the *Legislation Interpretation Act 2021* identifies material that, subject to any express provision to the contrary, does and does not form part of a legislative instrument.”
12. The note below paragraph 2.3(2)(b) is deleted and replaced with the following:
 “Note—
 Sections 6 to 20 of the *Legislation Interpretation Act 2021* contain rules of construction. Those rules of construction apply to these Rules subject to manifestation of a contrary intention.”
13. Paragraph 13.1(2)(c) is amended to substitute “**Chief Judicial Officer**” for “delegate”.
14. Paragraph 13.2(4)(c) is amended to substitute “delegating officer” for “delegate”.
15. Paragraph 13.6(4)(c) is amended to insert the words “or CAA website” after “the Electronic System’s portal”.
16. Paragraph 31.7(9)(d) is amended to substitute the number “2” for “5” and to delete the words “the body of the affidavit and before”.
17. Paragraph 31.9(2)(a) is amended to delete the word “or” after the words “acting for the party;”.

18. Existing paragraph 31.9(2)(b) is renumbered as paragraph 31.9(2)(c) and new paragraph (b) is inserted immediately after paragraph 31.9(2)(a) as follows:
- “(b) the attesting witness is a police officer who is not the party; or”.
19. A new rule 31.10 is inserted immediately after rule 31.9 as follows:
- “31.10—Original of affidavit uploaded into Electronic System**
- (1) This rule applies to a law firm, other representative of a party or an unrepresented party who uploads a document that comprises or includes an affidavit electronically to the Electronic System or files with or produces to the Court such a document for the Court to upload to the Electronic System.
- (2) A person or entity to whom this rule applies undertakes to the Court to retain possession of the original document until finalisation of the proceeding and any appeal and expiration of any appeal period.”
20. Paragraph 32.1(2)(a) is amended to remove the words “by the Registry” after the words “to the document”.
21. Paragraph 32.1(2)(b) is amended to remove the words “by the Registry” after the words “(as applicable)”.
22. Subrule 32.3(3) is amended to substitute “2(c)” for “3(c)”.
23. Subrule 33.2(3) is amended to add the words “, unless the document it amends was not to be served” after the words “as soon as practicable”.
24. Paragraph 42.3(1)(a) is amended to insert the words “or post office box” between the words “physical” and “address”.
25. A new rule 42.4 is inserted immediately after rule 42.3 as follows:
- “42.4—Electronic service**
- (1) A document is served by *electronic service* on a person (the *recipient*) if—
- (a) it is contained in a data storage device sent to the recipient in accordance with rule 42.1, rule 42.2, rule 42.3, rule 42.6 or rule 42.7; and
- (b) one of the following applies—
- (i) the recipient has consented to the document or a class of documents encompassing the document being served on the recipient by such service; or
- (ii) the Court orders that service may be affected in this manner.
- Example—**
- An example of an electronic data storage device is a USB drive.
- (2) A document is also served by *electronic service* on a person (the *recipient*) if—
- (a) it is contained at an internet address;
- (b) it can be accessed at and downloaded from that internet address with a link;
- (c) such a link is sent to the recipient in accordance with rule 42.1, rule 42.2, rule 42.3, rule 42.6 or rule 42.7; and
- (d) one of the following applies—
- (i) the recipient has consented to the document or a class of documents encompassing the document being served on the recipient by such service; or
- (ii) the Court orders that service may be affected in this manner.”
26. A new rule 42.5 is inserted immediately after new rule 42.4 as follows:
- “42.5—Portal service**
- (1) A document is served by *portal service* on a party (the *recipient*) if each of the following applies—
- (a) it is contained in the case maintained on the Electronic System;
- (b) it is accessible to the party or a law firm acting for the party to be served upon their being granted access to the case;
- (c) the party serving the document sends to the party to be served or a law firm acting for them an email identifying the case number maintained on the Electronic System (or otherwise identifying the case), the existence of the document in the case and the title, date and FDN of the document;
- (d) the email address to which an email referred to in paragraph (c) is sent is an email address—
- (i) that the party to be served has provided to the party serving for the purpose of communications in relation to the case; or
- (ii) contained in the address for service of the party to be served.
- (e) the party to be served or a law firm acting for them is or becomes a registered user of the Electronic System and has been granted or is granted access to the case maintained on the Electronic System.
- (2) A document served by portal service under subrule (1) is to be regarded as having been served on the date and at the time when the last event referred to in subrule (1) occurs.
- (3) A document is also served by *portal service* on a party (the *recipient*) if—
- (a) it is contained in the case maintained on the Electronic System; and
- (b) the party to be served or a law firm acting for them views or downloads the document in the case maintained on the Electronic System.
- (4) A document served by portal service under subrule (3) is to be regarded as having been served on the date and at the time when the party or their law firm first views or downloads the document in the case maintained on the Electronic System.”

27. Existing rule 42.4 is renumbered as rule 42.6.
28. Existing rule 42.5 is renumbered as rule 42.7.
29. Existing rule 42.6 is renumbered as rule 42.8.
30. Existing rule 42.7 is renumbered as rule 42.9.
31. Existing rule 42.8 is renumbered as rule 42.10.
32. Existing rule 42.9 is renumbered as rule 42.11.
33. The paragraph renumbered as 42.11(1)(b) is amended to add the words “, rule 42.4, rule 42.5” between the words “rule 42.3” and “or, if applicable” and to substitute “rule 42.6, rule 42.7, rule 42.8 or rule 42.9” for “rule 42.4, rule 42.5, rule 42.6 or rule 42.7”.
34. The paragraph renumbered as 42.11(2) is amended to substitute “rule 42.10” for “rule 42.8”.
35. Existing rule 42.10 is renumbered as rule 42.12.
36. Paragraph 44.3(d) is amended by deleting the word “or” after the words “in accordance with rule 42.3;”
37. Existing paragraph 44.3(e) is renumbered as paragraph 44.3(g) and new paragraphs (e) and (f) are inserted immediately after paragraph 44.3(d) as follows:
 - “(e) made available by electronic service in accordance with rule 42.4;
 - (f) made available by portal service in accordance with rule 42.5; or”
38. Rule 45.6 is amended to substitute “rule 42.6” for “rules 42.4” and to substitute “rule 42.7” for “42.5”.
39. Paragraph 45.6(b) is amended to substitute “rule 42.6(a)” for “rule 42.4(a)” wherever it appears in the paragraph.
40. Paragraph 45.6(c) is amended to substitute “rule 42.6(b)” for “rule 42.4(b)” wherever it appears in the paragraph.
41. Paragraph 45.6(d) is amended to substitute “rule 42.7” for “rule 42.5” wherever it appears in the paragraph.
42. Rule 45.7 is amended to substitute “rule 42.8” for “rule 42.6”.
43. Paragraph 45.7(b) is amended to substitute “rule 42.8” for “rule 42.6”.
44. Rule 45.8 is amended to substitute “rule 42.9” for “rule 42.7”.
45. Subrule 63.4(3) is amended to add the words “, rule 42.4, rule 42.5” between the words “rule 42.3” and “or, if applicable” and to substitute “rule 42.6, rule 42.7, rule 42.8 or rule 42.9” for “rule 42.4, rule 42.5, rule 42.6 or rule 42.7”.
46. Subrule 63.4(4) is amended to substitute “rule 42.10” for “rule 42.8”.
47. Subrule 82.4(3) is amended to add the words “, rule 42.4, rule 42.5” between the words “rule 42.3” and “or, if applicable” and to substitute “rule 42.6, rule 42.7, rule 42.8 or rule 42.9” for “rule 42.4, rule 42.5, rule 42.6 or rule 42.7”.
48. Subrule 82.4(4) is amended to substitute “rule 42.10” for “rule 42.8”.
49. New subrules 131.3(9) and (10) are inserted immediately after subrule 131.3(8) as follows:
 - “(9) The Registrar must publish the fees which are charged by external mediators for the purposes of Court ordered mediation on the CAA website.
 - (10) The parties must pay their proportion of the cost of mediation, if any, into Court at least 7 days before the date fixed for the mediation. Subject to any order of the Court, the costs of the mediation will be borne equally by the parties.”
50. Rule 134.3 is amended by inserting the words “party represented by a” between the words “involving a” and “representative party”.
51. Paragraph 142.11(1)(b) is amended to substitute “rule 42.9” for “rule 42.7”.
52. A new subrule 156.2(5) is inserted immediately after subrule 156.2(4) as follows:
 - “(5) A subpoena that is returnable before trial may only be issued with the prior leave of the Court.”
53. A new rule 195.7A is inserted immediately after rule 195.7 as follows:

“195.7A—Witness fees—Supreme Court and District Court

 - (1) The Chief Judicial Officer, on the recommendation of the Masters, may produce and amend from time to time an indicator to the exercise of the discretion in respect of witness fees (a *Witness Fee Indicator*).
 - (2) A Witness Fee Indicator is a guide only and does not fetter the exercise of the discretion of the Court in a particular case.
 - (3) The Registrar must publish the current version of any Witness Fee Indicator on the CAA website.”
54. The note below subrule 201.2(2)(b) is amended to substitute “Notes” for “Note” and a second paragraph is inserted immediately after the existing paragraph as follows:

“If an applicant seeks to enforce an order for possession by a warrant of possession, rule 204.2(2) and rule 204.3(2A) require the judgment to have been served personally on the respondent despite this rule.”
55. Subrule 204.2(2) is amended to substitute “rule 42.9” for “rule 42.7”.
56. Subrule 204.3(2A) is amended to substitute “rule 42.9” for “rule 42.7”.
57. Subrule 236.1(1) is amended to delete the definitions of “*confiscation freezing order*”, “*monitoring order*” and “*production order*”, and insert definitions of *trust account* and of *trust money* immediately after the definition of “*transaction set aside order*” as follows:

“*trust account* means a trust account within the meaning of the *Legal Practitioners Act 1981*, the *Land Agents Act 1994*, the *Conveyancers Act 1994* or any other account in which trust money is deposited and held;
trust money means money held in an account by the account holder on trust for another person or persons;”
58. Existing subrule 236.14(3) is renumbered as subrule 236.14(4) and a new subrule (3) is inserted immediately after subrule 236.14(2) as follows:
 - “(3) If the forfeiture order sought encompasses moneys held in a trust account, the supporting affidavit must—

- (a) state that the moneys concerned are held in a trust account;
- (b) identify and verify the name of the trust account holder;
- (c) identify whether the applicant has informed the holder of the trust account of the proposed application and, if so, provide details; and
- (d) identify whether the applicant has reason to believe that any other person (including the holder of the trust account) has a beneficial interest in the moneys in the trust account and, if so, provide details.”
59. The following rules in Chapter 19 Part 6 Division 8 are deleted:
- Rule 236.27;
 - Rule 236.28; and
 - Rule 236.29.
60. The second note below subrule 241.1(6) is amended to substitute “rule 42.9” for “rule 42.7”.
61. The following Parts of Chapter 20 are deleted:
- Part 5;
 - Part 17; and
 - Part 18.
62. Rule 263.3 is amended to insert the words “and lodgement” in the title of the rule immediately after the word “Timing”.
63. Subrules 263.3(2) and (3) are deleted and new subrule (2) is inserted immediately after subrule 263.3(1) as follows:
“(2) Applications are to be emailed to: chambers.chiefjustice@courts.sa.gov.au.”
64. Rule 263.5 is deleted.
65. Rule 283.3 is amended to substitute “rule 42.11” for “rule 42.9”.
66. Part 9 of Chapter 22 is deleted.
67. Subrule 319.1(2) is amended to substitute “Possession List” for “Corporations List”.
68. Paragraph 331.3(o) is amended to insert the words “Part 1 and” between “Chapter 12” and “Part 2” and the words “discontinuance and” between the words “(rules as to” and “judgment in default of defence)”.
69. Schedule 6 Part 2 is amended as follows:
- subrule 3(1) is amended to substitute “(4)” for “(3)”.
 - item 6 of the table in subrule 3(1) is amended to substitute “page” for “sheet” in the Amount column.
 - subrule 3(2) is amended to substitute “(4)” for “(3)”.
 - item 6 in the table in subrule 3(2) is amended to substitute “page” for “sheet” in the Amount column.
 - existing subrule 3(3) is renumbered to 3(4) and the words “(1) and (2)” are deleted and replaced with “(1), (2) and (3)”.
 - subrule 4(8) is amended to substitute “pages” for “sheets” and “page” for “sheet”.
 - a new subrule 4(16) is inserted immediately after subrule 4(15) as follows:
“(16) For the purposes of items 6 and 13 in the tables in rule 3(1), rule 3(2) and rule 3(3) and subrule (8) of this rule, a page means an entire single side of one page, regardless of how much of that side is occupied and its size (be it A4 or otherwise). Accordingly, if any document is copied, printed, scanned or collated on both sides, that will count as two pages.”
70. In Schedule 6 Part 2, a new subrule 3(3) is inserted as follows:
“(3) Subject to subrule (4), the Higher Courts costs scale in respect of work done from on or after 1 January 2022 is set out in the following table.

Higher Courts costs scale		
Item	Description	Amount
Documents		
1	Drawing any document of importance, other than documents mentioned under item 2, 10 or 11 (including original and the lawyer’s file copy).	\$59.00—for each ¼ page.
2	Drawing proofs, indices, formal lists, extracts from other documents, lists of authorities, or other formal documents (including original and the lawyer’s file copy).	\$19.38—for each ¼ page.
3	Engrossing documents, when copying or scanning is not appropriate (including original and the lawyer’s file copy).	\$5.61—for each ¼ page.
4	Perusing documents (including electronic documents).	a range between \$2.81 and \$10.97—for each ¼ page.
5	Examining documents (including electronic documents), when a perusal is not justified.	\$0.71—for each ¼ page.
6	Documents produced by copying or scanning, or receiving emails, faxes or any other electronic transmissions.	\$0.41—for each page.
Attendances and Communications		

Higher Courts costs scale		
Item	Description	Amount
7	Attendances and oral communications, whether personal or by electronic communication, including attendances to swear or take affidavits.	Either: (a) for each 6 minute unit by a lawyer involving skill—\$40.80; (b) for each 6 minute unit by a lawyer not involving skill—\$24.48; (c) for each 6 minute unit by a non-lawyer employed or engaged by a lawyer—\$19.38; or (d) for arranging appointments, including all work involved—\$27.54 per person.
8	Attending hearings, including preparation, and when not attending as instructing lawyer for counsel.	Either: (a) for an ordinary hearing—\$204.00; or (b) if protracted (beyond 5 units), for each 6 minute unit of hearing time—\$40.80.
9	Filing or delivery of documents other than <u>personal service</u> , when no other attendance is properly allowable.	\$27.54.
Correspondence		
10	Correspondence, including original to send and the lawyer's file copy, and the ordinary postal or transmission expenses—whether sent by letter, email, SMS or fax.	\$27.54—for each ¼ page.
11	Circular correspondence, including original to send and the lawyer's file copy, and the ordinary postal or transmission, expenses—after the first.	\$13.77—for each letter, including copying for subsequent pages (regardless of the number of pages).
Miscellaneous		
12	Paying disbursements by whatever means and including all work and associated expenses.	\$27.54.
13	Preparation of Pleadings Books, Tender Books, Application Books, Appeal Books and Briefs, including indices, pagination and binding.	\$2.04—for each page.
14	Lump sum on a default judgment.	\$2785.62.”

71. Schedule 6 Part 3 is amended as follows:

- a) subrule 5(1) is amended to substitute “(3)” for “(2)”.
- b) item 20 in the table in subrule 5(1) is amended to delete the words “when required” in the Amount column.
- c) new subrule 5(3) is inserted immediately after new subrule 5(2) as follows:
“(3) The tables in subrules (1) and (2) are subject to the notes in rule 6.”

72. In Schedule 6 Part 3, subrule 5(2) is deleted and new subrule 5(2) is inserted as follows:

- “(2) Subject to subrule (3), the Magistrates Court costs scale in respect of work done from on or after 29 August 2022 is set out in the following table.

Magistrates Court costs scale		
Item	Description	Amount
1	Pre-litigation notice of action (solicitor and counsel).	Either: (a) in an action other than for personal injury—1% of <u>quantum</u> ; or (b) in an action for personal injury—2% of <u>quantum</u> .
2	Filing a claim, originating application, defence or response (solicitor and counsel), including: (a) a supporting affidavit or opposing affidavit; and (b) attending the first <u>directions hearing</u> or hearing (as applicable).	5% of <u>quantum</u> .
3	Any and all activity after the first <u>directions hearing</u> or hearing (solicitor and counsel) until: (a) if the action is to proceed to <u>trial</u> —the last hearing before <u>trial</u> , whether a <u>directions hearing</u> , hearing or pre-trial conference; or (b) the final determination of an originating application: (i) when determined at a hearing; and	14% of <u>quantum</u> .

Magistrates Court costs scale		
Item	Description	Amount
	(ii) when the action is not listed for trial.	
4	All aspects not otherwise specified of, and incidental to, preparing for trial (solicitor and counsel), including: <ul style="list-style-type: none"> (a) proofing witnesses; (b) advice on evidence and law; and (c) delivering brief to counsel. 	8% of <u>quantum</u> .
5	Preparing and filing a trial plan (solicitor and counsel).	2.5% of <u>quantum</u> .
6	Advice on compromise or settlement when Court approval is required (solicitor and counsel).	Either: <ul style="list-style-type: none"> (a) when only the amount is in dispute—the greater of the following: <ul style="list-style-type: none"> (i) \$1,270; or (ii) 2% of <u>quantum</u>; or (b) when liability and amount are in dispute—the greater of the following: <ul style="list-style-type: none"> (i) \$1,900; or (ii) 3% of <u>quantum</u>.
7	Attendance as counsel at trial, including fee on brief.	The following applies: <ul style="list-style-type: none"> (a) the first day—the greater of the following: <ul style="list-style-type: none"> (i) \$1,410; or (ii) 4% of <u>quantum</u>; or (b) subsequent days—the greater of the following: <ul style="list-style-type: none"> (i) \$1,060; or (ii) 3% of <u>quantum</u>.
8	Arranging attendance of a witness at trial, including issuing a subpoena, if applicable.	\$110.
9	Any other attendance when the costs are not within any other item (solicitor and counsel).	\$160.
10	Notice of demand and registration of a lien under the <i>Worker's Liens Act 1893</i> .	Either: <ul style="list-style-type: none"> (a) for claims of \$1 up to and including \$10,000—\$270; or (b) for claims above \$10,000—\$480.
11	Notice of withdrawal, or satisfaction, of a lien, and registration under the <i>Worker's Liens Act 1893</i> .	Either: <ul style="list-style-type: none"> (a) for claims of \$1 up to and including \$10,000—\$100; or (b) for claims above \$10,000—\$150.
12	Filing a request for judgment.	\$110.
13	Preparing a bill for taxation, including attendance.	\$370.
Enforcement		
14	Attendance on an application to set aside a warrant.	\$160.
15	Request for an <u>enforcement process</u> .	Either: <ul style="list-style-type: none"> (a) for a warrant of sale or warrant of possession—\$55; or (b) for any other process (including attending at the hearing)—\$120.

Magistrates Court costs scale		
Item	Description	Amount
16	Preparing and registering a warrant of sale against real property and registering it.	Either: (a) for claims of \$1 up to and including \$10,000—\$150; or (b) for claims above \$10,000—\$190.
17	Discharging a warrant of sale.	Either: (a) for claims of \$1 up to and including \$10,000—\$100; or (b) for claims above \$10,000—\$150.
18	Applying for and obtaining a charging order over real property and registering it.	Either: (a) for claims of \$1 up to and including \$10,000—\$230; or (b) for claims above \$10,000—\$480.
19	Discharging a charging order at the Lands Titles Office.	Either: (a) For claims of \$1 up to and including \$10,000—\$100; or (b) for claims above \$10,000—\$150.
Disbursements		
20	Service of <u>originating process</u> .	Either: (a) <u>personal service</u> on an individual—\$110; or (b) other—\$55.
21	Professional or other expert witness fee per day (includes waiting).	\$1,050 or such other amount ordered by the Court.
22	Other adult witness per day (includes waiting).	\$380 or such other amount ordered by the Court.
23	Juvenile witness (includes waiting).	\$160 or such other amount ordered by the Court.
24	Travel expenses for witness when witness normally resident more than 50 km from the <u>trial</u> court.	90 cents per km or the least expensive return air fare, whichever is the lesser, or the cheapest combination of both.
25	Accommodation for witness when witness required to be absent from normal place of residence overnight.	\$310 per night or such larger amount ordered by the Court prior to judgment for accommodation and sustenance.
26	<u>Expert reports</u> .	\$1,050 or such other amount ordered by the Court.
27	Documents produced by photocopying.	\$0.68—for each page.
28	Other.	All Court fees, search fees, and other fees and payments to the extent to which they have been properly and reasonably incurred and paid; but excluding the usual and incidental expenses and overheads of a legal practice and in particular excluding postage, telephone charges (other than those charged by time) and courier expenses.”

73. Schedule 6 Part 4 is amended as follows:

- a) subrule 7(1) is amended to substitute “(3)” for “(2)”.
- b) item 16 of the table in subrule 7(1) is amended to delete the words “where required” in the Amount column.

- c) item 17 of the table in subrule 7(1) is amended to insert the words “or such other amount ordered by the Court” after the words “per day” in the Amount column.
- d) item 18 of the table in subrule 7(1) is amended to insert the words “or such other amount ordered by the Court” after the words “per day” in the Amount column.
- e) new subrule 7(3) is inserted as follows:
“(3) The tables in subrules (1) and (2) are subject to the notes in rule 8.”
- f) subrule 8(3) is deleted and existing subrules 8(4), (5) and (6) are renumbered as 8(3), (4) and (5) respectively.

74. In Schedule 6 Part 4, subrule 7(2) is deleted new subrule 7(2) is inserted as follows:

- “(2) Subject to subrule (3), the Minor Civil costs scale in respect of work done from on or after 29 August 2022 is set out in the following table.

Minor Civil costs scale		
Item	Description	Amount
1	Filing an action if prepared and filed by a lawyer.	\$20 plus 5% of <u>quantum</u> (up to a maximum of \$500).
2	Having a lawyer prepare and file personal injury particulars.	2% of <u>quantum</u> .
3	Where a matter is defended and a Magistrate orders that the complexity of the action justifies legal advice in the pre- <u>trial</u> processes.	5% of <u>quantum</u> .
4	Any attendance at Court by party or lawyer (when lawyer is entitled to attend).	0.5% of <u>quantum</u> .
5	Filing and serving a subpoena.	\$55.
6	Preparation of a <u>trial</u> plan when the Court permits it due to special circumstances (<i>Magistrates Court Act 1991</i> section 38(5)).	3% of <u>quantum</u> .
7	To advise on compromise or settlement when court approval required.	Either: (a) when only the amount is in dispute—\$1,060; or (b) when liability and amount are in dispute—\$1,590.
8	Notice of Demand and registration of Lien under the <i>Worker’s Liens Act 1893</i> .	Either: (a) for claims of \$1 up to and including \$10,000—\$270; or (b) for claims above \$10,000—\$480.
9	Notice of withdrawal or satisfaction of Lien and registration.	Either: (a) for claims of \$1 up to and including \$10,000—\$100; or (b) for claims above \$10,000—\$150.
Enforcement		
10	Request for Investigation or Examination summons including attendance at the hearing.	\$55.
11	Any other request for enforcement of judgment.	\$55.
12	Preparing and registering a warrant of sale against real property.	Either: (a) for claims of \$1 up to and including \$10,000—\$150; or (b) for claims above \$10,000—\$190.
13	Discharging a warrant of sale.	Either: (a) for claims of \$1 up to and including \$10,000—\$100; or (b) for claims above \$10,000—\$150.
14	Applying for and obtaining a charging order over real property and registering it.	Either: (a) for claims of \$1 up to and including \$10,000—\$230; or (b) for claims above \$10,000—\$480.

Minor Civil costs scale		
Item	Description	Amount
15	Discharging a charging order at the Lands Titles Office.	Either: (a) for claims of \$1 up to and including \$10,000—\$100; or (b) for claims above \$10,000—\$150.
Disbursements		
16	Service of <u>originating process</u> .	Either: (a) <u>personal service</u> on an individual—\$110; or (b) other—\$55.
17	Witness fees generally.	\$85—per day or such other amount ordered by the Court.
18	Professional witness.	\$530—per day or such other amount ordered by the Court.
19	All other Court fees.	As allowed by the Court.
20	Other disbursements.	As allowed by the Court.

75. In Schedule 7, Form 4A Originating Application for Review is deleted and substituted as follows:

Form 4A

<p>To be inserted by Court</p> <p>Case Number:</p> <p>Date Filed:</p> <p>FDN:</p>
<p>Hearing Date and Time:</p> <p>Hearing Location:</p>

ORIGINATING APPLICATION FOR REVIEW

SUPREME COURT OF SOUTH AUSTRALIA
CIVIL JURISDICTION
[NAME OF LIST] LIST If applicable

Please specify the Full Name including capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable) for each party. Each party should include a party number if more than one party of the same type.

First Applicant

First Respondent

First Interested Party

Applicant	Full Name (including Also Known as, capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable))			
Name of law firm / solicitor If any	Law Firm	Solicitor		
Address for service	Street Address (including unit or level number and name of property if required)			
	City/town/suburb	State	Postcode	Country
	Email address			
Phone Details	Type - Number			

Duplicate panel if multiple Applicants

Respondent	Full Name (including Also Known as, capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable))			
Address	Street Address (including unit or level number and name of property if required)			
	City/town/suburb	State	Postcode	Country
	Email address			
Phone Details	Type - Number			

Duplicate panel if multiple Respondents

Interested Party	Full Name (including Also Known as, capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable))		
Address	Street Address (including unit or level number and name of property if required)		
	City/town/suburb	State	Postcode
	Country		
Phone Details	Email address		
	Type - Number		

Duplicate panel if multiple Interested Parties

Application Details

Matter type:

This Application is for review of the decision identified below that
Summary of decision in one sentence

This Application is made under the Court's common law jurisdiction.

Decision subject of application

Date of decision:

Date notice of decision received:

Tribunal/agency/decision maker being reviewed:

Name of individual decision maker: if known/applicable:

Reference number of tribunal/agency/decision maker: if known

Orders challenged:

Only the orders sought to be reviewed in separate numbered paragraphs

1.

Orders sought

Orders sought in addition to or in place of the orders made in separate numbered paragraphs

1.

This Application is made on the grounds set out in the accompanying affidavit sworn
 by [full name] on the day of 20

If applicable

Extension of time

The Applicant seeks an extension of time to bring this review

on the grounds that:

Grounds in separate numbered paragraphs

1.

To the Respondent/Interested Party: WARNING

Directions will be given at the hearing at the date and time set out at the top of this document for the progress of this proceeding.

If you wish to oppose the Application or make submissions about it:

- you **must attend the hearing** and
- you **must file and serve on all parties a Response to Statement of Facts Issues and Contentions within 28 days after service** of this Application and
- if you wish to rely on any facts in addition to or contrary to those relied on by the party seeking the orders you **must file and serve on all parties an Affidavit within 28 days after service** of this Application.

If you do not do so, the Court may proceed in your absence and orders may be made for the progress of this proceeding (including as to costs) without further warning.

For instructions on how to file a response to an application and how to obtain access to the file, visit <https://courtsa.courts.sa.gov.au/?g=node/482>.

Service

The party filing this document is required to serve it on all other parties in accordance with the Rules of Court.

Accompanying Documents

Mark appropriate sections below with an 'x'

Accompanying service of this Application is a:

- Multilingual Notice (mandatory)
- Supporting Affidavit (must be filed and served)
- Notice to Respondent Served Interstate (mandatory if address of the respondent or interested party to be served is interstate)
- Notice to Respondent Served in New Zealand (mandatory if address of the party to be served is in New Zealand)
- Notice to Respondent Served outside Australia (mandatory if address of the party to be served is outside Australia but not in New Zealand)
- If other additional document(s) please list them below:

Note to Parties

There are usually cost penalties for making an unsuccessful application or resisting a successful application.

Certification

Mark appropriate section below with an 'x'

[] As the filing lawyer, I certify that this pleading is filed in accordance with the instructions of the party/parties for whom I act. There is a proper basis for each allegation of fact in the pleading and it complies with the Rules of Court.

[] As a Litigant in Person (self-represented), I am responsible for filing this pleading. Each allegation of fact in the pleading is true to the best of my knowledge, information and belief.

.....
Signature

.....
Name printed

.....
Date

76. In Schedule 7, Form 10 Affidavit of Personal Injury Particulars is deleted and substituted as follows:

Form 10

To be inserted by Court

Case Number:

Date Filed:

FDN:

AFFIDAVIT OF PERSONAL INJURY PARTICULARS OF [FULL NAME OF DEPONENT] MADE ON [DATE]

[SUPREME/DISTRICT/MAGISTRATES] Delete all but one COURT OF SOUTH AUSTRALIA CIVIL JURISDICTION

[MINOR CIVIL] If applicable
 [NAME OF LIST] LIST If applicable

Please specify the Full Name including capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable) for each party. Each party should include a party number if more than one party of the same type.

[FULL NAME]
 First Applicant

[FULL NAME]
 First Respondent

[FULL NAME]
 First Interested Party

Applicant	Full Name (including Also Known as, capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable))	
Name of law firm / solicitor If any	Law Firm	Solicitor

Duplicate panel if multiple Applicants

Applicant Details	
Date of Birth	
Marital Status	
Dependant children	
Occupation at the time of the injury	
Occupational/employment history for the 3 years prior to the injury	Set out dates for each occupation where relevant
All educational, trade or other occupational qualifications achieved and dates of achievement	

Duplicate panel if multiple Applicants

General Damages	
Parts of body injured	

Nature of the injuries:

Describe injuries. e.g. broken bone, sprain, bruising, ligamentous

Scars: if any

Describe scars

Parts of the body lost: if any

Describe parts, e.g. tooth, eye, finger, leg

Periods spent in hospital: if any

If more than one period, please provide particulars e.g. dates

Periods off work: if any

Please give dates, name and address of employer

Work after the injury:

Please give details of any employment and dates of employment since the injury

Attempts to obtain work after the injury:

Please provide details of each attempt to obtain employment including the outcome of the attempt

<p>Loss of ability to perform:</p> <p>(a) Domestic tasks, types of tasks and for how long:</p> <p>(b) Recreational activity – types of activities and how long: e.g. sport, social life, gardening</p>
<p>Symptoms still being experienced: <i>if any</i></p>

<p>Any unrelated injuries <i>If you have suffered any other injuries before or after the accident/incident, complete the following detail</i></p>
<p>Dates of unrelated injuries, where and how they occurred:</p>
<p>Nature of unrelated injuries:</p>
<p>Ongoing effects or disabilities from unrelated injuries: <i>if any</i></p>

Compensation received for or in relation to other injuries: if any

If Court proceedings were started with respect to unrelated injuries, identify the Court, the Court action number and the result. You may get this information from the Court that you used

Worker's compensation payments received for or in relation to other injuries and periods for which the payments were made: if any

Payments received and periods for which they were made

Medical Treatment & Expenses

Give details of the names and addresses of all medical practitioners, dentists, physiotherapists, chiropractors, psychologists and any other health professionals whom the applicant has consulted in relation to the injury caused by the accident/incident with the dates of each consultation. If a claim is being made for the cost of any consultation fill in the last two columns and be prepared to produce receipts for each amount claimed

Name	Address	Dates Consulted	Fee	Mark if paid
			\$	[]
			\$	[]
			\$	[]
			\$	[]
			\$	[]

IMPORTANT NOTICE

If you intend to call any medical or other expert witnesses at the trial, you must obtain a written report from the proposed witness and supply a copy of that report to the Court and the respondent within the time fixed by the Rules of Court.

Loss of Income

Name and address of employer on the date of the accident/incident: if any

Date of commencement of the employment held at the date of the accident/incident: <i>if any</i>
Periods off work as a result of the injury: <i>if any</i> <i>if more than one period give the details</i>
Change of duties or hours resulting in a loss of income as a result of the injury, the loss of income after tax and the period during which the loss occurred: <i>if any</i>
Money received for worker's compensation, insurance, Centrelink or other compensation received with respect to loss of income and give details of the periods to which they related: <i>if any</i>
Gross annual taxable income and the total income tax paid with respect to that income for the 3 financial years immediately prior to the accident/incident: <i>if any</i>
Gross annual taxable income and the total income tax paid with respect to that income in relation to the financial years after the injuries were suffered in respect of which any loss of income is claimed: <i>if any</i>
Attempts to obtain alternative employment since the accident/incident: <i>if any</i>
Future Loss of Income

Disability arising from the accident/incident which will in the future affect your ability to earn income and the expected effect: *if any*

Claim for Domestic Help

Help given to you since the accident/incident by your parent, spouse or child and the periods during which the services were given by each: *if any*

Help given to you by people other than your parent, spouse or child, the periods during which you received the help, the person supplying the help and any money paid to them: *if any*

Summary of Monetary Claims
 For each of the following heads, state the amount claimed and how you worked it out

Special damages, medical and other treatment expenses: \$

Loss of past income: \$

Deponent the person who is making the affidavit

Deponent	Full Name			
Address	Street Address (including unit or level number and name of property if required)			
	City/town/suburb	State	Postcode	Country
	Email address			

Phone Details	<small>Type (eg. Home; work; mobile) - Number</small>	<small>Another number</small>
----------------------	---	-------------------------------

Affidavit
 Mark appropriate section below with an 'x'

I, [full name],

swear on oath that:

do truly and solemnly affirm that:
 the information contained in this form is true and correct to the best of my knowledge and belief.

[Sworn/Affirmed] select one by the deponent

At [place]

On [date]

.....
 Signature of Deponent

before me

Signature of attesting witness
Must be an authorised witness – see rule 31.9

.....
 Printed name of witness

.....
 Qualification as authorised witness under section 27A(3) of the *Oaths Act 1936*.
Stamp here if applicable

.....
 Identification of witness if applicable
(ID number of Justice of the Peace; rank, identification number and "South Australia Police" for police officer)

Service

The party filing this document is required to serve it on all other parties in accordance with the Rules of

Court.

Next box not displayed on completed affidavit

Please ensure you have complied with instructions for completing an affidavit

Instructions

- Please review the Codes of Practice in relation to Affidavits published by the Attorney-General under s 33 of the *Oaths Act 1936* before completing this form.
- The person who makes the affidavit is called the deponent. The deponent makes the affidavit by taking an oath or affirmation in the presence of an authorised witness.
- Each page of the affidavit, including any exhibit(s), must be consecutively numbered starting with page 2.
- Each page of the affidavit (but not any exhibit) must be signed by both the deponent and the witness.
- A single 'front page' must be inserted in front of the exhibit(s) in Form 14.
- An exhibit to an affidavit must be clearly marked to identify it as the exhibit referred to in the affidavit.
- The declaration should be confined to facts and should not include submissions.
- The declaration should not reproduce material already contained in affidavits or other material already filed in the matter. It should not exhibit documents already exhibited to affidavits filed in the matter. In both cases it is sufficient to simply refer to such material or documents and the place where they may be found.
- An affidavit is to be sworn or affirmed in this State in accordance with section 6 of the *Evidence Act 1929* or, if made elsewhere, in accordance with the law for the taking of oaths or the making of affirmations in that place.
- The deponent must swear or affirm the affidavit before a person authorised by law to witness the swearing or affirming of affidavits ('the witness'). Persons authorised to witness an affidavit are:
 - (a) a Commissioner for taking affidavits in the Supreme Court;
 - (b) a justice of the peace;
 - (c) a police officer, other than a police officer who is a probationary constable;
 - (d) a person admitted and enrolled as a notary public of the Supreme Court;
 - (e) any other person of a class prescribed by regulation.
- The contents of the affidavit cannot be altered after the affidavit has been sworn or affirmed.
- If the deponent is illiterate or blind, see rule 31.7(6). If the deponent does not appear to understand English sufficiently, see rule 31.7(7).

77. In Schedule 7, Form 12 Affidavit is deleted and substituted as follows:

Form 12

To be inserted by Court

Case Number:
Date Filed:
FDN:

AFFIDAVIT OF [FULL NAME OF DEPONENT] MADE ON [DATE]

[SUPREME/DISTRICT/MAGISTRATES] Delete all but one COURT OF SOUTH AUSTRALIA
 [COURT OF APPEAL] If applicable
 CIVIL JURISDICTION
 [MINOR CIVIL] If applicable
 [NAME OF LIST] LIST If applicable

Please specify the Full Name including capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable) for each party. Each party should include a party number if more than one party of the same type.

[FULL NAME]
 First [Applicant/Appellant]

[FULL NAME]
 First Respondent

[FULL NAME]
 First Interested Party

Lodging Party	<small>Full Name (including Also Known as, capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable))</small>	
Name of law firm / solicitor <small>if any</small>	<small>Law Firm</small>	<small>Solicitor</small>

Deponent <small>the person who is making the affidavit</small>			
Deponent	<small>Full Name</small>		
Address	<small>Street Address (including unit or level number and name of property if required)</small>		
	<small>City/town/suburb</small>	<small>State</small>	<small>Postcode</small>
	<small>Country</small>		
<small>Email address</small>			

Phone Details		
	Type (eg. Home; work; mobile) - Number	Another number

Affidavit

Mark appropriate section below with an 'x'

I, [full name],

swear on oath that:

do truly and solemnly affirm that:

Enter text in separate numbered paragraphs

If the Affidavit relates to an Application, identify the Application, and state the material facts relevant to the Application

1.

[Sworn/Affirmed] select one by the Deponent

At [place]

On [date]

.....
Signature of Deponent

before me

Signature of attesting witness
Must be an authorised witness – see rule 31.9

.....
Printed name of witness

.....
Qualification as authorised witness under section 27A(3) of the Oaths Act 1936.
Stamp here if applicable

.....
Identification of witness if applicable
(ID number of Justice of the Peace; rank, identification number and "South Australia Police" for police officer)

Next box not displayed on completed affidavit

Please ensure you have complied with instructions for completing an affidavit.

Instructions

- Please review the Code of Practice in relation to Affidavits published by the Attorney-General under s 33 of the *Oaths Act 1936* before completing this form.
- The person who makes the affidavit is called the deponent. The deponent makes the affidavit by taking an oath or affirmation in the presence of an authorised witness.
- Each page of the affidavit, including any exhibit(s), must be consecutively numbered starting with page 2.
- Each page of the affidavit (but not any exhibit) must be signed by both the deponent and the witness.
- A single 'front page' must be inserted in front of the exhibit(s) in Form 14.
- An exhibit to an affidavit must be clearly marked to identify it as the exhibit referred to in the affidavit.
- The declaration should be confined to facts and should not include submissions.
- The declaration should not reproduce material already contained in affidavits or other material already filed in the matter. It should not exhibit documents already exhibited to affidavits filed in the matter. In both cases it is sufficient to simply refer to such material or documents and the place where they may be found.
- An affidavit is to be sworn or affirmed in this State in accordance with section 6 of the *Evidence Act 1929* or, if made elsewhere, in accordance with the law for the taking of oaths or the making of affirmations in that place.
- The deponent must swear or affirm the affidavit before a person authorised by law to witness the swearing or affirming of affidavits ('the witness'). Persons authorised to witness an affidavit are:
 - (a) a Commissioner for taking affidavits in the Supreme Court;
 - (b) a justice of the peace;
 - (c) a police officer, other than a police officer who is a probationary constable;
 - (d) a person admitted and enrolled as a notary public of the Supreme Court;
 - (e) any other person of a class prescribed by regulation.
- The contents of the affidavit cannot be altered after the affidavit has been sworn or affirmed.
- If the deponent is illiterate or blind, see rule 31.7(6). If the deponent does not appear to understand English sufficiently, see rule 31.7(7).

Service

The party filing this document is required to serve it on all other parties in accordance with the Rules of Court.

78. In Schedule 7, Form 12A Affidavit – in Support of Application for Admission is deleted and substituted as follows:

Form 12A

<p>To be inserted by Court</p> <p>Case Number:</p> <p>Date Filed:</p> <p>FDN:</p>

AFFIDAVIT OF [FULL NAME OF DEPONENT] MADE ON [DATE]

SUPREME COURT OF SOUTH AUSTRALIA
 CIVIL JURISDICTION

Please specify the Full Name of the Applicant.

[FULL NAME]
 Applicant

Filed by the Applicant	
Applicant	Full Name (including Also Known as, capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable))

Deponent the person who is making the affidavit	
Deponent	Full Name

Address	Street Address (including unit or level number and name of property if required)			
	City/town/suburb	State	Postcode	Country
	Email address			
Phone Details	Type (eg. Home; work; mobile) - Number		Another number	

Affidavit

Mark appropriate sections below with an 'x'

I, [full name],

 swear on oath that: do truly and solemnly affirm that:

1. My date of birth is
2. I have complied with the academic requirements for admission by completing
 - an academic qualification pursuant to LPEAC Rule 7(2); or
 - academic requirements specified by the Board of Examiners pursuant to LPEAC rule [16/17]
3. A true copy, certified by the attesting witness to this affidavit, of the official academic transcript dated [date] evidencing that I have completed the academic qualification or requirements referred to in paragraph 2 above is now shown to me marked 'A'. I am the person therein named.

OR

- A digital copy of the official academic transcript dated [date] evidencing that I have completed the academic qualification or requirements referred to in paragraph 2 above is available to be viewed at [link].
 - If applicable The name which appears on the above document is different to my current name shown above. The reason for the difference is [explain why name is different eg maiden name shown in document but now have married name]. Now shown to me marked 'B' is a copy, certified by the attesting witness to this affidavit, of proof that I am the person named in the above document. For example a marriage certificate or certificate of legal change of name
4. I have complied with the practical requirements for admission by completing
 - a course of study pursuant to LPEAC Rule 8(1)(b); or
 - practical requirements specified by the Board of Examiners pursuant to LPEAC rule [16/17]
 5. A true copy, certified by the attesting witness to this affidavit, of the original certificate dated [date] evidencing that I have completed the practical requirements for admission referred to in paragraph 4 above is now shown to me marked 'C'. I am the person therein named.
 - A digital copy of the original certificate dated [date] evidencing that I have completed the practical requirements for admission referred to in paragraph 4 above is available to be viewed at [link].

if applicable The name which appears on the above document is different to my current name shown above. The reason for the difference is [*explain why name is different* eg maiden name shown in document but now have married name]. Now shown to me marked 'D' is a copy, certified by the attesting witness to this affidavit, of proof that I am the person named in the above document. For example a marriage certificate or certificate of legal change of name

6. A certified true copy of my [*driver's licence/passport/birth certificate*] is now shown to me marked 'E'. I am the person therein named.

7. I have read the Disclosure Guidelines for Applicants for Admission to the Legal Profession issued by the Law Admissions Consultative Committee contained in Appendix D of the LPEAC Rules.

8. I have not been convicted or found guilty by a Court of any offences, nor, as far as I am aware, are there any charges or proceedings outstanding against me in relation to any offence or offences alleged to have been committed by me [*except [that/those] referred to in Exhibit "F"*].
Full details must be given in relation to each offence or alleged offence in a separate statement, which is to be exhibited to the affidavit in a sealed envelope, of the date and nature of the charge, the Court in which it was or will be heard, the sentence (if any) imposed, and the circumstances in which the offence was or is alleged to have been committed.

9. I have not otherwise done or suffered anything likely to affect adversely my good fame and character, nor am I aware of any circumstances that might affect my fitness to be admitted as a practitioner [*except - set out any facts or circumstances that the applicant is required to bring to the notice of the Board of Examiners*].
Matters that must be disclosed include that the applicant is or has been bankrupt and the circumstances of bankruptcy or has been found to have engaged in academic dishonesty such as plagiarism.

10. I authorise the Board of Examiners to obtain from any institution at which I have pursued any course of study as part of the academic or practical requirements for admission, such information as the Board may think fit and in such form as the Board may request as to any matter relevant to the course of study, including information as to whether during the course of study I engaged in any dishonest conduct including plagiarism or other conduct relevant to the determination of whether I am a fit and proper person to be admitted as a practitioner.

11. I do not suffer from any illness or condition, either permanently or intermittently, that might be considered to affect my ability to perform all the duties and responsibilities reasonably required of a legal practitioner adequately or safely [*except - set out the facts and circumstances relating to any relevant illness or condition*].

12. English is my native language.
 English is not my native language. I am sufficiently fluent in written and spoken English to enable me to practise as a practitioner.

13. I have not previously been admitted to practise law in Australia.
 I was admitted to practise in [*State or Territory*] on [*date of first admission*] and I remain enrolled as a practitioner of that jurisdiction. I have not at any time been struck off the Roll of Practitioners or otherwise been suspended from practise and I am not presently subject to any disciplinary inquiry or proceeding.

14. I have in all other respects complied with Chapter 20 Part 7 of the Uniform Civil Rules and the LPEAC Rules 2018.

[*Sworn/Affirmed*] select one by the deponent

At [*place*]

On [*date*]

.....
Signature of Deponent

before
me.....

Signature of attesting witness
Must be an authorised witness – see rule 31.9

and I certify that I have sighted the original certified documents referred to by the deponent in this affidavit and certify that the documents are true and correct copies

.....
Printed name of witness

.....
Qualification as authorised witness under section 27A(3) of the *Oaths Act 1936*.
Stamp here if applicable

.....
Identification of witness if applicable
(ID number of Justice of the Peace; rank, identification number and "South Australia Police" for police officer)

Next box not displayed on completed affidavit

Please ensure you have complied with instructions for completing an affidavit

Instructions

- Please review the Code of Practice in relation to Affidavits published by the Attorney-General under s 33 of the *Oaths Act 1936* before completing this form.
- The person who makes the affidavit is called the deponent. The deponent makes the affidavit by taking an oath or affirmation in the presence of an authorised witness.
- Each page of the affidavit, including any exhibit(s), must be consecutively numbered starting with page 2.
- Each page of the affidavit (but not any exhibit) must be signed by both the deponent and the witness.
- A single 'front page' must be inserted in front of the exhibit(s) in Form 14.
- An exhibit to an affidavit must be clearly marked to identify it as the exhibit referred to in the affidavit.
- The declaration should be confined to facts and should not include submissions.

- The declaration should not reproduce material already contained in affidavits or other material already filed in the matter. It should not exhibit documents already exhibited to affidavits filed in the matter. In both cases it is sufficient to simply refer to such material or documents and the place where they may be found.
- An affidavit is to be sworn or affirmed in this State in accordance with section 6 of the *Evidence Act 1929* or, if made elsewhere, in accordance with the law for the taking of oaths or the making of affirmations in that place.
- The deponent must swear or affirm the affidavit before a person authorised by law to witness the swearing or affirming of affidavits ('the witness'). Persons authorised to witness an affidavit are:
 - (a) a Commissioner for taking affidavits in the Supreme Court;
 - (b) a justice of the peace;
 - (c) a police officer, other than a police officer who is a probationary constable;
 - (d) a person admitted and enrolled as a notary public of the Supreme Court;
 - (e) any other person of a class prescribed by regulation.
- The contents of the affidavit cannot be altered after the affidavit has been sworn or affirmed.
- If the deponent is illiterate or blind, see rule 31.7(6). If the deponent does not appear to understand English sufficiently, see rule 31.7(7).

79. In Schedule 7, Form 13 Statutory Declaration is deleted and substituted as follows:

Form 13

To be inserted by Court

Case Number:

Date Filed:

FDN:

STATUTORY DECLARATION

[*SUPREME/DISTRICT/MAGISTRATES*] Delete all but one COURT OF SOUTH AUSTRALIA

[*COURT OF APPEAL*] if applicable

CIVIL JURISDICTION

[*MINOR CIVIL*] if applicable

[*NAME OF LIST*] LIST if applicable

Please specify the Full Name including capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable) for each party. Each party should include a party number if more than one party of the same type.

First Applicant

First Respondent

First Interested Party

Lodging Party	Full Name (including Also Known as, capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable))	
Name of law firm / solicitor If any	Law Firm	Solicitor

Declarant Person making the Declaration	Full Name		
Address	Street Address (including unit or level number and name of property if required)		
	City/town/suburb	State	Postcode
	Country		
	Email address		
Occupation	Occupation		

Statutory declaration

I, *[full name]*, do solemnly and sincerely declare under the *Oaths Act 1936* that:
 Set out text in separate numbered paragraphs.
 If the declaration relates to an application, identify the application and state the material facts relevant to the application.

1.

Declared by the declarant

At *[place]*

On *[date]*

.....
 Signature of declarant

.....

Name printed

before me

Signature of attesting witness
Must be an authorised witness – see rule 31.9

.....

Printed name of witness

.....

Qualification as authorised witness under section 25(2) of the *Oaths Act 1936*.
Stamp here if applicable

.....

Date

.....

ID number of witness if applicable
(ID number of Justice of the Peace; rank, identification number and "South Australia Police" for police officer)

Next box not displayed on completed statutory declaration

Please ensure you have complied with instructions for completing an affidavit

instructions

- Please review the Code of Practice in relation to Statutory Declarations published by the Attorney-General under s 33 of the Oaths Act 1936 before completing this form.
- The person who makes the statutory declaration is called the declarant. The declarant makes the statutory declaration by declaring in the presence of an authorised witness.
- Each page of the statutory declaration, including any exhibit(s), must be consecutively numbered starting with page 2.
- Each page of the statutory declaration (but not any exhibit) must be signed by both the declarant and the witness.
- A single 'front page' must be inserted in front of the exhibits in Form 14.
- An exhibit to a statutory declaration must be clearly marked to identify it as the exhibit referred to in the declaration.
- The declaration should be confined to facts and should not include submissions.

- The declaration should not reproduce material already contained in affidavits or other material already filed in the matter. It should not exhibit documents already exhibited to affidavits filed in the matter. In both cases it is sufficient to simply refer to such material or documents and the place where they may be found.
- A statutory declaration is to be made if it is made in this State in accordance with the Oaths Act 1936 (SA) or, if made elsewhere, in accordance with the law for the making of statutory declarations in that place.
- The declarant must make a statutory declaration before a person authorised by law to witness statutory declarations ('the witness'). Persons authorised to witness a statutory declaration are:
 - (a) a Commissioner for taking affidavits in the Supreme Court;
 - (b) a person who is registered as a conveyancer under the *Conveyancers Act 1994*;
 - (c) a justice of the peace;
 - (d) a police officer, other than a police officer who is a probationary constable;
 - (e) a person admitted and enrolled as a notary public of the Supreme Court;
 - (f) an agent of the Australian Postal Corporation in charge of an office supplying postal services to the public;
 - (g) an Australian Consular Officer or an Australian Diplomatic Officer within the meaning of the *Consular Fees Act 1955* of the Commonwealth;
 - (h) a bailiff;
 - (i) a bank officer who has 5 or more years of continuous service;
 - (j) a building society officer who has 5 or more years of continuous service;
 - (k) a chief executive officer of a Commonwealth court;
 - (l) a clerk of a court;
 - (m) a credit union officer who has 5 or more years of continuous service;
 - (n) an employee of the Australian Trade and Investment Commission who is—
 - (i) in a country or place outside Australia; and
 - (ii) authorised under paragraph 3(d) of the *Consular Fees Act 1955* of the Commonwealth; and
 - (iii) exercising their function in that place;
 - (o) an employee of the Commonwealth who is—
 - (i) in a country or place outside Australia; and
 - (ii) authorised under paragraph 3(c) of the *Consular Fees Act 1955* of the Commonwealth; and
 - (iii) exercising their function in that place;
 - (p) a fellow of the National Tax and Accountants' Association;
 - (q) a registered health practitioner;
 - (r) a finance company officer who has 5 or more years of continuous service;
 - (s) a marriage celebrant registered under Part IV Division 1 Subdivision C of the *Marriage Act 1961* of the Commonwealth;
 - (t) a member of the Governance Institute of Australia;
 - (u) a member of Engineers Australia, other than at the student grade;
 - (v) a member of the Association of Taxation and Management Accountants;
 - (w) a member of the Australasian Institute of Mining and Metallurgy;
 - (x) a member of the Australian Defence Force who is—
 - (i) an officer; or
 - (ii) a non-commissioned officer within the meaning of the *Defence Force Discipline Act 1982* of the Commonwealth who has 5 or more years of continuous service; or

- (iii) a warrant officer within the meaning of the *Defence Force Discipline Act 1982* of the Commonwealth;
 - (y) a member of the Institute of Chartered Accountants in Australia, CPA Australia (Certified Public Accountants) or the Institute of Public Accountants;
 - (z) a Member of—
 - (i) the Parliament of the Commonwealth; or
 - (ii) the Parliament of a State; or
 - (iii) a Territory legislature; or
 - (iv) a local government authority of a State or Territory;
 - (aa) a minister of religion registered under Part IV Division 1 Subdivision A of the *Marriage Act 1961* of the Commonwealth;
 - (bb) a patent attorney or a trade marks attorney;
 - (cc) a permanent employee of the Australian Postal Corporation who has 5 or more years of continuous service who is employed in an office supplying postal services to the public;
 - (dd) a permanent employee of—
 - (i) the Commonwealth or a Commonwealth authority; or
 - (ii) a State or Territory or a State or Territory authority; or
 - (iii) a local government authority,
 with 5 or more years of continuous service who is not specified in another item in this list;
 - (ee) a Senior Executive Service employee of—
 - (i) the Commonwealth or a Commonwealth authority; or
 - (ii) a State or Territory or a State or Territory authority;
 - (ff) a sheriff;
 - (gg) a sheriff's officer;
 - (hh) a teacher employed on a full-time basis at a school or tertiary education institution;
 - (ii) a veterinary surgeon;
 - (jj) any other person of a class prescribed by regulation.
- The contents of the statutory declaration cannot be altered after the statutory declaration has been declared.
 - The party serving a statutory declaration must serve copies of all exhibits with the declaration.
 - If the deponent is illiterate or blind, see rule 31.7(6). If the deponent does not appear to understand English sufficiently, see rule 31.7(7).

Service

The party filing this document is required to serve it on all other parties in accordance with the Rules of Court.

80. In Schedule 7, Form 13A Statutory Declaration – in Support of Registration is deleted and substituted as follows:

Form 13A

To be inserted by Court

Case Number:
Date Filed:
FDN:

STATUTORY DECLARATION

[*SUPREME/DISTRICT/MAGISTRATES*] Delete all but one COURT OF SOUTH AUSTRALIA
CIVIL JURISDICTION

Please specify the Full Name including capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable) for each party. Each party should include a party number if more than one party of the same type.

First Applicant

Lodging Party	Full Name (including Also Known as, capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable))		
Name of law firm / solicitor <small>If any</small>	Law Firm	Solicitor	

Declarant <small>Person making the Declaration</small>	Full Name		
Address	Street Address (including unit or level number and name of property if required)		
	City/town/suburb	State	Postcode
	Country		
	Email address		
Occupation	Occupation		

<p>Statutory declaration</p> <p>I, [full name], do solemnly and sincerely declare under the <i>Oaths Act 1936</i> that:</p> <p><small>Set out text in separate numbered paragraphs. If the declaration relates to an application, identify the application and state the material facts relevant to the application.</small></p> <p>1. I am the Applicant.</p>

2. All of the information set out in my Application for Registration is to the best of my knowledge and belief true and correct in every particular and that the accompanying documents are what they purport to be.

Declared by the declarant

At [*place*]

On [*date*]

.....
Signature of declarant

.....
Name printed

before me

Signature of attesting witness
Must be an authorised witness – see rule 31.9

.....
Printed name and title of witness

.....
Qualification as authorised witness under section 25(2) of the *Oaths Act 1936*.
Stamp here if applicable

.....
Date

.....
ID number of witness If applicable
(ID number of Justice of the Peace; rank, identification number and "South Australia Police" for police officer)

Next box not displayed on completed statutory declaration

Please ensure you have complied with instructions for completing an affidavit

Instructions

- Please review the Code of Practice in relation to Statutory Declarations published by the Attorney-General under s 33 of the Oaths Act 1936 before completing this form.
- The person who makes the statutory declaration is called the declarant. The declarant makes the statutory declaration by declaring in the presence of an authorised witness.
- Each page of the statutory declaration, including any exhibit(s), must be consecutively numbered starting with page 2.
- Each page of the statutory declaration (but not any exhibit) must be signed by both the declarant and the witness.
- A single 'front page' must be inserted in front of the exhibits in Form 14.
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- The declaration should be confined to facts and should not include submissions.
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- A statutory declaration is to be made if it is made in this State in accordance with the Oaths Act 1936 (SA) or, if made elsewhere, in accordance with the law for the making of statutory declarations in that place.
- The declarant must make a statutory declaration before a person authorised by law to witness statutory declarations ('the witness'). Persons authorised to witness a statutory declaration are:
 - (a) a Commissioner for taking affidavits in the Supreme Court;
 - (b) a person who is registered as a conveyancer under the *Conveyancers Act 1994*;
 - (c) a justice of the peace;
 - (d) a police officer, other than a police officer who is a probationary constable;
 - (e) a person admitted and enrolled as a notary public of the Supreme Court;
 - (f) an agent of the Australian Postal Corporation in charge of an office supplying postal services to the public;
 - (g) an Australian Consular Officer or an Australian Diplomatic Officer within the meaning of the *Consular Fees Act 1955* of the Commonwealth;
 - (h) a bailiff;
 - (i) a bank officer who has 5 or more years of continuous service;
 - (j) a building society officer who has 5 or more years of continuous service;
 - (k) a chief executive officer of a Commonwealth court;
 - (l) a clerk of a court;
 - (m) a credit union officer who has 5 or more years of continuous service;
 - (n) an employee of the Australian Trade and Investment Commission who is—
 - (i) in a country or place outside Australia; and
 - (ii) authorised under paragraph 3(d) of the *Consular Fees Act 1955* of the Commonwealth; and
 - (iii) exercising their function in that place;
 - (o) an employee of the Commonwealth who is—
 - (i) in a country or place outside Australia; and

- (ii) authorised under paragraph 3(c) of the *Consular Fees Act 1955* of the Commonwealth; and
- (iii) exercising their function in that place;
- (p) a fellow of the National Tax and Accountants' Association;
- (q) a registered health practitioner;
- (r) a finance company officer who has 5 or more years of continuous service;
- (s) a marriage celebrant registered under Part IV Division 1 Subdivision C of the *Marriage Act 1961* of the Commonwealth;
- (t) a member of the Governance Institute of Australia;
- (u) a member of Engineers Australia, other than at the student grade;
- (v) a member of the Association of Taxation and Management Accountants;
- (w) a member of the Australasian Institute of Mining and Metallurgy;
- (x) a member of the Australian Defence Force who is—
 - (i) an officer; or
 - (ii) a non-commissioned officer within the meaning of the *Defence Force Discipline Act 1982* of the Commonwealth who has 5 or more years of continuous service; or
 - (iii) a warrant officer within the meaning of the *Defence Force Discipline Act 1982* of the Commonwealth;
- (y) a member of the Institute of Chartered Accountants in Australia, CPA Australia (Certified Public Accountants) or the Institute of Public Accountants;
- (z) a Member of—
 - (i) the Parliament of the Commonwealth; or
 - (ii) the Parliament of a State; or
 - (iii) a Territory legislature; or
 - (iv) a local government authority of a State or Territory;
- (aa) a minister of religion registered under Part IV Division 1 Subdivision A of the *Marriage Act 1961* of the Commonwealth;
- (bb) a patent attorney or a trade marks attorney;
- (cc) a permanent employee of the Australian Postal Corporation who has 5 or more years of continuous service who is employed in an office supplying postal services to the public;
- (dd) a permanent employee of—
 - (i) the Commonwealth or a Commonwealth authority; or
 - (ii) a State or Territory or a State or Territory authority; or
 - (iii) a local government authority,with 5 or more years of continuous service who is not specified in another item in this list;
- (ee) a Senior Executive Service employee of—
 - (i) the Commonwealth or a Commonwealth authority; or
 - (ii) a State or Territory or a State or Territory authority;
- (ff) a sheriff;
- (gg) a sheriff's officer;
- (hh) a teacher employed on a full-time basis at a school or tertiary education institution;
- (ii) a veterinary surgeon;
- (jj) any other person of a class prescribed by regulation.

- The contents of the statutory declaration cannot be altered after the statutory declaration has been declared.
- The party serving a statutory declaration must serve copies of all exhibits with the declaration.

- If the deponent is illiterate or blind, see rule 31.7(6). If the deponent does not appear to understand English sufficiently, see rule 31.7(7).

81. In Schedule 7, Form 14 Exhibit front sheet to Affidavit or Statutory Declaration is deleted and substituted as follows:

Form 14

EXHIBIT

[*SUPREME/DISTRICT/MAGISTRATES*] Delete all but one COURT OF SOUTH AUSTRALIA
[*COURT OF APPEAL*] If applicable
CIVIL JURISDICTION
[*MINOR CIVIL*] If applicable
[*NAME OF LIST*] LIST If applicable

Please specify the Full Name including capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable) for each party. Each party should include a party number if more than one party of the same type.

[*FULL NAME*]
First Applicant

[*FULL NAME*]
First Respondent

[*FULL NAME*]
First Interested Party

This is the exhibit/these are the exhibits select one marked [*Enter exhibit number(s)*] to the affidavit of [*name*]
made on the [*enter day*] of [*enter month*] 20 [*enter year*].

Declared before the attesting witness named below at [*place*] on [*date*].

.....
Signature of deponent

.....
Signature of attesting witness

.....
Qualification as authorised witness under section 27A(3) of the *Oaths Act 1936*.
Stamp here if applicable

.....
Identification of witness if applicable
(ID number of Justice of the Peace; rank, identification number and "South Australia Police" for police officer)

.....
Date

82. In Schedule 7, Form 42 Affidavit of Proof of Service is deleted and substituted as follows:

Form 42

To be inserted by Court

Case Number:

Date Filed:

FDN:

**AFFIDAVIT OF [FULL NAME OF DEPONENT] OF PROOF OF SERVICE
MADE ON [DATE]**

Full name of person to serve: *[name]*

[SUPREME/DISTRICT/MAGISTRATES] Delete all but one COURT OF SOUTH AUSTRALIA

[COURT OF APPEAL] If applicable

CIVIL JURISDICTION

[MINOR CIVIL] If applicable

[NAME OF LIST] LIST If applicable

Please specify the Full Name including capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable) for party. Each party should include a party number if more than one party of the same type.

[FULL NAME]

First Applicant

[FULL NAME]

First Respondent

[FULL NAME]

First Interested Party

Lodging Party	Full Name (including Also Known as, capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable))	
Name of law firm / solicitor If any	Law Firm	Solicitor

Deponent process server			
Deponent the person who is making the affidavit	Full Name (including Also Known as, capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable))		
Address for service	Street Address (including unit or level number and name of property if required)		
	City/town/suburb	State	Postcode
	Country		
	Email address		
Phone Details	Type - Number		

Instructions for completion of Affidavit of Service

1. If document(s) are served on an individual who is the person to be served (item 1 of the table under **rule 42.1** of the Uniform Civil Rules), the person who served the document(s) must complete box 1.
2. If document(s) are served in accordance with item 2 of the table under **rule 42.1** of the Uniform Civil Rules the person who served the document(s) must complete box 2A and the person instructing service of the document(s) must complete box 2B.
3. If document(s) are served in accordance with items 3 to 8 of the table under **rule 42.1** of the Uniform Civil Rules the person who served the document(s) must complete either box 2A, 3A or 4 depending on the method by which the document(s) were served. If box 2A is to be completed by the person who served the documents, the person instructing service must complete box 2B. If box 3A is to be completed by the person who served the documents, the person instructing service must complete box 3B.
4. If document(s) are served in accordance with items 9 to 13 of the table under **rule 42.1** of the Uniform Civil Rules the person who served the document(s) must complete either box 2A or 3A depending on the method by which the document(s) were served. If box 2A is to be completed by the person who served the documents, the person instructing service must complete box 2B. If box 3A is to be completed by the person who served the documents, the person instructing service must complete box 3B.
5. If document(s) are served in accordance with **rule 42.2** of the Uniform Civil Rules the person who served the document(s) must complete box 5.
6. If document(s) are served in accordance with **rule 42.3** of the Uniform Civil Rules the person who served the document(s) must complete box 6.
7. If document(s) are served in accordance with **rule 42.4 or 42.5** of the Uniform Civil Rules the person who served the document(s) must complete either box 7, 8 or 9A depending on the method by which the document(s) were served. If box 9A is to be completed by the person who served the documents, the person instructing service must complete box 9B.
8. If document(s) are served in accordance with **rule 42.6** of the Uniform Civil Rules the person who served the document(s) must complete box 10.
9. If document(s) are served in accordance with **rule 42.7** of the Uniform Civil Rules the person who served the document(s) must complete box 11.
10. If document(s) are served in accordance with **rule 44.3** of the Uniform Civil Rules the person who served the document(s) must complete box 12.

Box 1 – delete if not applicable

Affidavit of Personal Service on an Individual

Mark appropriate sections below with an 'x'

Process Type: [process type]

I, [full name],

- swear on oath that:
- do truly and solemnly affirm that:

1. I served [party title], [full name], with the document[s] described below by way of personal service on [name of person served] at [service location] on [date] at approximately [time].

(a) the document(s) served already on the Court file is/are as follows:

[document description], dated [date], FDN [FDN]

[document description], dated [date], FDN [FDN]

[document description], dated [date], FDN [FDN]

[document description], dated [date], FDN [FDN]

(b) the document(s) served not on the Court file is/are as follows:

[document description], dated [date]

[document description], dated [date]

[document description], dated [date]

[document description], dated [date]

2. Only select if paragraph 1(b) only selected above The document[s] served not on the Court file [is/are] exhibited to this affidavit and marked [exhibit number].

3. I identified the person served by: [details of how person served was identified].

4. I had the following conversation with that person: [details of any conversation about the document and the identity of that person].

5. [any other matter(s)].

Box 2A – delete if not applicable

Affidavit by Process Server of Service on a Party's Representative

Mark appropriate sections below with an 'x'

Process Type: [process type]

I, [full name],

swear on oath that:

do truly and solemnly affirm that:

1. I served [party title], [full name], with the document[s] described below by serving the document[s] on [name of person to whom document(s) given] at [service location] on [date] at approximately [time].

(a) the document(s) served already on the Court file is/are as follows:

[document description], dated [date], FDN [FDN]

[document description], dated [date], FDN [FDN]

[document description], dated [date], FDN [FDN]

[document description], dated [date], FDN [FDN]

(b) the document(s) served not on the Court file is/are as follows:

[document description], dated [date]

[document description], dated [date]

[document description], dated [date]

[document description], dated [date]

2. Only select if paragraph 1(b) only selected above The document[s] served not on the Court file [is/are] exhibited to this affidavit and marked [exhibit number].

3. I was instructed that the person to whom the document[s] [was/were] given is [a/an/the] [parent, guardian, litigation guardian, director, liquidator, administrator, member, partner, Attorney-General of the State/Commonwealth, person appointed by the Attorney-General to receive service, solicitor acting for the State pursuant to section 13(3) of the Crown Proceedings Act 1992] [of/for] the [person/entity] served.

4. I identified the person to whom I gave the documents by [details of how person served was identified].

5. I had the following conversation with that person: [details of any conversation about the document and the identity of that person].

6. [any other matter(s)].

Box 2B – delete if not applicable

Affidavit of Person Instructing Service on a Party's Representative

Mark appropriate sections below with an 'x'

Process Type: [process type]

I, [full name],

swear on oath that:

do truly and solemnly affirm that:

1. I instructed [the Sheriff/name of process server or firm] to serve [party title], [full name], with documents in this proceeding by serving them on [name of person to whom documents were to be given].
2. Exhibited to this affidavit and marked [exhibit number] is [exhibit description] which proves that the person to whom the documents were to be given is [a/an/the] [parent, guardian, director, liquidator, administrator, member, partner, Attorney-General for the State/Commonwealth, person appointed by the Attorney-General to receive service, solicitor acting for the State pursuant to section 13(3) of the Crown Proceedings Act 1992] [of/for] the [person/entity] to be served.
3. I verily believe that the person to whom the documents were to be given is a [parent, guardian, litigation, guardian, director, liquidator, administrator, member, partner, Attorney-General of the State/Commonwealth, person appointed by the Attorney-General to receive service, solicitor acting for the State pursuant to section 13(3) of the Crown Proceedings Act 1992] [of/for] the person to be served because [details].

4. [any other matter(s)].

Box 3A – delete if not applicable

Affidavit by Process Server of Service at an Office/Place of Business

Mark appropriate sections below with an 'x'

Process Type: [process type]

I, [full name],

swear on oath that:

do truly and solemnly affirm that:

1. I served [party title], [full name], with the document[s] described below by leaving the documents at [service location] [with a person who appeared to be at least 18 years old] on [date] at approximately [time].

(a) the document(s) served already on the Court file is/are as follows:

[document description], dated [date], FDN [FDM]

[document description], dated [date], FDN [FDM]

[document description], dated [date], FDN [FDM]

[document description], dated [date], FDN [FDM]

(b) the document(s) served not on the Court file is/are as follows:

[document description], dated [date]

[document description], dated [date]

[document description], dated [date]

[document description], dated [date]

2. Only select if paragraph 1(b) only selected above The document[s] served not on the Court file [is/are] exhibited to this affidavit and marked [exhibit number].

3. I was instructed that the location at which the documents were served is the [registered office/head office/principal place of business/office of the administrator/liquidator] of the [person/entity] to be served.

4. I identified the person to whom I gave the documents by [details of how person served was identified].

5. I had the following conversation with the person to whom I gave the documents: [details of any conversation about the document and the identity of that person].

6. [any other matter(s)].

Box 3B – delete if not applicable

Affidavit of Person Instructing Service at an Office/Place of BusinessProcess Type: *[process type]*I, *[full name]*, swear on oath that: do truly and solemnly affirm that:

1. I instructed *[the Sheriff/name of process server or firm]* to serve *[party title]*, *[full name]*, with documents in this proceeding at *[function and address of service location, eg the registered office of XYZ Pty Ltd]*.
2. Exhibited to this affidavit and marked *[exhibit number]* is *[exhibit description]* which proves that the place at which the documents were to be served is the *[registered office/head office/principal place of business/office of the administrator/liquidator]* of the entity to be served.
3. I verily believe that the place at which the documents were to be served is the *[registered office/head office/principal place of business/office of the administrator/liquidator]* of the entity to be served because *[details]*.
4. *[any other matter(s)]*.

Box 4 – delete if not applicable

Affidavit of Service by post on a company, registered body or body corporate pursuant to the Corporations Act 2001 (Cth) or the Service and Execution of Process Act 1992 (Cth) or the Local Government Act 1999

Mark appropriate sections below with an 'x'

Process Type: *[process type]*I, *[full name]*, swear on oath that: do truly and solemnly affirm that:

1. I served *[party title]*, *[full name]*, with the document[s] described below by posting the document[s] via prepaid post to *[name]* at *[address]* on *[date]* at approximately *[time]*.
 - (a) the document(s) served already on the Court file is/are as follows:
 - [document description]*, dated *[date]*, FDN *[FDN]*
 - [document description]*, dated *[date]*, FDN *[FDN]*
 - [document description]*, dated *[date]*, FDN *[FDN]*
 - [document description]*, dated *[date]*, FDN *[FDN]*

(b) the document(s) served not on the Court file is/are as follows:

[document description], dated [date]

[document description], dated [date]

[document description], dated [date]

[document description], dated [date]

2. Only select if paragraph 1(b) only selected above The document[s] served not on the Court file [is/are] exhibited to this affidavit and marked [exhibit number].

3. Exhibited to this affidavit and marked [exhibit number] is [exhibit description] which proves that the address shown on the envelope containing the document[s] being served is the [registered office/head office/principal place of business/office of the administrator/liquidator] of the entity to be served.

4. I verily believe that the address shown on the envelope containing the document[s] being served is the [registered office/head office/principal place of business/office of the administrator/liquidator] of the entity to be served because [details].

5. A copy of the envelope containing the document[s] served is exhibited to this affidavit and marked [exhibit number].

6. [any other matter(s)].

Box 5 – delete if not applicable

Affidavit of Email Service

Mark appropriate sections below with an 'x'

Process Type: [process type]

I, [full name],

swear on oath that:

do truly and solemnly affirm that:

1. I served [party title], [full name], with the document[s] described below by sending them as an attachment to an email addressed to [email address] on [date] at [time].

(a) the document(s) served already on the Court file is/are as follows:

[document description], dated [date], FDN [FDN]

[document description], dated [date], FDN [FDN]

[document description], dated [date], FDN [FDN]

[document description], dated [date], FDN [FDN]

(b) the document(s) served not on the Court file is/are as follows:

[document description], dated [date]

[document description], dated [date]

[document description], dated [date]

[document description], dated [date]

2. Only select if paragraph 1(b) only selected above The document[s] served not on the Court file [is/are] exhibited to this affidavit and marked [exhibit number].
3. A copy of the email showing the date and time of sending is exhibited to this affidavit and marked [exhibit number].
4. Exhibited to this affidavit and marked [exhibit number] is [exhibit description] which proves that the email address to which the document[s] [was/were] sent is the relevant email address pursuant to rule 42.2(1) and 45.4(1) of the Uniform Civil Rules.
5. I verily believe that the email address to which the document[s] [was/were] sent is the relevant address pursuant to rule 42.2(1) and 45.4(1) of the Uniform Civil Rules because [details].
6. [any other matter(s)].

Box 6 – delete if not applicable

Affidavit of Post Service

Mark appropriate sections below with an 'x'

Process Type: [process type]

I, [full name],

swear on oath that:

do truly and solemnly affirm that:

1. I served [party title], [full name], with the document[s] described below by posting the document[s] via Express Post to [address]:
- (a) the document(s) served already on the Court file is/are as follows:
- [document description], dated [date], FDN [FDN]
- [document description], dated [date], FDN [FDN]
- [document description], dated [date], FDN [FDN]
- [document description], dated [date], FDN [FDN]
- (b) the document(s) served not on the Court file is/are as follows:
- [document description], dated [date]
- [document description], dated [date]
- [document description], dated [date]
- [document description], dated [date]
2. Only select if paragraph 1(b) only selected above The document[s] served not on the Court file [is/are] exhibited to this affidavit and marked [exhibit number].
3. I lodged the document for posting on [date].
4. Exhibited to this affidavit and marked [exhibit number] is [exhibit description] which proves that the address shown on the envelope containing the document[s] served is the relevant address pursuant to rules 42.3(1) and 45.5 of the Uniform Civil Rules.

5. I verily believe that the address shown on the envelope containing the document[s] served is the relevant address pursuant to rule 42.3(1) and 45.5 of the Uniform Civil Rules because [details].
6. A copy of the envelope containing the documents served is exhibited to this affidavit and marked [exhibit number].
7. A printout from Australia Post's online tracking facility as proof of delivery is exhibited to this affidavit and marked [exhibit number].
8. The tracking number shown in that printout matches that of the envelope containing the document that was posted.
9. [any other matter(s)].

Box 7 – delete if not applicable

Affidavit of Service by Email to Solicitor or Agent

Mark appropriate sections below with an 'x'

Process Type: [process type]

I, [full name],

swear on oath that:

do truly and solemnly affirm that:

1. I served [party title], [full name], with the document[s] described below by sending them as an attachment to an email addressed to their [solicitor/agent], [name], at [email address] on [date of service] at [time].
 - (a) the document(s) served already on the Court file is/are as follows:
 - [document description], dated [date], FDN [FDN]
 - [document description], dated [date], FDN [FDN]
 - [document description], dated [date], FDN [FDN]
 - [document description], dated [date], FDN [FDN]
 - (b) the document(s) served not on the Court file is/are as follows:
 - [document description], dated [date]
 - [document description], dated [date]
 - [document description], dated [date]
 - [document description], dated [date]
2. Only select if paragraph 1(b) only selected above The document[s] served not on the Court file [is/are] exhibited to this affidavit and marked [exhibit number].
3. A copy of the email showing the date and time of sending is exhibited to this affidavit and marked [exhibit number].
4. Exhibited to this affidavit and marked [exhibit number] is [exhibit description] which proves that the [solicitor/agent] had [instructions/authority] to accept service of the document[s] or a class of documents encompassing the document[s] on behalf of the person served within the meaning of rule [42.4(a)/42.5] of the Uniform Civil Rules.

5. I verily believe that the [solicitor/agent] had [instructions/authority] to accept service of the document[s] or a class of documents encompassing the document[s] on behalf of the person served within the meaning of rule [42.4(a)/42.5] of the Uniform Civil Rules because [details].
6. Exhibited to this affidavit and marked [exhibit number] is [exhibit description] which proves that the person to whom I sent the document[s] had agreed to accept service in the manner in which the document[s] [was/were] served.
7. I verily believe that the person to whom I sent the document[s] had agreed to accept service on behalf of the person served in the manner in which the documents [was/were] served because [details].
8. A copy of a written acknowledgement of receipt issued by the solicitor pursuant to rule 42.4(b) of the Uniform Civil Rules is exhibited to this affidavit and marked [exhibit number].
9. [any other matter(s)].

Box 8 – delete if not applicable

Affidavit of Service by Post to Solicitor or Agent

Mark appropriate sections below with an 'x'

Process Type: [process type]

I, [full name],

swear on oath that:

do truly and solemnly affirm that:

1. I served [party title], [full name], with the document[s] described below by posting the document[s] via Express Post to their [solicitor/agent], [full name], at [address].

(a) the document(s) served already on the Court file is/are as follows:

[document description], dated [date], FDN [FDN]

[document description], dated [date], FDN [FDN]

[document description], dated [date], FDN [FDN]

[document description], dated [date], FDN [FDN]

(b) the document(s) served not on the Court file is/are as follows:

[document description], dated [date]

[document description], dated [date]

[document description], dated [date]

[document description], dated [date]

2. Only select if paragraph 1(b) only selected above The document[s] served not on the Court file [is/are] exhibited to this affidavit and marked [exhibit number].

3. I lodged the documents for posting on [date].

4. A printout from Australia Post's online tracking facility as proof of delivery is exhibited to this affidavit and marked [exhibit number].

5. The tracking number shown in that printout matches that of the envelope containing the document that was posted.

6. Exhibited to this affidavit and marked [exhibit number] is [exhibit description] which proves that the address shown on the envelope containing the document[s] served is the relevant address pursuant to rule 42.3(1) of Uniform Civil Rules.

7. I verily believe that the address shown on the envelope containing the document[s] served is the relevant address pursuant to rule 42.3(1) of the Uniform Civil Rules because [details].

8. A copy of the envelope containing the document[s] served is exhibited to this affidavit and marked [exhibit number].

9. Exhibited to this affidavit and marked [exhibit number] is [exhibit description] which proves that the person to whom I posted the document[s] had instructions or authority to accept service of the document[s] or a class of documents encompassing the document[s] on behalf of the person being served within the meaning of rule [42.4(a)/42.5] the Uniform Civil Rules.

10. I verily believe that the person to whom I posted the document[s] had instructions or authority to accept service of the document[s] or a class of documents encompassing the document[s] on behalf of the person served within the meaning of rule [42.4(a)/42.5] of the Uniform Civil Rules because [details].

11. Exhibited to this affidavit and marked [exhibit number] is [exhibit description] which proves that the person to whom I posted the document[s] had agreed to accept service in the manner in which the document[s] [was/were] served.

12. I verily believe that the person to whom I posted the document[s] had agreed to accept service on behalf of the person served in the manner in which the document[s] [was/were] served because [details].

13. A copy of a written acknowledgement of receipt issued by the solicitor pursuant to rule 42.4(b) of the Uniform Civil Rules is exhibited to this affidavit and marked [exhibit number].

14. [any other matter(s)].

Box 9A – delete if not applicable

Affidavit of Service by Delivery to Solicitor or Agent

Mark appropriate sections below with an 'x'

Process Type: [process type]

I, [full name],

swear on oath that:

do truly and solemnly affirm that:

1. I served [party title], [full name], with the document[s] described below by delivering the document[s] the [party title]'s [solicitor/agent], [full name], at [address] on [date of service] at approximately [time].

(a) the document(s) served already on the Court file is/are as follows:

<input type="checkbox"/>	[document description], dated [date], FDN [FDN]
<input type="checkbox"/>	[document description], dated [date], FDN [FDN]
<input type="checkbox"/>	[document description], dated [date], FDN [FDN]
<input type="checkbox"/>	[document description], dated [date], FDN [FDN]
<input type="checkbox"/>	(b) the document(s) served not on the Court file is/are as follows:
<input type="checkbox"/>	[document description], dated [date]
<input type="checkbox"/>	[document description], dated [date]
<input type="checkbox"/>	[document description], dated [date]
<input type="checkbox"/>	[document description], dated [date]
<input type="checkbox"/>	2. Only select if paragraph 1(b) only selected above The document[s] served not on the Court file [is/are] exhibited to this affidavit and marked [exhibit number].
	3. I identified the person to whom I gave the documents by [details of how person served was identified].
	4. I had the following conversation with the person to whom I gave the documents: [details of the conversation about the document and the identity of that person].
<input type="checkbox"/>	5. [any other matter(s)].

Box 9B – delete if not applicable

Affidavit of Person Instructing Service by Delivery to Solicitor or Agent

Mark appropriate sections below with an 'x'

Process Type: [process type]

I, [full name],

swear on oath that:

do truly and solemnly affirm that:

1. I instructed [the Sheriff/name of Process Server] to serve [party title], [full name], with [a] document[s] in this proceeding by delivering the document[s] to the [party title]'s [solicitor/agent], [full name].
2. Exhibited to this affidavit and marked [exhibit number] is [exhibit description] which proves that the person to whom the documents were delivered had instructions or authority to accept service of the document[s] or a class of documents encompassing the document[s] on behalf of the person served within the meaning of rule [42.4(a)/42.5] of the Uniform Civil Rules.
3. I verily believe that the person to whom the document[s] [was/were] delivered had instructions or authority to accept service of the document[s] or a class of documents encompassing the document[s] on behalf of the person served within the meaning of rule [42.4(a)/42.5] of the Uniform Civil Rules because [details].
4. I verily believe that the person to whom the document[s] [was/were] delivered had agreed to accept service on behalf of the person served in the manner in which the document[s] [was/were] served because [details].

- 5. Exhibited to this affidavit and marked [exhibit number] is [exhibit description] which proves that the person to whom the document[s] [was/were] delivered had agreed to accept service in the manner in which the document[s] [was/were] served.
- 6. A copy of a written acknowledgement of receipt issued by the solicitor pursuant to rule 42.4(b) of the Uniform Civil Rules is exhibited to this affidavit and marked [exhibit number].
- 7. [any other matter(s)].

Box 10 – delete if not applicable

Affidavit of Agreed Service

Mark appropriate sections below with an 'x'

Process Type: [process type]

I, [full name],

swear on oath that:

do truly and solemnly affirm that:

1. I served [party title], [full name], with the document[s] described below by [describe method of service] [to service location (if applicable)] on [date of service] at approximately [time].
 - (a) the document(s) served already on the Court file is/are as follows:
 - [document description], dated [date], FDN [FDN]
 - [document description], dated [date], FDN [FDN]
 - [document description], dated [date], FDN [FDN]
 - [document description], dated [date], FDN [FDN]
 - (b) the document(s) served not on the Court file is/are as follows:
 - [document description], dated [date]
 - [document description], dated [date]
 - [document description], dated [date]
 - [document description], dated [date]
2. Only select if paragraph 1(b) only selected above The document[s] served not on the Court file [is/are] exhibited to this affidavit and marked [exhibit number].
3. Exhibited to this affidavit and marked [exhibit number] is [exhibit description] which proves that the person served agreed to service of the document[s] or a class of documents encompassing the document[s] in the manner in which the document[s] [was/were] served within the meaning of rule 42.6 of the Uniform Civil Rules.
4. I verily believe that the person served agreed to service of the document[s] or a class of documents encompassing the document[s] in the manner in which the document[s] [was/were] served within the meaning of rule 42.6 of the Uniform Civil Rules because [details].

5. [any other matter(s)].

Box 11 – delete if not applicable

Affidavit of Substituted Service

Mark appropriate sections below with an 'x'

Process Type: [process type]

I, [full name],

swear on oath that:

do truly and solemnly affirm that:

1. I served [party title], [full name], with the document[s] described below by [describe method of service] [to service location (if applicable)] on [date of service] at approximately [time].

(a) the document(s) served already on the Court file is/are as follows:

[document description], dated [date], FDN [FDN]

[document description], dated [date], FDN [FDN]

[document description], dated [date], FDN [FDN]

[document description], dated [date], FDN [FDN]

(b) the document(s) served not on the Court file is/are as follows:

[document description], dated [date]

[document description], dated [date]

[document description], dated [date]

[document description], dated [date]

2. Only select if paragraph 1(b) only selected above The document[s] served not on the Court file [is/are] exhibited to this affidavit and marked [exhibit number].

3. [any other matter(s)].

Box 12 – delete if not applicable

Affidavit of Service at Address for Service

Mark appropriate sections below with an 'x'

Process Type: [process type]

I, [full name],

swear on oath that:

do truly and solemnly affirm that:

1. I served [party title], [full name], with the document[s] described below by way of personal service on [name of person served] at [service location] on [date] at approximately [time].

2. I served [party title], [full name], with the document[s] described below by delivering the document[s] to the [party title]'s address for service at [address] and leaving the documents with a person who appeared to be at least 18 years old on [date of service] at approximately [time].

3. I served [party title], [full name], with the document[s] described below by posting the document[s] via Express Post to the [party title]'s address for service at [address] on [date of service] at approximately [time].

4. I served [party title], [full name], with the document[s] described below by sending them as an attachment to an email addressed to the [party title]'s address for service, [email address], on [date] at [time].

5. The document(s) served already on the Court file is/are as follows:

- [document description], dated [date], FDN [FDM]
- [document description], dated [date], FDN [FDM]
- [document description], dated [date], FDN [FDM]
- [document description], dated [date], FDN [FDM]

6. The document(s) served not on the Court file is/are as follows:

- [document description], dated [date]
- [document description], dated [date]
- [document description], dated [date]
- [document description], dated [date]

7. Only select if paragraph 5 only selected above The document[s] served not on the Court file [is/are] exhibited to this affidavit and marked [exhibit number].

8. [any other matter(s)].

[Sworn/Affirmed] select one by the Deponent

At [place]

On [date]

.....
Signature of Deponent

before me
Signature of attesting witness
Must be an authorised witness – see rule 31.9

.....
 Printed name of witness

.....
 Qualification as authorised witness under section 27A(3) of the *Oaths Act 1936*.
 Stamp here if applicable

.....
 Identification of witness if applicable
 (ID number of Justice of the Peace; rank, identification number and "South Australia Police" for police officer)

Next box not displayed on completed affidavit

Please ensure you have complied with instructions for completing an affidavit

Instructions

- Please review the Code of Practice in relation to Affidavits published by the Attorney-General under s 33 of the *Oaths Act 1936* before completing this form.
- The person who makes the affidavit is called the deponent. The deponent makes the affidavit by taking an oath or affirmation in the presence of an authorised witness.
- Each page of the affidavit, including any exhibit(s), must be consecutively numbered starting with page 2.
- Each page of the affidavit (but not any exhibit) must be signed by both the deponent and the witness.
- A single 'front page' must be inserted in front of the exhibit(s) in Form 14.
- An exhibit to an affidavit must be clearly marked to identify it as the exhibit referred to in the affidavit.
- The declaration should be confined to facts and should not include submissions.
- The declaration should not reproduce material already contained in affidavits or other material already filed in the matter. It should not exhibit documents already exhibited to affidavits filed in the matter. In both cases it is sufficient to simply refer to such material or documents and the place where they may be found.
- An affidavit is to be sworn or affirmed in this State in accordance with section 6 of the *Evidence Act 1929* or, if made elsewhere, in accordance with the law for the taking of oaths or the making of affirmations in that place.
- The deponent must swear or affirm the affidavit before a person authorised by law to witness the swearing or affirming of affidavits ('the witness'). Persons authorised to witness an affidavit are:
 - (f) a Commissioner for taking affidavits in the Supreme Court;
 - (g) a justice of the peace;
 - (h) a police officer, other than a police officer who is a probationary constable;
 - (i) a person admitted and enrolled as a notary public of the Supreme Court;

(j) any other person of a class prescribed by regulation.

- The contents of the affidavit cannot be altered after the affidavit has been sworn or affirmed.
- If the deponent is illiterate or blind, see rule 31.7(6). If the deponent does not appear to understand English sufficiently, see rule 31.7(7).

83. In Schedule 7, Form 43 Affidavit of Proof Personal of Service on an Individual by Sheriff's Officer is deleted and substituted as follows:

Form 43

To be inserted by Court

Case Number:

Date Filed:

FDN:

**AFFIDAVIT OF [FULL NAME OF DEPONENT] OF PROOF OF
PERSONAL SERVICE ON AN INDIVIDUAL BY SHERIFF'S OFFICER
MADE ON [DATE]**

Full name of person to serve: [name]

[SUPREME/DISTRICT/MAGISTRATES] Delete all but one COURT OF SOUTH AUSTRALIA

[COURT OF APPEAL] If applicable

CIVIL JURISDICTION

[MINOR CIVIL] If applicable

[NAME OF LIST] LIST If applicable

Please specify the Full Name including capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable) for party. Each party should include a party number if more than one party of the same type.

First Applicant

First Respondent

First Interested Party

Filed by the Sheriff's Office	
Full Name of Sheriff's Officer	Full name

Affidavit of Service
 Mark appropriate sections below with an 'x'

Process Type:

I, *[full name]*,

swear on oath that:

do truly and solemnly affirm that:

1. I served *[party title]*, *[full name]*, with the document[s] described below by way of personal service on *[name of person served]* at *[service location]* on *[date]* at approximately *[time]*.

(a) the document(s) served already on the Court file is/are as follows:

- [document description]*, dated *[date]*, FDN *[FDN]*
- [document description]*, dated *[date]*, FDN *[FDN]*
- [document description]*, dated *[date]*, FDN *[FDN]*
- [document description]*, dated *[date]*, FDN *[FDN]*

(b) the document(s) served not on the Court file is/are as follows:

- [document description]*, dated *[date]*
- [document description]*, dated *[date]*
- [document description]*, dated *[date]*
- [document description]*, dated *[date]*

2. Only select if paragraph 1(b) only selected above The document(s) served not on the Court file *[is/are]* exhibited to this affidavit and marked *[exhibit number]*.

3. I identified the person served by: *[details of how person served was identified]*

4. I had the following conversation with that person: *[details of any conversation about the document and the identity of that person]*.

5. *[any other matter(s)]*

[Sworn/Affirmed] select one by the Deponent

At *[place]*

On *[date]*

.....
 Signature of deponent

before me

Signature of attesting witness <small>Must be an authorised witness – see rule 31.9</small>
<p>.....</p> Printed name of witness
<p>.....</p> Qualification as authorised witness under section 27A(3) of the <i>Oaths Act 1936</i> . <small>Stamp here if applicable</small>
<p>.....</p> Identification of witness if applicable <small>(ID number of Justice of the Peace; rank, identification number and "South Australia Police" for police officer)</small>

Next box not displayed on completed affidavit

Please ensure you have complied with instructions for completing an affidavit

Instructions

- Please review the Code of Practice in relation to Affidavits published by the Attorney-General under s 33 of the *Oaths Act 1936* before completing this form.
- The person who makes the affidavit is called the deponent. The deponent makes the affidavit by taking an oath or affirmation in the presence of an authorised witness.
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- A single 'front page' must be inserted in front of the exhibit(s) in Form 14.
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- The declaration should be confined to facts and should not include submissions.
- The declaration should not reproduce material already contained in affidavits or other material already filed in the matter. It should not exhibit documents already exhibited to affidavits filed in the matter. In both cases it is sufficient to simply refer to such material or documents and the place where they may be found.
- An affidavit is to be sworn or affirmed in this State in accordance with section 6 of the *Evidence Act 1929* or, if made elsewhere, in accordance with the law for the taking of oaths or the making of affirmations in that place.
- The deponent must swear or affirm the affidavit before a person authorised by law to witness the swearing or affirming of affidavits ('the witness'). Persons authorised to witness an affidavit are:
 - (k) a Commissioner for taking affidavits in the Supreme Court;
 - (l) a justice of the peace;

(m) a police officer, other than a police officer who is a probationary constable;

(n) a person admitted and enrolled as a notary public of the Supreme Court;

(o) any other person of a class prescribed by regulation.

- The contents of the affidavit cannot be altered after the affidavit has been sworn or affirmed.
- If the deponent is illiterate or blind, see rule 31.7(6). If the deponent does not appear to understand English sufficiently, see rule 31.7(7).

In accordance with the *Supreme Court Act 1935*, the *District Court Act 1991* and the *Magistrates Court Act 1991*, and all other enabling powers, the *Uniform Civil (No 7) Amending Rules 2022* have been made –

- as rules of the Supreme Court by 3 or more Judges of the Supreme Court; and
- as rules of the District Court by the Chief Judge and 2 or more other Judges of the District Court; and
- as rules of the Magistrates Court by the Chief Magistrate and 2 or more other Magistrates,

and such rules will apply to and in relation to the Court in accordance with their terms.

Dated: 16 August 2022

CHIEF JUSTICE KOURAKIS
CHIEF JUDGE EVANS
CHIEF MAGISTRATE HRIBAL

STATE GOVERNMENT INSTRUMENTS

CRIMES AT SEA ACT 1998

Intergovernmental Agreement Crimes at Sea

This Agreement is made on **29 November 2019**

Between

The Commonwealth of Australia
The State of New South Wales
The State of Victoria
The State of Queensland
The State of Western Australia
The State of South Australia
The State of Tasmania
The Northern Territory

GIVEN THAT

- (a) the Commonwealth and the States have agreed to a cooperative scheme to apply the criminal law of the States extraterritorially in the areas adjacent to the coast of Australia; and
- (b) the cooperative scheme is given the force of law by the following laws:
 - (i) Crimes at Sea Act 2000 (Commonwealth);
 - (ii) Crimes at Sea Act 1998 (New South Wales);
 - (iii) Crimes at Sea Act 1999 (Victoria);
 - (iv) Crimes at Sea Act 2001 (Queensland);
 - (v) Crimes at Sea Act 2000 (Western Australia);
 - (vi) Crimes at Sea Act 1998 (South Australia);
 - (vii) Crimes at Sea Act 1999 (Tasmania);
 - (viii) Crimes at Sea Act 2000 (Northern Territory); and
- (c) clause 5 of the cooperative scheme authorises the making of an intergovernmental agreement providing for the division of responsibility for administering and enforcing the law relating to crimes at sea.

THE COMMONWEALTH AND THE STATES AGREE AS FOLLOWS

1 Definitions

In this Agreement:

adjacent area means an area where the law of a State is applied by Commonwealth law.

adjacent state, in relation to an adjacent area, means the State whose laws are applied to that area by Commonwealth law.

applied laws, in relation to a State, means the substantive and procedural laws applied to the State by clauses 2 and 3 of the cooperative scheme.

arrival State means the participating State in which an Australian ship next arrives, with the alleged offender on board, after an offence has been committed on or from that ship within the adjacent area of another participating State.

Australian ship has the meaning given by clause 1 of the cooperative scheme.

authority has the meaning given in clause 3 of the cooperative scheme.

Commonwealth means the Commonwealth of Australia.

cooperative scheme means the legislative and administrative scheme for applying and enforcing criminal law in the areas adjacent to the coast of Australia, set out in Schedule 1 to the *Crimes at Sea Act 2000* (Commonwealth).

participating State means a State that is party to the cooperative scheme and this Agreement.

State has the meaning given by clause 1 of the cooperative scheme.

2 Duty etc of an authority of an adjacent State

An authority (other than a court) of a State that has a power, duty or function (other than a power, duty or function involving the exercise of judicial power) under a provision of the criminal law of that State that is also an applied law, has a corresponding power, duty or function under the applied law.

3 International obligations to be observed

In exercising or performing powers, duties and functions under the cooperative scheme, the parties and their agencies must act so as to avoid any breach by Australia of its international obligations, in particular under the United Nations Convention on the Law of the Sea, having regard especially to the responsibilities of Australia with respect to ships of the Australian flag, and to the rights of other countries in the maritime areas to which the arrangements in this Agreement apply.

4 Application of primary responsibility

- (1) In respect of an alleged offence in an adjacent area, the adjacent State has primary responsibility for taking investigation and prosecution action under its applied laws in any of the following circumstances:
 - (a) the conduct occurs on, from or in relation to, a fixed or floating platform or other installation in that area;
 - (b) the conduct occurs on or from an Australian ship and the next place of entry to Australia is, or is intended to be at the time the conduct occurs, within that State;
 - (c) the alleged offender is an Australian citizen whose next place of entry to Australia is, or is intended to be at the time the conduct occurs, within that State.

(2) However:

- (a) the arrival State has primary responsibility for taking investigation and prosecution action if the conduct occurs on or from an Australian ship and the next place of entry to Australia is within that State; and
- (b) the Commonwealth has primary responsibility for taking investigation and prosecution action in respect of any alleged offence on or from an Australian Defence Force ship when it is outside the limits of a State.

5 Investigatory etc decision to conform to standard

A decision of an authority of the State (or the Commonwealth) having primary responsibility under clause 4 whether to investigate, or further investigate, or prosecute or seek extradition, must be taken in the same manner and subject to the same considerations and policies as apply to decisions in relation to other similar alleged offences against the laws of that State or the Commonwealth.

6 Undertaking to consult

- (1) Where more than one party may take investigation or prosecution action in relation to the same alleged offence, the parties concerned must consult at the request of any of them on how the matter should be dealt with.
- (2) If, following consultation, it appears that one of those parties may more conveniently take action to investigate or prosecute the alleged offence, it should do so.

7 Undertaking to assist other parties

Bearing in mind the possible difficulties for any single party of taking action at sea in relation to an alleged offence:

- (a) any other party must, on request, give whatever assistance it considers practicable to the party with primary responsibility in relation to the alleged offence; and
- (b) the Commonwealth must, on a request for assistance being made to the Attorney-General of the Commonwealth by the Attorney-General of the State with primary responsibility in relation to the alleged offence, use its best endeavours to secure that assistance from any relevant Commonwealth department, body or agency (including the Australian Defence Force, the Australian Border Force and the Australian Federal Police), and any such assistance may include:
 - (i) the gathering of evidence; or
 - (ii) the provision of investigating personnel; or
 - (iii) the provision of transport, communication facilities or information.

8 Date of effect

- (1) This Agreement commences at the start of the day after the instrument is registered.

9 Agreement supersedes previous Agreement

- (1) This Agreement supersedes the Intergovernmental Agreement – Crimes at Sea (*Commonwealth of Australia Gazette*, GN 49, 12 December 2001 at 3596 to 3600).

CHRISTIAN PORTER
Honourable Attorney-General of the Commonwealth of Australia
MARK SPEAKMAN
Honourable Attorney-General of the State of New South Wales
JILL HENNESSY
Honourable Attorney-General of the State of Victoria
YVETTE D'ATH
Honourable Attorney-General of the State of Queensland
JOHN QUIGLEY
Honourable Attorney-General of the State of Western Australia
VICKIE CHAPMAN
Honourable Attorney-General of the State of South Australia
ELISE ARCHER
Honourable Attorney-General of the State of Tasmania
NATASHA FYLES
Honourable Attorney-General of the State of Northern Territory

CRIMINAL LAW (FORENSIC PROCEDURES) ACT 2007

South Australia

Criminal Law (Forensic Procedures) (Fees) Notice 2022

under the *Criminal Law (Forensic Procedures) Act 2007*

1—Short title

This notice may be cited as the *Criminal Law (Forensic Procedures) (Fees) Notice 2022*.

Editorial note--

This is a fee notice made in accordance with the *Legislation (Fees) Act 2019*.

2—Commencement

This notice has effect on the day on which the *Criminal Law (Forensic Procedures) Regulations 2022* come into operation.

3—Interpretation

In this notice-

Act means the *Criminal Law (Forensic Procedures) Act 2007*.

4—Fees

The fees set out in Schedule 1 are prescribed for the purposes of the Act.

Schedule 1—Fees

1	For a copy of an audiovisual recording made under—	
	(a) section 26 of the Act	\$10.00
	(b) section 43 of the Act	\$10.00

Signed by the Attorney-General

On 22 August 2022

EDUCATION AND CHILDREN'S SERVICES REGULATIONS 2020

Notice of Policy by the Minister for Education, Training and Skills

PURSUANT to regulation 12(1) of the *Education and Children's Services Regulations 2020*, I, the Minister for Education, Training and Skills publish the following Capacity Management Plan in relation to the enrolment of a child of compulsory school age at Aldinga Payinthe College:

CAPACITY MANAGEMENT PLAN

Aldinga Payinthe College

This Capacity Management Plan sets out the conditions for enrolment at Aldinga Payinthe College ("the school").

Aldinga Payinthe College zones

A school zone is a defined area from which the school accepts its core intake of students. Aldinga Payinthe College operates a primary campus zone and secondary campus zone.

Primary Campus School zone

Aldinga Payinthe College operates a shared primary school zone with Aldinga Beach B-6 School, within the area bounded by the entire suburbs of Maslin Beach, Port Willunga, Aldinga, Aldinga Beach, Sellicks Beach and the part suburb of Sellicks Hill (west of Culley Road and south to the southern boundary of the City of Onkaparinga).

Families living in the shared primary school zone wishing to enrol their children at Aldinga Payinthe College may be referred to Aldinga Beach B-6 School if capacity is reached in specific year levels. If no vacancies exist at either school applicants will be encouraged to remain at their current school (Year 1 to 6), or referred to other neighbouring schools.

Secondary Campus School zone

The area bounded by the entire suburbs of Maslin Beach, Port Willunga, Aldinga, Aldinga Beach, Sellicks Beach and the part suburb of Sellicks Hill (west of Culley Road and south to the southern boundary of the City of Onkaparinga).

An online map and a search tool to indicate if an applicant's home address is within the primary or secondary campus school zones by enrolment year is available at www.education.sa.gov.au/findaschool.

Student Enrolment Numbers

As a new school, opened in 2022, Aldinga Payinthe College has a progressive enrolment process. This process will introduce a new Year 7 cohort at the start of each school year, until the school has all year levels in 2026.

Reception

The number of students entering Reception is limited to **52**. If there are more than **52** applications for enrolment that have met the criteria for enrolment below, applicants living in the primary campus school zone may be shared with Aldinga Beach B-6 School.

Year 1 to 6

The number of students enrolled in Year 1 to 2 is limited to **52** students per year level, while Year 3 is limited to **60** places and Year 4 to 6 is limited to **30** students per year level.

Year 7

The student enrolment ceiling for Year 7 is limited to **192** students, unless there are more applications that have met the enrolment criteria below.

Supported Learning Centre

The school's Supported Learning Centre is a regional facility catering for a maximum of **62** students with disability.

Placement in the Supported Learning Centre is determined through the department's state-wide panel process for placement in an inclusive education option.

International Education Program

No International Education Program places will be offered at the school.

Enrolment Criteria – By Year Level

YEAR LEVEL: RECEPTION

Applications for enrolment from parents of prospective Reception students must meet one of the following requirements to be eligible for enrolment through the registration of interest process for the coming school year:

- the child is living in the shared school zone of Aldinga Beach B-6 School and Aldinga Payinthe College primary campus zone
- the child identifies as Aboriginal and/or Torres Strait Islander through the Enter for Success program
- the child has been granted enrolment due to special or extenuating circumstances, including but not limited to a child in care where there is a custody or guardianship order made under the *Children and Young People (Safety) Act 2017*.

Applications for Reception from students living in the primary campus school zone

Parents of prospective Reception students living in the primary campus school zone can lodge their application for enrolment by the end of week 10, term 2 in the year prior to starting school.

If more than 52 applications for enrolment are received from parents living in the primary campus school zone, places will be offered based on whether any, all or a combination of the following applies:

- the child is currently attending the school's preschool program
- the child has a sibling currently enrolled in the school's primary campus and will be attending school in the same calendar year
- the length of time the child has lived in the school zone
- the distance of the child's residence from the school
- other personal needs, such as curriculum, transportation/location convenience, social/family links at the school.

The school will notify parents of the outcome of this process by week 8, term 3.

Applicants not allocated to Aldinga Payinthe College will be placed on the enrolment register and the school will support the family to enrol at the shared zone primary school (Aldinga Beach B-6 School).

Late applications for Reception from students living in the primary campus school zone

Families who move into the primary campus school zone or who are already living in the primary campus school zone but lodge their application for enrolment after the end of week 10, term 2 will only have their applications considered if or when vacancies exist, with priority consideration afforded to those applicants already on the school's enrolment register.

In these cases, applications will be considered based on the distance of the child's residence from the school and any other personal needs, such as curriculum, transportation/location convenience, and social/family links.

The school will notify parents by the beginning of week 1, term 4 if a vacancy is available for their child to attend the following school year.

If no vacancies exist, the applicants will be placed on the enrolment register and the school will support the family to enrol at the shared zone school (Aldinga Beach B-6 School).

Applications for Reception from students living outside the zone with siblings currently at the primary campus

There is no automatic entry to the school for Reception students who live outside the school's primary campus zone and have siblings who currently attend the school.

Enter for Success Reception students

Through Enter for Success, a child that identifies as Aboriginal and/or Torres Strait Islander will be offered a Reception place at the school for the following year. Families enrolling through Enter for Success can do so until the end of term 4 in the year prior to starting reception.

Intensive English Language Centre (IELC) Reception students

Any Reception student offered enrolment at the primary school campus and who is eligible to attend an Intensive English Language Centre (IELC), will be able to attend an IELC during Reception and begin Year 1 at Aldinga Payinthe College primary campus the following year.

YEAR LEVEL: 1 TO 6

Application for Year 1 to Year 6 from students living in the primary campus school zone

Applications for enrolment from parents of prospective students living inside the primary campus school zone will be considered if or when vacancies exist, with priority consideration afforded to those applicants already on the school's enrolment register.

In these cases, places will be offered based on siblings at the primary campus, the length of time the child has lived in the primary campus school zone, the distance of the child's residence from the primary campus and other personal needs such as curriculum, transportation/location convenience and social/family links to the primary campus.

The school will notify parents of the outcome of this process by the end of week 8, term 3.

If no vacancies exist, the applicants will be encouraged to remain at their current primary school, or the school will support the family to enrol at Aldinga Beach B-6 School or another neighbouring schools and upon the applicant's request will be placed on the enrolment register.

Transfer of students between schools in the shared PRIMARY school CAMPUS zone

Applications for students living in the shared primary school campus zone seeking to transfer from Aldinga Beach B-6 School to Aldinga Payinthe College primary campus will only be considered in special circumstances and by agreement between the principals of the schools. These applications will be assessed on a case-by-case basis.

YEAR LEVEL: 7

Applications for enrolment from parents of prospective Year 7 students require that the student must be enrolled in a government or non-government school in South Australia at the time the parents apply for enrolment through the state-wide registration of interest process (coordinated by the Department for Education).

The applicant must meet one of the following requirements to be eligible for a Year 7 allocation through the registration of interest process for the coming school year:

- the child is living in the Aldinga Payinthe College high school zone
- the child is attending the school's primary school campus
- the child identifies as Aboriginal and/or Torres Strait Islander through the Enter for Success program
- the child has been granted enrolment due to special or extenuating circumstances, including but not limited to a child in care where there is a custody or guardianship order made under the *Children and Young People (Safety) Act 2017*.

Late applications for Year 7 from students living in the secondary campus school zone

Families who move into the secondary campus school zone, or who are already living in the secondary campus school zone but lodge their application for enrolment after the department's registration of interest process is completed (end of term 2), will have their applications considered if or when vacancies exist, with priority consideration afforded to those applicants already on the school's enrolment register.

In these cases, applications will be considered based on the distance of the child's residence from the secondary campus and any other personal needs, such as curriculum (excluding special interest programs), transportation/location convenience, and social/family links.

The school will notify parents by the beginning of week 3, term 4 if a vacancy is available for their child to attend the following school year.

If no vacancies exist, the applicant will be placed on the enrolment register and the school will support the family to enrol at a neighbouring school.

Applications for Year 7 from students living outside the secondary campus zone with siblings currently at the secondary campus

There is no automatic entry to the school for Year 7 students who live outside the school's secondary campus zone and have siblings who currently attend the secondary campus.

Enter for Success Year 7 students

Through Enter for Success, a child that identifies as Aboriginal and/ or Torres Strait Islander will be offered a Year 7 place at the school for the following year. Families enrolling through Enter for Success can do so until the end of term 4 in the year prior to starting Year 7.

YEAR 8 and 9 (in 2023)**Application for Year 8 and 9 from students living inside the secondary campus school zone**

Applications for enrolment from parents of prospective students living in the secondary campus school zone will be considered if or when vacancies exist, with priority consideration afforded to those applicants already on the enrolment register.

In these cases, applications will be considered based on siblings at the secondary campus, the distance of the child's residence from the secondary campus and any other personal needs, such as curriculum, transportation/location convenience, and social/family links.

The school will notify parents by the beginning of week 3, term 4 if a vacancy is available for their child to attend the following school year.

If no vacancies exist the applicants will be encouraged to remain at their current high school, or the school will support the family to enrol at a neighbouring school, and upon an applicant's request will be placed on the school's enrolment register.

YEAR LEVEL: 10 - 12

Applications for enrolment in year levels 10 to 12 will not be accepted for 2023.

The applicant will be encouraged to remain at their current school or the school will support the family to enrol at a neighbouring school.

OUT OF ZONE APPLICATIONS

There is no automatic entry to the school for any year level for students who live outside of the primary or secondary campus zones and have siblings who attend the school.

Applications from parents of prospective students, who live outside the primary or secondary campus zones will only be given consideration for enrolment if the school is under its year level student enrolment numbers.

*Enrolment Criteria – General***Special Circumstances**

Enrolment applications for special consideration based on compelling or unusual reasons, including but not limited to a child in care where there are custody or guardianship orders made under the *Children and Young People (Safety) Act 2017*, may be granted by the Principal in consultation with the Education Director. These applications will be assessed on a case-by-case basis.

*Enrolment Process***Enrolment Register**

Parents whose child's name has been placed on the enrolment register will be contacted by the end of week 3, term 4 if vacancies become available for the following year.

The enrolment register will be reviewed and updated annually by the school.

The position that a child's name appears on the register is confidential and will only be disclosed as required by law.

Monitoring and enforcement

It is the responsibility of the parents applying for enrolment to be able to verify to the satisfaction of the school that the information provided is true and factual.

If a child was enrolled at the school on the basis of false or misleading information (including residential address) the Chief Executive may direct that the child be instead enrolled at another Government school pursuant to section 63(1) of the *Education and Children's Services Act 2019*.

The Principal is responsible for the implementation of this Capacity Management Plan and all decisions on enrolments, including year level progression/placement.

This Capacity Management Plan will be reviewed annually.

Aldinga Payinthe College Preschool Enrolment Policy

Aldinga Payinthe College preschool local catchment area

A preschool local catchment area is a defined area from which the preschool accepts its core intake of students.

Aldinga Payinthe College operates a preschool local catchment area within the area bounded by Main South Road, How Road, Bowering Hill Road, north along the coast to the northern boundary of 152 Old Coach Road, Old Coach Road and Sherriff Road.

An online map and a search tool to indicate if an applicant's home address is within the preschool local catchment area by enrolment year is available at www.education.sa.gov.au/findaschool.

Student Enrolment Numbers

The number of students entering at Preschool is limited to **40** students.

Application for Preschool from students living in the preschool local catchment area

Priority consideration will be given to applications for enrolment from parents of prospective preschool children to enrol the following year, if they have been living inside the preschool local catchment area and lodge their application for enrolment by the end of week 10, term 2 in the year prior to starting preschool.

If more than **40** registrations for enrolment are received from parents living in the preschool local catchment area by the end of week 10, term 2 in the year prior to enrolment, places will be offered based on whether any, all or a combination of the following applies:

- the child is identified as requiring special consideration
- the child identifies as Aboriginal and/or Torres Strait Islander
- the distance of the child's residence from the preschool
- the child has a sibling currently enrolled at the primary campus and will be attending the preschool in the same calendar year
- other personal needs such as curriculum, transportation/location convenience, social/family links at the school.

Unsuccessful applicants will be placed on the enrolment register upon request, and the preschool will support the family to enrol at a neighbouring preschool

If vacancies exist at the beginning of the school year, the Principal may approve places being offered to a child living outside the preschool local catchment area, based on the child living within the primary campus school zone.

Inclusive Preschool Program

The Inclusive Preschool Program supports up to **6** children in 2023 with disability and/or complex needs to improve their learning outcomes within a preschool setting.

Placement in the Inclusive Preschool Program is determined through the department's state-wide panel process for placement in an inclusive education option.

Out of Catchment Applications

There is no automatic entry to the preschool for children who live outside of the preschool local catchment area and have siblings who attend the school.

Applications from parents of prospective preschool students, who live outside the preschool local catchment area will only be given consideration for enrolment if the preschool is under its enrolment number.

Dated: 15 August 2022

BLAIR BOYER
Minister for Education, Training and Skills

EDUCATION AND CHILDREN'S SERVICES REGULATIONS 2020

Notice of Policy by the Minister for Education, Training and Skills

PURSUANT to Regulation 12(1) of the *Education and Children's Services Regulations 2020*, I, the Minister for Education, Training and Skills publish the following Capacity Management Plan in relation to the enrolment of a child of compulsory school age at Riverbanks College B-12:

CAPACITY MANAGEMENT PLAN

Riverbanks College B-12

This Capacity Management Plan sets out the conditions for enrolment at Riverbanks College B-12 ("the school").

Riverbanks College B-12 zones

A school zone is a defined area from which the school accepts its core intake of students. Riverbanks College B-12 operates a primary campus zone and secondary campus zone.

Primary Campus School zone

Riverbanks College B-12 operates a shared primary school zone with Angle Vale Primary School, within the area bounded by Pederick Road, following the Gawler River east to Hayman Road, Angle Vale Road, Taylors Road, Ransomes Road, Short Road, Hodgson Road, Broadacres Drive, Buckby Road, Heaslip Road, Robert Road, Pethererton Road, Andrews Road, Fradd East Road, Stebonheath Road, Pearson Road, following the Gawler River west, Northern Expressway, Two Wells Road and Gawler Road.

Families living in the shared primary school zone wishing to enrol their children at Riverbanks College B-12 may be referred to Angle Vale Primary School if capacity is reached in specific year levels. If no vacancies exist at either school applicants will be encouraged to remain at their current school (Year 1 to 6) or referred to other neighbouring schools.

Secondary Campus School zone

The area bounded by Thompsons Beach Road to the coast, south along the coast to Thompson Road, Brooks Road, Ryan Road, Port Wakefield Highway, Northern Expressway, Petheron Road, Andrews Road, Fradd East Road, Stebonheath Road, Pearson Road, west along the Gawler River to the Northern Expressway, Whitelaw Road, Leak Road, Fairlie Road, Oates Road, Lucas Road, Semmler Road, Redbanks Road, Day Road, Verner Road, Conrad Road, Barabba Road, Gallipoli Road, Jarmyn Road and Limerock Road.

An online map and a search tool to indicate if an applicant's home address is within the primary or secondary campus school zones by enrolment year is available at www.education.sa.gov.au/findaschool.

Student Enrolment Numbers

As a new school, opened in 2022, Riverbanks College B-12 has a progressive enrolment process. This process will introduce a new Year 7 cohort at the start of each school year, until the school has all year levels in 2026.

Reception

The number of students entering Reception is limited to **52**. If there are more than 52 applications for enrolment that have met the criteria for enrolment below, applicants living in the primary campus school zone may be shared with Angle Vale Primary School.

Year 1 to 6

The number of students enrolled in Year 1 to 2 is limited to **52** students per year level, while Year 3 to 6 is limited to a maximum of **60** students per year level.

Year 7

The student enrolment ceiling for Year 7 is limited to **192** students per year level, unless there are more applications that have met the enrolment criteria below.

Supported Learning Centre

The school's Supported Learning Centre is a regional facility catering for a maximum of **62** students with disability in 2023.

Placement in the Supported Learning Centre is determined through the department's state-wide panel process for placement in an inclusive education option.

International Education Program

No International Education Program places will be offered at the school.

Enrolment Criteria – By Year Level

YEAR LEVEL: RECEPTION

Applications for enrolment from parents of prospective Reception students must meet one of the following requirements to be eligible for enrolment through the registration of interest process for the coming school year:

- the child is living in the shared school zone of Angle Vale Primary School and Riverbanks College B-12 primary campus zone
- the child identifies as Aboriginal and/or Torres Strait Islander through the Enter for Success program
- the child has been granted enrolment due to special or extenuating circumstances, including but not limited to a child in care where there is a custody or guardianship order made under the *Children and Young People (Safety) Act 2017*.

Applications for Reception from students living in the primary campus school zone

Parents of prospective Reception students living in the primary campus school zone can lodge their application for enrolment by the end of week 10, term 2 in the year prior to starting school.

If more than 52 applications for enrolment are received from parents living in the primary campus school zone, a priority order may be applied to applications and places will be offered based on whether any, all or a combination of the following applies:

- the child is currently attending the school's preschool program
- the child has a sibling currently enrolled in the school's primary campus and will be attending school in the same calendar year
- the length of time the child has lived in the school zone
- the distance of the child's residence from the school
- other personal needs, such as curriculum, transportation/location convenience, social/family links at the school.

The school will notify parents of the outcome of this process by the end of week 8, term 3.

Applicants not allocated to Riverbanks College B-12 will be placed on the enrolment register and the school will support the family to enrol at the shared zone primary school (Angle Vale Primary School).

Late applications for Reception from students living in the primary campus school zone

Families who move into the primary campus school zone or who are already living in the primary campus school zone but lodge their application for enrolment after the end of week 10, term 2 will only have their applications considered if or when vacancies exist, with priority consideration afforded to those applicants already on the school's enrolment register.

In these cases, applications will be considered based on the distance of the child's residence from the school and any other personal needs, such as curriculum, transportation/location convenience, and social/family links.

The school will notify parents by the beginning of week 1, term 4 if a vacancy is available for their child to attend the following school year.

If no vacancies exist, the applicants will be placed on the enrolment register and the school will support the family enrol at the shared zone school (Angle Vale Primary School).

Applications for Reception from students living outside the zone with siblings currently at the primary campus

There is no automatic entry to the school for Reception students who live outside the school's primary campus zone and have siblings who currently attend the school.

Enter for Success Strategy Reception students

Through Enter for Success, a child that identifies as Aboriginal and/ or Torres Strait Islander will be offered a Reception place at the school for the following year. Families enrolling through Enter for Success can do so until the end of term 4 in the year prior to starting reception.

Intensive English Language Centre (IELC) Reception students

Any Reception student offered enrolment at the primary school campus and who is eligible to attend an Intensive English Language Centre (IELC), will be able to attend an IELC during Reception and begin Year 1 at Riverbanks College B-12 primary campus the following year.

YEAR LEVEL: 1 TO 6**Application for Year 1 to Year 6 from students living in the primary campus school zone**

Applications for enrolment from parents of prospective students living inside the primary campus school zone will be considered if or when vacancies exist, with priority consideration afforded to those applicants already on the school's enrolment register.

In these cases, places will be offered based on siblings at the primary campus, the length of time the child has lived in the primary campus school zone, the distance of the child's residence from the primary campus and other personal needs such as curriculum, transportation/location convenience and social/family links to the primary campus.

The school will notify parents of the outcome of this process by the end of week 8, term 3. If no vacancies exist, the applicants will be encouraged to remain at their current primary school, or the school will support the family to enrol at Angle Vale Primary School or a neighbouring school, and upon an applicant's request will be placed on the enrolment register.

TRANSFER OF STUDENTS BETWEEN SCHOOLS IN THE SHARED PRIMARY SCHOOL CAMPUS ZONE

Applications from students who live in the shared primary school campus zone and are currently enrolled at Angle Vale Primary School seeking to transfer Riverbanks College B-12 primary campus, will only be considered in special circumstances and by agreement between the principals of the schools. These applications will be assessed on a case-by-case basis.

YEAR LEVEL: 7

Applications for enrolment from parents of prospective Year 7 students require that the student must be enrolled in a government or non-government school in South Australia at the time the parents apply for enrolment through the state-wide registration of interest process (coordinated by the Department for Education).

The applicant must meet one of the following requirements to be eligible for a Year 7 allocation through the registration of interest process for the coming school year:

- the child is living in the Riverbanks College B-12 high school zone
- the child is attending the school's primary school campus
- the child identifies as Aboriginal and/or Torres Strait Islander through the Enter for Success program
- the child has been granted enrolment due to special or extenuating circumstances, including but not limited to a child in care where there is a custody or guardianship order made under the *Children and Young People (Safety) Act 2017*.

Late applications for Year 7 from students living in the secondary campus school zone

Families who move into the secondary campus school zone, or who are already living in the secondary campus school zone but lodge their application for enrolment after the department's registration of interest process is completed (end of term 2), will have their applications considered if or when vacancies exist, with priority consideration afforded to those applicants already on the school's enrolment register.

In these cases, applications will be considered based on the distance of the child's residence from the secondary campus and any other personal needs, such as curriculum (excluding special interest programs), transportation/location convenience, and social/family links.

The school will notify parents by the beginning of week 3, term 4 if a vacancy is available for their child to attend the following school year.

If no vacancies exist, the applicant will be placed on the enrolment register and the school will support the family to enrol at a neighbouring school.

Applications for Year 7 from students living outside the secondary campus zone with siblings currently at the secondary campus

There is no automatic entry to the school for Year 7 students who live outside the school's secondary campus zone and have siblings who currently attend the secondary campus.

Enter for Success Strategy Year 7 students

Through Enter for Success, a child that identifies as Aboriginal and/ or Torres Strait Islander will be offered a Year 7 place at the school for the following year. Families enrolling through Enter for Success can do so until the end of term 4 in the year prior to starting Year 7.

YEAR 8 and 9 (in 2023)**Application for Year 8 and 9 from students living inside the secondary campus school zone**

Applications for enrolment from parents of prospective students living in the secondary campus school zone will be considered if or when vacancies exist, with priority consideration afforded to those applicants already on the enrolment register.

In these cases, applications will be considered based on siblings at the secondary campus, the distance of the child's residence from the secondary campus and any other personal needs, such as curriculum, transportation/location convenience, and social/family links.

The school will notify parents by the beginning of week 3, term 4 if a vacancy is available for their child to attend the following school year.

If no vacancies exist the applicants will be encouraged to remain at their current high school, or the school will support the family to enrol at a neighbouring school, and upon an applicant's request will be placed on the school's enrolment register.

YEAR LEVEL: 10 - 12

Applications for enrolment for year level 10 to 12 will not be accepted for 2023.

The applicant will be encouraged to remain at their current school or the school will support the family to enrol at a neighbouring school.

OUT OF ZONE APPLICATIONS

There is no automatic entry to the school for any year level for students who live outside of the primary or secondary campus zones and have siblings who attend the school.

Applications from parents of prospective students, who live outside the primary or secondary campus zones will only be given consideration for enrolment if the school is under its year level student enrolment numbers.

Enrolment Criteria – General

Special Circumstances

Enrolment applications for special consideration based on compelling or unusual reasons, including but not limited to a child in care where there is custody or guardianship orders made under the *Children and Young People (Safety) Act 2017*, may be granted by the Principal in consultation with the Education Director. These applications will be assessed on a case-by-case basis.

Enrolment Process

Enrolment Register

Parents whose child's name has been placed on the enrolment register will be contacted by the end of week 3, term 4 if vacancies become available for the following year.

The enrolment register will be reviewed and updated annually by the school.

The position that a child's name appears on the register is confidential and will only be disclosed as required by law.

Monitoring and enforcement

It is the responsibility of the parents applying for enrolment to be able to verify to the satisfaction of the school that the information provided is true and factual.

If a child was enrolled at the school on the basis of false or misleading information (including residential address) the Chief Executive may direct that the child be instead enrolled at another Government school pursuant to section 63(1) of the *Education and Children's Services Act 2019*.

The Principal is responsible for the implementation of this Capacity Management Plan and all decisions on enrolments, including year level progression/placement.

This Capacity Management Plan will be reviewed annually.

Riverbanks College B-12 Preschool Enrolment Policy

Riverbanks College B-12 preschool local catchment area

A preschool local catchment area is a defined area from which the preschool accepts its core intake of students.

Riverbanks College B-12 operates a preschool local catchment area within the area bounded by Angle Vale Road, Heaslip Road, Gawler River and Northern Expressway.

An online map and a search tool to indicate if an applicant's home address is within the preschool local catchment area by enrolment year is available at www.education.sa.gov.au/findaschool.

Student Enrolment Numbers

The number of students entering at Preschool is limited to **33** students.

Application for Preschool from students living in the preschool local catchment area

Priority consideration will be given to applications for enrolment from parents of prospective preschool children to enrol the following year, if they have been living inside the preschool local catchment area and lodge their application for enrolment by the end of week 10, term 2 in the year prior to starting preschool.

If more than **33** registrations for enrolment are received from parents living in the preschool campus zone by the end of week 10, term 2 in the year prior to enrolment, places will be offered based on whether any, all or a combination of the following applies:

- the child is identified as requiring special consideration
- the child identifies as Aboriginal and/or Torres Strait Islander
- the distance of the child's residence from the preschool
- the child has a sibling currently enrolled at the primary campus and will be attending the preschool in the same calendar year
- other personal needs such as curriculum, transportation/location convenience, social/family links at the school.

Unsuccessful applicants will be placed on the enrolment register upon request and referred for enrolment to neighbouring preschools.

If vacancies exist at the beginning of the school year, the Principal may approve places being offered to a child living outside the preschool local catchment area, based on the child living within the primary campus school zone.

Inclusive Preschool Program

The Inclusive Preschool Program supports up to **6** children in 2023 with disability and/or complex needs to improve their learning outcomes within a preschool setting.

Placement in the Inclusive Preschool Program is determined through the department's state-wide panel process for placement in an inclusive education option.

Out of Catchment Applications

There is no automatic entry to the preschool for children who live outside of the preschool local catchment area and have siblings who attend the school.

Applications from parents of prospective preschool students, who live outside the preschool local catchment area will only be given.

Dated: 15 August 2022

BLAIR BOYER
Minister for Education, Training and Skills

EDUCATION AND CHILDREN'S SERVICES REGULATIONS 2020

Notice of Revocation of Policy by the Minister for Education, Training and Skills

PURSUANT to Regulation 12(3) of the *Education and Children's Services Regulations 2020*, I, the Minister for Education, Training and Skills revoke the Aldinga Payinthe College Capacity Management Plan, published in the *Gazette* on 21 January 2021. I also revoke the Aldinga Payinthe College preschool enrolment policy, published in the *Gazette* on 21 January 2021. The revocation is effective from 25 August 2022.

Dated: 15 August 2022

BLAIR BOYER
Minister for Education, Training and Skills

EDUCATION AND CHILDREN'S SERVICES REGULATIONS 2020

Notice of Revocation of Policy by the Minister for Education, Training and Skills

PURSUANT to Regulation 12(3) of the *Education and Children's Services Regulations 2020*, I, the Minister for Education, Training and Skills revoke the Riverbanks College B-12 Capacity Management Plan, published in the *Gazette* on 21 January 2021. I also revoke the Riverbanks College B-12 preschool enrolment policy, published in the *Gazette* on 21 January 2021. The revocation is effective from 25 August 2022.

Dated: 15 August 2022

BLAIR BOYER
Minister for Education, Training and Skills

ELECTORAL ACT 1985

Part 6—Registration of Political Parties

NOTICE is hereby given that I have on this day de-registered the political party named below following application for de-registration made under the provision of section 44 of the Act:

Name of Party: Advance SA

Dated: 25 August 2022

MICK SHERRY
Electoral Commissioner

ENVIRONMENT PROTECTION ACT 1993

SECTION 68

Approval of Category B Containers

I, Nicholas Stewart, Team Leader, Container Deposit Legislation and Delegate of the Environment Protection Authority ('the Authority'), pursuant to Section 68 of the *Environment Protection Act 1993* (SA) ('the Act') hereby:

Approve as Category B Containers, subject to the conditions in subclauses 1, 2, 3 and 4 below, each of the classes of containers identified by reference to the following matters described in the first 4 columns of Schedule 1 of this Notice which are sold in South Australia:

- (a) the product which each class of containers shall contain;
 - (b) the size of the containers;
 - (c) the type of containers; and
 - (d) the name of the holders of these approvals.
1. That containers of the class to which the approval relates must bear the refund marking specified by the Authority for containers of that class. The Authority specifies the following refund markings for Category B containers:
 - (1) "10c refund at collection depots when sold in SA"; or
 - (2) "10c refund at SA/NT collection depots in State/Territory of purchase"; or
 - (3) "10c refund at collection depots/points in participating state/territory of purchase".
 2. The holder of the approval must have in place an effective and appropriate waste management arrangement in relation to containers of that class. For the purpose of this approval notice the company named in Column 5 of Schedule 1 of this Notice is the nominated super collector.
 3. In the case of an approval in relation to Category B containers that the waste management arrangement must require the holder of the approval to provide specified super collectors with a declaration in the form determined by the Authority in relation to each sale of such containers by the holder of the approval as soon as practicable after the sale.
 4. The holder of these approvals must ensure that if a sticker bearing the refund marking has been approved, and is applied to the container, then the sticker must not be placed on any portion of the opening mechanism or in any other place that would require complete or partial removal of the sticker before the contents may be consumed.

Dated: 25 August 2022

NICHOLAS STEWART
Team Leader, Deposit Scheme and Product Stewardship
Delegate of the Environment Protection Authority

SCHEDULE 1

Column 1	Column 2	Column 3	Column 4	Column 5
Product Name	Container Size	Container Type	Approval Holder	Collection Arrangements
4 Pines Brewing Company Aussie Wheat Ale	375 ml	Aluminium	4 Pines Brewing Company Wholesale Pty Ltd	Marine Stores Ltd
4 Pines Brewing Company Galactic XPA Cryo Pop Limited Release	375 ml	Aluminium	4 Pines Brewing Company Wholesale Pty Ltd	Marine Stores Ltd
4 Pines Brewing Company Japanese Style Lager	375 ml	Aluminium	4 Pines Brewing Company Wholesale Pty Ltd	Marine Stores Ltd
Brookvale Union Vodka Lemon Squash Low Sugar	330 ml	Aluminium	4 Pines Brewing Company Wholesale Pty Ltd	Marine Stores Ltd
Banrock Station Pinot Grigio	750 ml	PET	Accolade Wines Australia Ltd	Statewide Recycling
Banrock Station Pinot Noir	750 ml	PET	Accolade Wines Australia Ltd	Statewide Recycling
Blind Tiger Gin Organic Premium Gin & Tonic	250 ml	Aluminium	Angoves Family Winemakers	Statewide Recycling
Mountain Dew Energised No Sugar Major Melon	600 ml	PET	Asahi Beverages Pty Ltd	Statewide Recycling
Pure Blonde Cider & Soda Refreshing Cider 80% Less Sugar	330 ml	Aluminium	Asahi Premium Beverages Pty Ltd	Marine Stores Ltd
Poets Country Lager	330 ml	Glass	Australian Beer Company Pty Ltd	Marine Stores Ltd
Pressman's All Australian Apple Cider	330 ml	Glass	Australian Beer Company Pty Ltd	Marine Stores Ltd
Yenda Brewing Co Pale Ale	330 ml	Glass	Australian Beer Company Pty Ltd	Marine Stores Ltd
Yenda Brewing Co Pale Ale	375 ml	Aluminium	Australian Beer Company Pty Ltd	Marine Stores Ltd
Yenda Brewing Co Session Lager	375 ml	Aluminium	Australian Beer Company Pty Ltd	Marine Stores Ltd
Yenda Brewing Co Session Lager	330 ml	Glass	Australian Beer Company Pty Ltd	Marine Stores Ltd
Yenda Brewing Co XPA	375 ml	Aluminium	Australian Beer Company Pty Ltd	Marine Stores Ltd
Dairy Farmers Classic Caramel Flavoured Milk	500 ml	PET	BDD Australia Pty Ltd	Marine Stores Ltd
Dairy Farmers Classic Caramel Flavoured Milk	600 ml	LPB - Gable Top	BDD Australia Pty Ltd	Marine Stores Ltd
Dairy Farmers Classic Vanilla Slice Flavoured Milk	500 ml	HDPE	BDD Australia Pty Ltd	Marine Stores Ltd
Dare Butterscotch Latte	500 ml	HDPE	BDD Australia Pty Ltd	Marine Stores Ltd
Dare Butterscotch Latte	500 ml	HDPE	BDD Australia Pty Ltd	Marine Stores Ltd
Dare Butterscotch Latte	750 ml	HDPE	BDD Australia Pty Ltd	Marine Stores Ltd
Dare Butterscotch Latte	750 ml	HDPE	BDD Australia Pty Ltd	Marine Stores Ltd
Dare Intense Espresso	500 ml	HDPE	BDD Australia Pty Ltd	Marine Stores Ltd
Yoplait Yop2Go Mango & Passionfruit Yoghurt Drink	250 g	PET	BDD Australia Pty Ltd	Marine Stores Ltd
Yoplait Yop2Go Mixed Berry Yoghurt Drink	250 g	PET	BDD Australia Pty Ltd	Marine Stores Ltd
Yoplait Yop2Go Strawberry Yoghurt Drink	250 g	PET	BDD Australia Pty Ltd	Marine Stores Ltd
Yoplait Yop2Go Vanilla Yoghurt Drink	250 g	PET	BDD Australia Pty Ltd	Marine Stores Ltd
Zooper Dooper Limited Edition Cola Spider Flavoured Milk	600 ml	LPB - Gable Top	BDD Australia Pty Ltd	Marine Stores Ltd
Zooper Dooper Limited Edition Fairy Floss Flavoured Milk	600 ml	LPB - Gable Top	BDD Australia Pty Ltd	Marine Stores Ltd
Bacardi Pina Colada Rum, Pineapple & Coconut Cocktail	250 ml	Aluminium	Bacardi Martini Australia Pty Ltd	Marine Stores Ltd
Bacardi Raspberry Mojito Rum, Lime, Mint & Raspberry Cocktail	250 ml	Aluminium	Bacardi Martini Australia Pty Ltd	Marine Stores Ltd
Bombay Citron Presse Citrus Collins Created With Our Distilled Gin And A Mediterranean Lemon Infusion Mixed With Soda Water	250 ml	Aluminium	Bacardi Martini Australia Pty Ltd	Marine Stores Ltd
BeachPort Brewing Co BeachPorter Warm Your Cockles	375 ml	Aluminium	Beachport Brewing Co	Statewide Recycling
BeachPort Brewing Co Beachport Cream Brown Ale Thick And Creamy	375 ml	Aluminium	Beachport Brewing Co	Statewide Recycling
BeachPort Brewing Co De Mole Dark Lager Smooth And Full Bodied	375 ml	Aluminium	Beachport Brewing Co	Statewide Recycling
BeachPort Brewing Co Golden Hour Quince Sour A Fruity Twist	375 ml	Aluminium	Beachport Brewing Co	Statewide Recycling
BeachPort Brewing Co Lipson Lager Crisp And Refreshing	375 ml	Aluminium	Beachport Brewing Co	Statewide Recycling
Aqua Pura Sparkling Purified Australian Water	750 ml	Glass	Bickford's Australia Pty Ltd	Statewide Recycling
Aqua Pura Still Purified Australian Water	750 ml	Glass	Bickford's Australia Pty Ltd	Statewide Recycling
Vale Red Lager American Red Lager	375 ml	Aluminium	Bickford's Australia Pty Ltd	Statewide Recycling
Big Shed Brewing Chase Finance Lager	375 ml	Aluminium	Big Shed Brewing Concern Pty Ltd	Marine Stores Ltd
Big Shed Brewing Cherry & Rhubarb Porter	375 ml	Aluminium	Big Shed Brewing Concern Pty Ltd	Marine Stores Ltd
Big Shed Brewing Cool Off A Little Easy Drinkin' Lager	375 ml	Aluminium	Big Shed Brewing Concern Pty Ltd	Marine Stores Ltd
Big Shed Brewing Donut Lad Cinnamon Donut Beer	375 ml	Aluminium	Big Shed Brewing Concern Pty Ltd	Marine Stores Ltd

Column 1	Column 2	Column 3	Column 4	Column 5
Product Name	Container Size	Container Type	Approval Holder	Collection Arrangements
Big Shed Brewing Galactic Meltdown Galaxy Hopped IPA	375 ml	Aluminium	Big Shed Brewing Concern Pty Ltd	Marine Stores Ltd
Big Shed Brewing Hard Lemonade	375 ml	Aluminium	Big Shed Brewing Concern Pty Ltd	Marine Stores Ltd
Big Shed Brewing Hopsy IPA	375 ml	Aluminium	Big Shed Brewing Concern Pty Ltd	Marine Stores Ltd
Billson's Vodka Peaches & Cream Lightly Sparkling Mixed Spirit Drink	355 ml	Aluminium	Billson's Beverages Pty Ltd	Statewide Recycling
Billson's Vodka Pine Lime Lightly Sparkling Mixed Spirit Drink	355 ml	Aluminium	Billson's Beverages Pty Ltd	Statewide Recycling
Billson's Vodka Tropical Punch Lightly Sparkling Mixed Spirit Drink	355 ml	Aluminium	Billson's Beverages Pty Ltd	Statewide Recycling
Billson's Vodka Watermelon Lightly Sparkling Mixed Spirit Drink	355 ml	Aluminium	Billson's Beverages Pty Ltd	Statewide Recycling
Billson's Vodka Zesty Lemon Lightly Sparkling Mixed Spirit Drink	355 ml	Aluminium	Billson's Beverages Pty Ltd	Statewide Recycling
Billson's Vodka Ginger & Lime Lightly Sparkling Mixed Spirit Drink	355 ml	Aluminium	Billson's Beverages Pty Ltd	Statewide Recycling
Billson's Vodka Green Apple Lightly Sparkling Mixed Spirit Drink	355 ml	Aluminium	Billson's Beverages Pty Ltd	Statewide Recycling
Left Barrel Brewing Bob's Ya Dunkel Munich Dunkel Chocolate Lager	375 ml	Aluminium	Bown Consulting Pty Ltd T/AS Left Barrel Brewing	Marine Stores Ltd
Left Barrel Brewing Duck Hunter Pale Ale	375 ml	Aluminium	Bown Consulting Pty Ltd T/AS Left Barrel Brewing	Marine Stores Ltd
Left Barrel Brewing Forty Six & Two Black IPA	375 ml	Aluminium	Bown Consulting Pty Ltd T/AS Left Barrel Brewing	Marine Stores Ltd
Left Barrel Brewing Forty Six & Two Norwegian IPA Kvieck Yeast	375 ml	Aluminium	Bown Consulting Pty Ltd T/AS Left Barrel Brewing	Marine Stores Ltd
Left Barrel Brewing Hop Tendrils Hazy Pale Ale	375 ml	Aluminium	Bown Consulting Pty Ltd T/AS Left Barrel Brewing	Marine Stores Ltd
Left Barrel Brewing Limited Release Dark Ale	375 ml	Aluminium	Bown Consulting Pty Ltd T/AS Left Barrel Brewing	Marine Stores Ltd
Left Barrel Brewing Limited Release Pale Ale	375 ml	Aluminium	Bown Consulting Pty Ltd T/AS Left Barrel Brewing	Marine Stores Ltd
Left Barrel Brewing Pellicosis Red Flanders Red Ale Barrel Fermented Barrel Aged	375 ml	Aluminium	Bown Consulting Pty Ltd T/AS Left Barrel Brewing	Marine Stores Ltd
Left Barrel Brewing Renegade of Funk Belgian Dark Strong Ale	375 ml	Aluminium	Bown Consulting Pty Ltd T/AS Left Barrel Brewing	Marine Stores Ltd
Left Barrel Brewing Sauer Puss Berliner Weisse	375 ml	Aluminium	Bown Consulting Pty Ltd T/AS Left Barrel Brewing	Marine Stores Ltd
Kilburn Brewing Co Funnel Wed	330 ml	Glass	Brewstorm Pty Ltd T/A Kilburn Brewing Co	Statewide Recycling
Kilburn Brewing Co IPA	330 ml	Glass	Brewstorm Pty Ltd T/A Kilburn Brewing Co	Statewide Recycling
Kilburn Brewing Co Maple Lager	330 ml	Glass	Brewstorm Pty Ltd T/A Kilburn Brewing Co	Statewide Recycling
Kilburn Brewing Co Mexican Crown	330 ml	Glass	Brewstorm Pty Ltd T/A Kilburn Brewing Co	Statewide Recycling
Kilburn Brewing Co Steam Ale	330 ml	Glass	Brewstorm Pty Ltd T/A Kilburn Brewing Co	Statewide Recycling
Gekkeikan Sake Daiginjo	720 ml	Glass	Brown Forman Australia Pty Ltd	Statewide Recycling
Gekkeikan Sake Junmai Nigori	720 ml	Glass	Brown Forman Australia Pty Ltd	Statewide Recycling
Gekkeikan Sake Taru Sake	720 ml	Glass	Brown Forman Australia Pty Ltd	Statewide Recycling
Gekkeikan Sake Tokubetsu Junmai	720 ml	Glass	Brown Forman Australia Pty Ltd	Statewide Recycling
Jack Daniel's Crisp & Delicious Tennessee Apple Liqueur Perfectly Mixed With Soda	330 ml	Aluminium	Brown Forman Australia Pty Ltd	Statewide Recycling
Jack Daniel's Crisp & Delicious Tennessee Apple Liqueur Perfectly Mixed With Soda	330 ml	Aluminium	Brown Forman Australia Pty Ltd	Statewide Recycling
Part Time Rangers Peach Penguin Vodka Peach & Sparkling Water	330 ml	Aluminium	Brown Forman Australia Pty Ltd	Statewide Recycling
Burleigh Brewing Burleigh Twisted Palm Tropical Pale Ale	375 ml	Aluminium	Burleigh Brewing Company Pty Ltd	Statewide Recycling
Truly Watermelon Lemonade Hard Seltzer Alcoholic Sparkling Water	330 ml	Aluminium	Campari Australia	Statewide Recycling
Capital Brewing Co ALC-Less Your Zero Hero Pacific Ale	375 ml	Aluminium	Capital Brewing Co Pty Ltd	Statewide Recycling
Capital Brewing Co Coast Ale	375 ml	Aluminium	Capital Brewing Co Pty Ltd	Statewide Recycling
Capital Brewing Co Hang Loose Juice NEIPA Beer	375 ml	Aluminium	Capital Brewing Co Pty Ltd	Statewide Recycling
Capital Brewing Co Rock Hopper IPA	375 ml	Aluminium	Capital Brewing Co Pty Ltd	Statewide Recycling
Capital Brewing Co Seasonal All Night Long Dark Lager	375 ml	Aluminium	Capital Brewing Co Pty Ltd	Statewide Recycling
Capital Brewing Co Seasonal Mango Tango XPA	375 ml	Aluminium	Capital Brewing Co Pty Ltd	Statewide Recycling
Capital Brewing Co Summit Session Ale	375 ml	Aluminium	Capital Brewing Co Pty Ltd	Statewide Recycling
Capital Brewing Co Trail Pale Ale	375 ml	Aluminium	Capital Brewing Co Pty Ltd	Statewide Recycling

Column 1	Column 2	Column 3	Column 4	Column 5
Product Name	Container Size	Container Type	Approval Holder	Collection Arrangements
Capital Brewing Co XPA	375 ml	Aluminium	Capital Brewing Co Pty Ltd	Statewide Recycling
Asahi Super Dry Non-Alcoholic	330 ml	Glass	Carlton & United Breweries Pty Ltd	Marine Stores Ltd
Asahi Super Dry Non-Alcoholic	330 ml	Aluminium	Carlton & United Breweries Pty Ltd	Marine Stores Ltd
Matilda Bay Aussie Wheat Ale	375 ml	Aluminium	Carlton & United Breweries Pty Ltd	Marine Stores Ltd
Matilda Bay Dogbolter Winter Ale	375 ml	Aluminium	Carlton & United Breweries Pty Ltd	Marine Stores Ltd
Matilda Bay Yarra Valley Pils	375 ml	Aluminium	Carlton & United Breweries Pty Ltd	Marine Stores Ltd
Peroni Nastro Azzurro 0.0%	330 ml	Glass	Carlton & United Breweries Pty Ltd	Marine Stores Ltd
Peroni Nastro Azzurro Italiana	500 ml	Aluminium	Carlton & United Breweries Pty Ltd	Marine Stores Ltd
Peroni Nastro Azzurro Italiana	330 ml	Glass	Carlton & United Breweries Pty Ltd	Marine Stores Ltd
Cola Cola Vanilla No Sugar	250 ml	Aluminium	Coca Cola Amatil (Aust) Pty Ltd	Statewide Recycling
Fanta Raspberry No Sugar	250 ml	Aluminium	Coca Cola Amatil (Aust) Pty Ltd	Statewide Recycling
Jim Beam Double Serve Zero Sugar Cola	375 ml	Aluminium	Coca Cola Amatil (Aust) Pty Ltd	Statewide Recycling
Mother Energy Drink Lava Guava Flavour High Caffeine Content	500 ml	Aluminium	Coca Cola Amatil (Aust) Pty Ltd	Statewide Recycling
Rekorderlig Premium Swedish Cider Watermelon Citrus	330 ml	Glass	Coca Cola Amatil (Aust) Pty Ltd	Statewide Recycling
Sprite Lemon + Caffeine + Zesty Lemon Flavour	375 ml	Aluminium	Coca Cola Amatil (Aust) Pty Ltd	Statewide Recycling
Sprite Lemon + Caffeine + Zesty Lemon Flavour	390 ml	PET	Coca Cola Amatil (Aust) Pty Ltd	Statewide Recycling
Sprite Lemon + Caffeine + Zesty Lemon Flavour	1250 ml	PET	Coca Cola Amatil (Aust) Pty Ltd	Statewide Recycling
Sprite Lemon + Caffeine + Zesty Lemon Flavour	600 ml	PET	Coca Cola Amatil (Aust) Pty Ltd	Statewide Recycling
Sprite Lemon + Caffeine + Zesty Lemon Flavour Zero Sugar	600 ml	PET	Coca Cola Amatil (Aust) Pty Ltd	Statewide Recycling
Sprite Lemon + Caffeine + Zesty Lemon Flavour Zero Sugar	1250 ml	PET	Coca Cola Amatil (Aust) Pty Ltd	Statewide Recycling
Bundaberg Alcoholic Lemon Lime & Bitters	375 ml	Aluminium	Diageo Australia Ltd	Statewide Recycling
Smirnoff Ice Double Black Zesty Citrus	330 ml	Aluminium	Diageo Australia Ltd	Statewide Recycling
Smirnoff Ice Double Black Zesty Citrus Zero Sugar	330 ml	Aluminium	Diageo Australia Ltd	Statewide Recycling
Divas VCR Cola And Raspberry	375 ml	Aluminium	Divas Beverages Australia Ltd	Statewide Recycling
Balter Hazy Pale Ale Limited Release	375 ml	Aluminium	Emencee Pty Ltd t/as Balter Brewing	Statewide Recycling
Mountain Culture Beer Co Balter Hazy IIPA Bucket Full of Nothin'	375 ml	Aluminium	Emencee Pty Ltd t/as Balter Brewing	Statewide Recycling
Belhaven McCallums Sweet Scottish Stout	440 ml	Aluminium	Empire Liquor Pty Ltd	Statewide Recycling
Robinsons Brewery Iron Maiden Limited Edition Trooper 666 Premium British Beer	330 ml	Glass	Empire Liquor Pty Ltd	Statewide Recycling
Robinsons Brewery Iron Maiden Limited Edition Trooper Hallowed Belgian Style	330 ml	Glass	Empire Liquor Pty Ltd	Statewide Recycling
Robinsons Brewery Iron Maiden Limited Edition Trooper Red N Black Porter	330 ml	Glass	Empire Liquor Pty Ltd	Statewide Recycling
Robinsons Brewery Iron Maiden Special Edition Trooper Day of the Dead Ale	500 ml	Glass	Empire Liquor Pty Ltd	Statewide Recycling
Robinsons Brewery Iron Maiden Trooper Fear Of The Dark English Stout	330 ml	Glass	Empire Liquor Pty Ltd	Statewide Recycling
Robinsons Brewery Iron Maiden Trooper Fear of the Dark English Stout	500 ml	Glass	Empire Liquor Pty Ltd	Statewide Recycling
Robinsons Brewery Iron Maiden Trooper IPA	500 ml	Glass	Empire Liquor Pty Ltd	Statewide Recycling
Robinsons Brewery Iron Maiden Trooper IPA	330 ml	Glass	Empire Liquor Pty Ltd	Statewide Recycling
Robinsons Brewery Iron Maiden Trooper Premium British Beer	500 ml	Can - Aluminium	Empire Liquor Pty Ltd	Statewide Recycling
Robinsons Ginger Old Tom Strong Ale	330 ml	Glass	Empire Liquor Pty Ltd	Statewide Recycling
Robinsons Old Tom Strong Ale	330 ml	Glass	Empire Liquor Pty Ltd	Statewide Recycling
Robinsons Trooper Sun and Steel Sake Lager by Iron Maiden	330 ml	Glass	Empire Liquor Pty Ltd	Statewide Recycling
Hey Days XPA Beer Zero Alcohol	375 ml	Aluminium	Endeavour Group Limited	Marine Stores Ltd
High Pour Sally Cosmopolitan Cocktail Made with Vodka	250 ml	Aluminium	Endeavour Group Limited	Marine Stores Ltd
High Pour Sally Moscow Mule Cocktail Made with Vodka	250 ml	Aluminium	Endeavour Group Limited	Marine Stores Ltd
High Pour Sally Passionfruit Martini Cocktail Made with Vodka	250 ml	Aluminium	Endeavour Group Limited	Marine Stores Ltd

Column 1	Column 2	Column 3	Column 4	Column 5
Product Name	Container Size	Container Type	Approval Holder	Collection Arrangements
High Pour Sally Pineapple & Mint Mojito Cocktail Made with White Rum	250 ml	Aluminium	Endeavour Group Limited	Marine Stores Ltd
High Pour Sally Watermelon Margarita Cocktail Made with Tequila	250 ml	Aluminium	Endeavour Group Limited	Marine Stores Ltd
Hughie Goulburn NSW Aussie Wheat Beer	375 ml	Aluminium	Endeavour Group Limited	Marine Stores Ltd
Hughie Goulburn NSW Real Aussie Lager	375 ml	Aluminium	Endeavour Group Limited	Marine Stores Ltd
Lumen Australian Lager Superior Refreshment	330 ml	Glass	Endeavour Group Limited	Marine Stores Ltd
Monsuta Okinawa Dry Premium Draft	350 ml	Aluminium	Endeavour Group Limited	Marine Stores Ltd
Monsuta Okinawa Dry Premium Draft	500 ml	Aluminium	Endeavour Group Limited	Marine Stores Ltd
Old Fat Unicorn Prosecco	250 ml	Aluminium	Endeavour Group Limited	Marine Stores Ltd
Sudo Capital Lager	350 ml	Aluminium	Endeavour Group Limited	Marine Stores Ltd
Bang Energy Frose Rose	500 ml	Aluminium	Export Corporation Australia Pty Ltd T/As Nutrition Systems	Statewide Recycling
Bang Energy Rainbow Unicorn	500 ml	Aluminium	Export Corporation Australia Pty Ltd T/As Nutrition Systems	Statewide Recycling
Bang Energy Sour Heads	500 ml	Aluminium	Export Corporation Australia Pty Ltd T/As Nutrition Systems	Statewide Recycling
Bang Energy Star Blast	500 ml	Aluminium	Export Corporation Australia Pty Ltd T/As Nutrition Systems	Statewide Recycling
Fleurieu Milk Company Banana Lactose Free	500 ml	HDPE	Fleurieu Milk Company Pty Ltd	Statewide Recycling
Fleurieu Milk Company Chocolate Lactose Free	500 ml	HDPE	Fleurieu Milk Company Pty Ltd	Statewide Recycling
Fleurieu Milk Company Chocolate Lactose Free	300 ml	HDPE	Fleurieu Milk Company Pty Ltd	Statewide Recycling
Fleurieu Milk Company Strawberry Lactose Free	300 ml	HDPE	Fleurieu Milk Company Pty Ltd	Statewide Recycling
Fleurieu Milk Company Strawberry Lactose Free	500 ml	HDPE	Fleurieu Milk Company Pty Ltd	Statewide Recycling
Suntory Boss Coffee Iced Caramel Latte Flash Brew	237 ml	Can - Steel	Frucor Suntory Australia Pty Ltd	Statewide Recycling
Atomic Lemon Whip	330 ml	Aluminium	Gage Roads Brewing Co	Statewide Recycling
Atomic Mando Sour	330 ml	Aluminium	Gage Roads Brewing Co	Statewide Recycling
Gage Roads Hazy As Hazy Pale Ale	330 ml	Aluminium	Gage Roads Brewing Co	Statewide Recycling
Magners Irish Cider Original Apple Cider	568 ml	Glass	Gage Roads Brewing Co	Statewide Recycling
Magners Irish Cider Original Apple Cider	330 ml	Glass	Gage Roads Brewing Co	Statewide Recycling
Matso's Broome Brewery Nightlife Strong Ginger Beer 6% Tropical Strength	330 ml	Aluminium	Gage Roads Brewing Co	Statewide Recycling
Matso's Broome Brewery Nightlife Strong Ginger Beer With Mint & Lime 6% Tropical Strength	330 ml	Aluminium	Gage Roads Brewing Co	Statewide Recycling
Matso's Broome Brewery Nightlife Strong Ginger Beer With Rum & Lime 6% Tropical Strength	330 ml	Aluminium	Gage Roads Brewing Co	Statewide Recycling
Coors Beer	330 ml	Glass	Good Drinks Australia Ltd	Statewide Recycling
Matso's Broome Brewery Chilli & Lime Alcoholic Ginger Beer	330 ml	Glass	Good Drinks Australia Ltd	Statewide Recycling
Matso's Broome Brewery Cucumber & Mint Alcoholic Ginger Beer	330 ml	Glass	Good Drinks Australia Ltd	Statewide Recycling
Miller Chill Slow Brewed Lower Carb Lager With Real Blood Orange	330 ml	Glass	Good Drinks Australia Ltd	Statewide Recycling
Miller Chill Slow Brewed Lower Carb Lager With Real Lime	330 ml	Glass	Good Drinks Australia Ltd	Statewide Recycling
Miller Genuine Draft	330 ml	Glass	Good Drinks Australia Ltd	Statewide Recycling
Pip Squeeze Lychee Lime-Onade	1000 ml	PET	Grove Fruit Juice Pty Ltd	Statewide Recycling
H2Melon Water Pure Watermelon No Added Sugar	500 ml	Aluminium	H2coco Pty Ltd	Statewide Recycling
Monday Distillery Cello Bella Non Alcoholic Sugar Free	300 ml	Glass	Higher State Co	Marine Stores Ltd
Monday Distillery Rouge Fizz Non Alcoholic Sugar Free	300 ml	Glass	Higher State Co	Marine Stores Ltd
Monday Distillery Stormy Royale Non Alcoholic Sugar Free	300 ml	Glass	Higher State Co	Marine Stores Ltd
Ink Gin And Tonic Low Sugar	250 ml	Aluminium	Husk Industries Pty Ltd	Marine Stores Ltd
JIVA Kombucha Passionfruit & Mango Organic Probiotic Beverage	250 ml	Glass	Jiva Products Pty Ltd	Marine Stores Ltd
JIVA Kombucha Pomegranate Organic Probiotic Beverage	1000 ml	Glass	Jiva Products Pty Ltd	Marine Stores Ltd
Xtreme Tonic Detox Spicy Ginger Vitamin C Ginger Turmeric Lemon Apple Cider Vinegar	100 ml	Glass	Jiva Products Pty Ltd	Marine Stores Ltd
Xtreme Tonic Energy Sour Passionfruit Lemon Guarana B Group Vitamins Golden Oak Mushroom	100 ml	Glass	Jiva Products Pty Ltd	Marine Stores Ltd

Column 1	Column 2	Column 3	Column 4	Column 5
Product Name	Container Size	Container Type	Approval Holder	Collection Arrangements
Xtreme Tonic Immunity Sour Apple Lemon Ginger Wheatgrass Chlorophyll Prebiotics	100 ml	Glass	Jiva Products Pty Ltd	Marine Stores Ltd
Kimbolton Rose Spritz Langhorne Creek	250 ml	Aluminium	Kimbolton Vineyards Pty Ltd	Marine Stores Ltd
Ice Break Real Coffee Lactose Free 2 Shots	500 ml	HDPE	Lactalis Australia Pty Ltd	Statewide Recycling
OAK Choc Mint	600 ml	LPB - Gable Top	Lactalis Australia Pty Ltd	Statewide Recycling
OAK Golden Gaytime	600 ml	LPB - Gable Top	Lactalis Australia Pty Ltd	Statewide Recycling
OAK Thickshake Neapolitan	425 ml	PET	Lactalis Australia Pty Ltd	Statewide Recycling
Brooklyn Brand Bel Air Sour Ginger Sour Ale	375 ml	Aluminium	Lion Beer Spirits & Wine Pty Ltd t/as Lion Beer Australia	Marine Stores Ltd
Brooklyn Brand Pulp Art Hazy India Pale Ale	375 ml	Aluminium	Lion Beer Spirits & Wine Pty Ltd t/as Lion Beer Australia	Marine Stores Ltd
James Squire Zero Premium 0.0% Alcohol	330 ml	Glass	Lion Beer Spirits & Wine Pty Ltd t/as Lion Beer Australia	Marine Stores Ltd
Little Creatures Elsie WA Ale	375 ml	Aluminium	Lion Beer Spirits & Wine Pty Ltd t/as Lion Beer Australia	Marine Stores Ltd
Little Creatures Ezy Az Hazy Ale	375 ml	Aluminium	Lion Beer Spirits & Wine Pty Ltd t/as Lion Beer Australia	Marine Stores Ltd
White Rabbit Paloma Sour Ale	375 ml	Aluminium	Lion Beer Spirits & Wine Pty Ltd t/as Lion Beer Australia	Marine Stores Ltd
Little Bang Brewing Co Critical Hit Daily Dry Hopped Double IPA	375 ml	Aluminium	Little Bang Brewing Company Pty Ltd	Marine Stores Ltd
Little Bang Brewing Co Echo Chamber Black Forest Ganache Pastry Stout	375 ml	Aluminium	Little Bang Brewing Company Pty Ltd	Marine Stores Ltd
Little Bang Brewing Co Face Berserker Double Citrus Super Sour	375 ml	Aluminium	Little Bang Brewing Company Pty Ltd	Marine Stores Ltd
Little Bang Brewing Co Fudgebeast Imperial Dessert Stout	375 ml	Aluminium	Little Bang Brewing Company Pty Ltd	Marine Stores Ltd
Little Bang Brewing Co Kentucky Sludge Imperial Bourbon Stout	375 ml	Aluminium	Little Bang Brewing Company Pty Ltd	Marine Stores Ltd
Little Bang Brewing Co Love Bomb Oat Cream Double IPA	375 ml	Aluminium	Little Bang Brewing Company Pty Ltd	Marine Stores Ltd
Little Bang Brewing Co Luxe Deluxe Choc Honeycomb Luxury Stout	375 ml	Aluminium	Little Bang Brewing Company Pty Ltd	Marine Stores Ltd
Little Bang Brewing Co Retro Feels New World West Coast IPA	375 ml	Aluminium	Little Bang Brewing Company Pty Ltd	Marine Stores Ltd
Local Spiked Seltzer Lemon Iced Tea 109 Cals	330 ml	Aluminium	Local Beverages Pty LTD	Statewide Recycling
Local Spiked Seltzer Passsionfruit Iced Tea 99 Cals	330 ml	Aluminium	Local Beverages Pty LTD	Statewide Recycling
Local Spiked Seltzer Peach Iced Tea 99 Cals	330 ml	Aluminium	Local Beverages Pty LTD	Statewide Recycling
Ballistic Beer Co Sleep When You're Dead Triple IPA	375 ml	Aluminium	Mighty Craft Operations Pty Ltd	Statewide Recycling
Mismatch Brewing Co Barrel Aged Barley Wine Vintage 2022	500 ml	Aluminium	Mighty Craft Operations Pty Ltd	Statewide Recycling
Mismatch Brewing Co Bourbon Barrel Aged Imperial Stout	500 ml	Aluminium	Mighty Craft Operations Pty Ltd	Statewide Recycling
Mismatch Brewing Co Jetty Road Brewery New Age IPA	375 ml	Aluminium	Mighty Craft Operations Pty Ltd	Statewide Recycling
Mismatch Brewing Co Wai-iti Hazy	375 ml	Aluminium	Mighty Craft Operations Pty Ltd	Statewide Recycling
Ministry Of Beer Barossa Valley Aged Barrel Sour Tart Saison	750 ml	Glass	Ministry of Beer	Marine Stores Ltd
Ministry Of Beer Barossa Valley Limited Release Red Sour with Boysenberries	750 ml	Glass	Ministry of Beer	Marine Stores Ltd
Ministry Of Beer Barossa Valley Limited Release Tart Saison with Honey, Lime & Ginger	750 ml	Glass	Ministry of Beer	Marine Stores Ltd
Ministry Of Beer Barossa Valley Limited Release Tart Saison with Rhubarb	750 ml	Glass	Ministry of Beer	Marine Stores Ltd
Ministry Of Beer Limited Release Oatmeal Stout with Cacao Nibs	500 ml	Aluminium	Ministry of Beer	Marine Stores Ltd
Mischief Brew COLA Spices, Burnt Sugar and Citrus	250 ml	Aluminium	Mischief Brew Pty Ltd	Statewide Recycling
Mischief Brew GINGER ALE Ginger, Pepperberry and Lemon	250 ml	Aluminium	Mischief Brew Pty Ltd	Statewide Recycling
Mischief Brew LEMONADE Citrus and Lemon Myrtle	250 ml	Aluminium	Mischief Brew Pty Ltd	Statewide Recycling
Mischief Brew SODA Carbonated Water Bubbles	250 ml	Aluminium	Mischief Brew Pty Ltd	Statewide Recycling
Mischief Brew TONIC NO.1 Cinchona, Grapefruit and Pimento	250 ml	Aluminium	Mischief Brew Pty Ltd	Statewide Recycling
Mischief Brew TONIC NO.2 Lemon Myrtle, Rosemary and Bitter Orange	250 ml	Aluminium	Mischief Brew Pty Ltd	Statewide Recycling
Moon Dog Craft Brewery Dip-Hop- Opotamus Dip Hopped Cold IPA	440 ml	Aluminium	Moon Dog Brewing Pty Ltd T/AS Moon Dog Craft Brewery	Marine Stores Ltd
Moon Dog Craft Brewery Rescue All-Stars Asha & Poppy Juicy Pale Ale	440 ml	Aluminium	Moon Dog Brewing Pty Ltd T/AS Moon Dog Craft Brewery	Marine Stores Ltd

Column 1	Column 2	Column 3	Column 4	Column 5
Product Name	Container Size	Container Type	Approval Holder	Collection Arrangements
Moon Dog Craft Brewery XII Rye Whiskey Barrel Aged Smokey Stout	330 ml	Glass	Moon Dog Brewing Pty Ltd T/AS Moon Dog Craft Brewery	Marine Stores Ltd
Muffy Malone Brewing Hazy Pale Ale	375 ml	Aluminium	Muffy Malone Brewing	Marine Stores Ltd
Nudeherbs Beauty Naturally Brewed Silica Calendula Nettle Hibiscus Jasmine Lemongrass Cornflower	350 ml	Glass	NudeHerbs Pty Ltd	Marine Stores Ltd
Jameson Irish Whiskey Soda Ginger & Lime	375 ml	Aluminium	Orlando Wyndham Group Pty Ltd	Marine Stores Ltd
Absolut Cocktails Mango Mule Sparkling Alcoholic Drink	250 ml	Aluminium	Pernod Ricard Winemakers Pty Ltd	Marine Stores Ltd
Jameson Irish Whiskey Zero Sugar Natural Raw Cola	375 ml	Aluminium	Pernod Ricard Winemakers Pty Ltd	Marine Stores Ltd
Jameson Irish Whiskey Zero Sugar Smooth Dry & Lime	375 ml	Aluminium	Pernod Ricard Winemakers Pty Ltd	Marine Stores Ltd
Pirate Life Brewing Fluff IPA	355 ml	Aluminium	Pirate Life Brewery Pty Ltd	Statewide Recycling
Pirate Life Brewing Red IPA	355 ml	Aluminium	Pirate Life Brewery Pty Ltd	Statewide Recycling
Pirate Life Brewing Short Stack Brown Ale	355 ml	Aluminium	Pirate Life Brewery Pty Ltd	Statewide Recycling
Pirate Life Brewing Australian Wheat Ale	355 ml	Aluminium	Pirate Life Brewing Pty Ltd	Statewide Recycling
Pirate Life Brewing Balter X PL Hazy IPA	355 ml	Aluminium	Pirate Life Brewing Pty Ltd	Statewide Recycling
Pirate Life Brewing Balter X West Coast IPA	355 ml	Aluminium	Pirate Life Brewing Pty Ltd	Statewide Recycling
Pirate Life Brewing Fremantle Dockers Wharfie Draught	355 ml	Aluminium	Pirate Life Brewing Pty Ltd	Statewide Recycling
Pirate Life Brewing Ice Beer Imperial Stout	355 ml	Aluminium	Pirate Life Brewing Pty Ltd	Statewide Recycling
Pirate Life Brewing Knobby Mango Hazy Pale	355 ml	Aluminium	Pirate Life Brewing Pty Ltd	Statewide Recycling
Jose Cuervo Pink Grapefruit Sparkling Margarita	330 ml	Aluminium	Proximo Australia Pty Ltd	Statewide Recycling
Jose Cuervo Watermelon Sparkling Margarita	330 ml	Aluminium	Proximo Australia Pty Ltd	Statewide Recycling
The Kraken Black Spiced Rum Black Mojito	330 ml	Aluminium	Proximo Australia Pty Ltd	Statewide Recycling
O'Brien Brown Ale Gluten Free Beer	375 ml	Aluminium	Rebellion Brewery Pty Ltd T/As O'Brien Beer	Statewide Recycling
O'Brien Lager 3.0 Gluten Free Beer	375 ml	Aluminium	Rebellion Brewery Pty Ltd T/As O'Brien Beer	Statewide Recycling
O'Brien Lager Gluten Free Beer	375 ml	Aluminium	Rebellion Brewery Pty Ltd T/As O'Brien Beer	Statewide Recycling
O'Brien Lager Gluten Free Beer	375 ml	Aluminium	Rebellion Brewery Pty Ltd T/As O'Brien Beer	Statewide Recycling
O'Brien Pale Ale Gluten Free Beer	375 ml	Aluminium	Rebellion Brewery Pty Ltd T/As O'Brien Beer	Statewide Recycling
O'Brien XPA Gluten Free Beer	375 ml	Aluminium	Rebellion Brewery Pty Ltd T/As O'Brien Beer	Statewide Recycling
Red Bull Energy Drink The Purple Edition Acai Flavour Sugar Free	250 ml	Aluminium	Red Bull Australia Pty Ltd	Statewide Recycling
Remedy Brain Power With Nootropics Blueberry No Sugar Naturally	60 ml	Glass	Remedy Kombucha Pty Ltd	Marine Stores Ltd
Remedy KICK Natural Energy Blackberry No Sugar	250 ml	Aluminium	Remedy Kombucha Pty Ltd	Marine Stores Ltd
Remedy KICK Natural Energy Lemon Lime No Sugar	250 ml	Aluminium	Remedy Kombucha Pty Ltd	Marine Stores Ltd
Remedy KICK Natural Energy Mango Pineapple No Sugar	250 ml	Aluminium	Remedy Kombucha Pty Ltd	Marine Stores Ltd
Remedy Sleep With Melatonin Passionfruit No Sugar Naturally	60 ml	Glass	Remedy Kombucha Pty Ltd	Marine Stores Ltd
Riot Wine Co Identity Thief Shiraz 2021	250 ml	Aluminium	Riot Wine Co Pty Ltd	Marine Stores Ltd
Riot Wine Co Loxton Contra Bianco d'Alessano 2021	250 ml	Aluminium	Riot Wine Co Pty Ltd	Marine Stores Ltd
Riot Wine Co Out of the Wood Chardonnay 2021	250 ml	Aluminium	Riot Wine Co Pty Ltd	Marine Stores Ltd
Riot Wine Co The OG Grenache 2021	250 ml	Aluminium	Riot Wine Co Pty Ltd	Marine Stores Ltd
Sunraysia Immunity Cranberry Juice Blend + Vitamins C, D, B12, Potassium, Prebiotic Fibre No Added Cane Sugar	1000 ml	Glass	Sabrands Australia Management Pty Ltd	Statewide Recycling
Sunraysia Immunity Orange Juice Blend + Vitamins C, D, B12, Potassium, Prebiotic Fibre No Added Cane Sugar	1000 ml	Glass	Sabrands Australia Management Pty Ltd	Statewide Recycling
Toatl Oat Milk Smooth & Creamy Caramel Flavour	500 ml	PET	Sanitarium Health & Wellbeing	Statewide Recycling
Toatl Oat Milk Smooth & Creamy Chocolate Flavour	500 ml	PET	Sanitarium Health & Wellbeing	Statewide Recycling
Toatl Oat Milk Smooth & Creamy Strawberry Flavour	500 ml	PET	Sanitarium Health & Wellbeing	Statewide Recycling
Paradox Coffee Roasters Cold Brew Coffee Single Origin Kenya	250 ml	Aluminium	Seven Weeks Holdings Pty Ltd T/A Paradox Coffee Roasters	Statewide Recycling
Fever Tree Mediterranean Tonic Water	200 ml	Glass	Southtrade International Pty Ltd	Statewide Recycling

Column 1	Column 2	Column 3	Column 4	Column 5
Product Name	Container Size	Container Type	Approval Holder	Collection Arrangements
Fever Tree Clementine Orange Tonic Water	200 ml	Glass	Southtrade International Pty Ltd	Statewide Recycling
Fever Tree Distillers Cola	200 ml	Glass	Southtrade International Pty Ltd	Statewide Recycling
Fireball Cinnamon Flavoured Whisky Dragon Serve with Cola	250 ml	Aluminium	Southtrade International Pty Ltd	Statewide Recycling
Fireball Cinnamon Flavoured Whisky with Apple	355 ml	Aluminium	Southtrade International Pty Ltd	Statewide Recycling
Fireball Cinnamon Flavoured Whisky with Cola	355 ml	Aluminium	Southtrade International Pty Ltd	Statewide Recycling
StrangeLove Coastal Tonic	540 ml	Glass	StrangeLove Beverage Co Pty Ltd	Flagcan Distributors
StrangeLove Dirty Tonic	540 ml	Glass	StrangeLove Beverage Co Pty Ltd	Flagcan Distributors
StrangeLove Distiller's Tonic	180 ml	Glass	StrangeLove Beverage Co Pty Ltd	Flagcan Distributors
StrangeLove Salted Grapefruit	540 ml	Glass	StrangeLove Beverage Co Pty Ltd	Flagcan Distributors
StrangeLove Sparkling Mineral Water	350 ml	Glass	StrangeLove Beverage Co Pty Ltd	Flagcan Distributors
StrangeLove Sparkling Mineral Water	750 ml	Glass	StrangeLove Beverage Co Pty Ltd	Flagcan Distributors
StrangeLove Still Mineral Water	350 ml	Glass	StrangeLove Beverage Co Pty Ltd	Flagcan Distributors
StrangeLove Still Mineral Water	750 ml	Glass	StrangeLove Beverage Co Pty Ltd	Flagcan Distributors
Tattoo Me Cooler Hard Seltzer Mandarin & Yuzu	250 ml	Aluminium	Tattoo Me Cooler Drinks Pty Ltd	Marine Stores Ltd
Tattoo Me Cooler Hard Seltzer Pear & Lychee	250 ml	Aluminium	Tattoo Me Cooler Drinks Pty Ltd	Marine Stores Ltd
SixTwelve Brewing The Barun Coffee Porter	375 ml	Aluminium	The Trustee for SixTwelve Brewing T/as Sixtwelve Brewing Pty Ltd	Marine Stores Ltd
Grainshaker Australian Vodka Passionfruit & Soda Low Sugar	330 ml	Aluminium	Top Shelf International Pty Ltd	Marine Stores Ltd
NED Australian Whisky Blended With Soda & Apple No Sugar	375 ml	Aluminium	Top Shelf International Pty Ltd	Marine Stores Ltd
Ned Australian Whisky Blended With Cola	200 ml	Aluminium	Top Shelf International Pty Ltd	Marine Stores Ltd
Aloha 65 Vodka Cocktail With Passionfruit Ginger And A Squeeze Of Lemon	250 ml	Aluminium	Tribe Brands Pty Ltd	Statewide Recycling
Pabst Blue Ribbon One Pint	473 ml	Aluminium	Tribe Brands Pty Ltd	Statewide Recycling
Calypto Tropical Mango Lemonade	473 ml	Glass	Trident Sales & Distribution Australia	Statewide Recycling
Juicee Crush 99% Fruit Juice 10 Fruits No Added Sugar	250 ml	LPB - Aseptic	Tru Blu Beverages Pty Limited	Flagcan Distributors
Waterfords Sparkling Watermelon Flavoured Natural Mineral Water	475 ml	PET	Tru Blu Beverages Pty Limited	Flagcan Distributors
Vessel Sparkling Spring Water	750 ml	Aluminium	Vessel Beverages Pty Ltd	Marine Stores Ltd
Vessel Still Spring Water	750 ml	Aluminium	Vessel Beverages Pty Ltd	Marine Stores Ltd
Vive Grapefruit Sparkling Nootropic Think Drink <1G Sugar	250 ml	Aluminium	Vive Drinks	Statewide Recycling
Vive Lime Sparkling Nootropic Think Drink <1G Sugar	250 ml	Aluminium	Vive Drinks	Statewide Recycling
Vive Raspberry Sparkling Nootropic Think Drink <1G Sugar	250 ml	Aluminium	Vive Drinks	Statewide Recycling
Vale Aus IPA East Coast IPA	375 ml	Aluminium	Vok Beverages Pty Ltd	Statewide Recycling
Vale Hazy Tropic Ale Hazed	375 ml	Aluminium	Vok Beverages Pty Ltd	Statewide Recycling
Little Pete Brewing Hazy Langhorne Creek Maitland Est 1872	375 ml	Aluminium	WBB Wines Pty Ltd t/a Little Pete Brewing	Marine Stores Ltd
Watsacowie Brewing Company Holyharvest Holiday Ale	375 ml	Aluminium	Watsacowie Brewing Company Pty Ltd	Marine Stores Ltd
Watsacowie Brewing Company Yorke Pils Pilsner	375 ml	Aluminium	Watsacowie Brewing Company Pty Ltd	Marine Stores Ltd
Western Ridge Brewing Ukraine Support Style	375 ml	Aluminium	Western Ridge Brewing & Distilling Co Pty Ltd	Marine Stores Ltd
Western Ridge Brewing ARD Bitta Dark British Bitter	375 ml	Aluminium	Western Ridge Brewing & Distilling Co Pty Ltd	Marine Stores Ltd
Western Ridge Brewing Collab Re-Lease Style	375 ml	Aluminium	Western Ridge Brewing & Distilling Co Pty Ltd	Marine Stores Ltd
Western Ridge Brewing Dark Matter Schwartz Bier	375 ml	Aluminium	Western Ridge Brewing & Distilling Co Pty Ltd	Marine Stores Ltd
Western Ridge Brewing Just A Cosmic Girl Hazy Pale Ale	375 ml	Aluminium	Western Ridge Brewing & Distilling Co Pty Ltd	Marine Stores Ltd
Western Ridge Brewing King Jong Boom Hazy IPA	375 ml	Aluminium	Western Ridge Brewing & Distilling Co Pty Ltd	Marine Stores Ltd
Western Ridge Brewing Limited Seasonal Release Style	375 ml	Aluminium	Western Ridge Brewing & Distilling Co Pty Ltd	Marine Stores Ltd
Western Ridge Brewing Memestout Stout	375 ml	Aluminium	Western Ridge Brewing & Distilling Co Pty Ltd	Marine Stores Ltd
Western Ridge Brewing No Bitter Feelings Amber Ale	375 ml	Aluminium	Western Ridge Brewing & Distilling Co Pty Ltd	Marine Stores Ltd
Western Ridge Brewing Olexij's Next Beer Style	375 ml	Aluminium	Western Ridge Brewing & Distilling Co Pty Ltd	Marine Stores Ltd

Column 1	Column 2	Column 3	Column 4	Column 5
Product Name	Container Size	Container Type	Approval Holder	Collection Arrangements
Western Ridge Brewing RieslingRidge WesternFreak Wine Spritzer	750 ml	Glass	Western Ridge Brewing & Distilling Co Pty Ltd	Marine Stores Ltd
Western Ridge Brewing Rose Cucumber & Watermelon Wine Spritzer	750 ml	Glass	Western Ridge Brewing & Distilling Co Pty Ltd	Marine Stores Ltd
Western Ridge Brewing Rose Cucumber And Watermelon Wine Spritzer	375 ml	Aluminium	Western Ridge Brewing & Distilling Co Pty Ltd	Marine Stores Ltd
Western Ridge Brewing Seasonal Soda Artisan Soft Drink	750 ml	Glass	Western Ridge Brewing & Distilling Co Pty Ltd	Marine Stores Ltd
Western Ridge Brewing Seasonal Soda Artisan Soft Drink	375 ml	Aluminium	Western Ridge Brewing & Distilling Co Pty Ltd	Marine Stores Ltd
Western Ridge Brewing Session Strawberry Gum Infused Ale	375 ml	Aluminium	Western Ridge Brewing & Distilling Co Pty Ltd	Marine Stores Ltd
Western Ridge Brewing Solidarity Ale Fruited Pale Ale	375 ml	Aluminium	Western Ridge Brewing & Distilling Co Pty Ltd	Marine Stores Ltd
Western Ridge Brewing Stockwell Ale Aussie Red Ale	375 ml	Aluminium	Western Ridge Brewing & Distilling Co Pty Ltd	Marine Stores Ltd
Western Ridge Brewing Vox Populi Rye IPA	375 ml	Aluminium	Western Ridge Brewing & Distilling Co Pty Ltd	Marine Stores Ltd
Western Ridge Brewing Yet Another F****G Pale Ale West Coast IPA	375 ml	Aluminium	Western Ridge Brewing & Distilling Co Pty Ltd	Marine Stores Ltd
Woolshed Brewery Saltbush Bae Salted Caramel Porter	375 ml	Aluminium	Wilkadene Pty Ltd T/AS Woolshed Brewery	Marine Stores Ltd

FISHERIES MANAGEMENT ACT 2007

SECTION 115

Ministerial Exemption ME9902960

Take note that pursuant to section 115 of the *Fisheries Management Act 2007*, Mr Reece Gynell (the 'exemption holder') or his agent are exempt from the provisions of regulation 3(1), Part 2, clause 7(1)(b) of Schedule 2 and regulation 5, clause 113 of Schedule 6 of the *Fisheries Management (General) Regulations 2017*, but only in so far as the exemption holder shall not be guilty of an offence when taking *Anapella cycladea*, from State waters specified in Schedule 1, subject to the conditions specified in Schedule 2 and Schedule 3 from 24 June 2022 until 23 June 2023, unless varied or revoked earlier.

SCHEDULE 1

State coastal waters, within Marine Fishing Area 9 excluding aquatic reserves and sanctuary or restricted access zones of any marine park (unless otherwise authorised under the *Marine Parks Act 2007*),

SCHEDULE 2

- The exemption holder will be deemed responsible for the conduct of all persons conducting the exempted activities under this notice. Any person conducting activities under this exemption must be provided with a copy of this notice, which they must have signed as an indication that they have read and understand the conditions under it.
- The exemption holder or agent must notify the Department of Primary Industries and Regions (PIRSA) FISHWATCH on 1800 065 522 at least 2 hours prior to conducting the exempted activity and answer a series of questions about the exempted activity.
- The exempted activity may only be conducted by the exemption holder or on behalf of the exemption holder by his nominated agent, Mr Joseph Gynell.
- A maximum TACC of 1,000 kilograms of *Anapella cycladea* is permitted to be harvested pursuant in each 12 month period commencing on the day this notice comes into effect.
- The exemption holder may not take *Anapella cycladea* less than 2 centimetres in length.
- The exemption holder is permitted to use not more than two Restricted Cockle Rakes to harvest *Anapella cycladea*.
- All *Anapella cycladea* taken pursuant to this exemption must be identified with a PIRSA issued tag, stored in a sealed container and remain separate from other species harvested.
- The exemption holder, upon completion of each day undertaking the exempted activity, must complete a daily entry in the Anapella Research Permit Logbook provided by the Department.
- The exemption holder must submit the monthly return (South Australian Commercial Marine Scalefish and Miscellaneous Fisheries daily catch and effort logbook) together with the Anapella Research Permit Logbook to SARDI Aquatic Sciences within 15 days of the end of the month to which it relates.
- The exemption holder must collect samples of *Anapella cycladea* subject to the following provisions:
 - The exemption holder must work under the direction of the Molluscan Fisheries sub-program of SARDI Aquatic Sciences to collect 50 *Anapella cycladea* at two sites on four occasions each year (June, September, December and March) within South Australian Marine Fishing Area 9 (total annual sample = 400). Samples collected are required to be accompanied by a SARDI endorsed data sheet recording the following information: date, location (GPS), time-start, time-end, and estimate of the area size raked (in metres squared).
 - The exemption holder must provide the samples and accompanying data sheet to an employee of SARDI Aquatic Sciences, Lincoln Marine Science Centre, 1 Hindmarsh St, Port Lincoln as practicable after landing the fish.
- The exemption holder shall not contravene or fail to comply with the *Fisheries Management Act 2007*, or any other regulations made under that Act except where specifically exempted by this notice.
- Whilst engaged in the exempted activity the exemption holder must have in his possession a copy of this notice and produce a copy of the notice if required by a PIRSA Fisheries Officer.

SCHEDULE 3

13. All *Anapella cycladea* meat and corresponding shells taken pursuant to this notice must be delivered to one of the following registered fish processors for weighing, within 48 hours of landing, within the State of South Australia:

FP0796	FP0110	FP0482
Reece Gynell	Southern Ocean Express Pty Ltd	The Fresh Fish Place
Farside Fisheries	56 Buberis Road	20 Proper Bay Road
923 Proper Bay Road	Port Lincoln SA 5606	Port Lincoln SA 5606
Port Lincoln SA 5606		

This notice does not purport to override the provisions or operation of any other Act including, but not limited to, the *Marine Parks Act 2007*. The exemption holder and his agents must comply with any relevant regulations, permits, requirements and directions from the Department for Environment and Water when undertaking activities within a marine park.

Dated: 23 June 2022

PROF. GAVIN BEGG
Executive Director
Fisheries and Aquaculture

Delegate of the Minister for Primary Industries and Regional Development

FISHERIES MANAGEMENT ACT 2007

SECTION 115

Ministerial Exemption ME9903144

Take note that pursuant to section 115 of the *Fisheries Management Act 2007* (the Act), the holders of a Fish Processor registration issued under part 6, division 3 of the Act specified in Schedule 1 (the 'exemption holders') are exempt from the provisions of regulation 3(1) and clause 7(1)(b) of Schedule 2 of the *Fisheries Management (General) Regulations 2017*, and regulation 7 of the *Fisheries Management (Fish Processors) Regulations 2017* but only in so far that the exemption holder shall not be guilty of an offence when possessing and processing *Anapella cycladea* consigned by Mr Reece Gynell the holder of Miscellaneous Research Fishing Permit MRP014 (the exempted activity) subject to the conditions specified in Schedule 2 from 24 June 2022 until 23 June 2023, unless varied or revoked earlier.

SCHEDULE 1

FP0110	FP0482
Southern Ocean Express Pty Ltd	The Fresh Fish Place
PO Box 1009	PO Box 2011
Port Lincoln SA 5606	Port Lincoln SA 5606
FP0796	
Farside Fisheries (Reece Gynell)	
PO Box 2340	
Port Lincoln SA 5606	

SCHEDULE 2

1. The exemption holder may not possess or process *Anapella cycladea* that is less than 2 cm in shell length.
2. The exemption holder must ensure that each bag or bin of *Anapella cycladea* is processed separately to other species of cockle consigned.
3. The exemption holder must not dispose of any *Anapella cycladea* shells or waste product in any waters of the State.

Dated: 23 June 2022

PROF. GAVIN BEGG
Executive Director
Fisheries and Aquaculture

Delegate of the Minister for Primary Industries and Regional Development

FISHERIES MANAGEMENT ACT 2007

SECTION 115

Ministerial Exemption ME9903215

TAKE NOTICE that pursuant to section 115 of the *Fisheries Management Act 2007* (the Act), Dr Scottie Wedderburn of the School of Biological Sciences, University of Adelaide SA 5005 (the 'exemption holder') or his nominated agents, are exempt from Sections 70 and 71(2) of the *Fisheries Management Act 2007*, and regulation 5, clauses 72(b), 74 and 75 of Schedule 6 of the *Fisheries Management (General) Regulations 2017* but only insofar as he may use the fishing gear specified in Schedule 1, in the waters specified in Schedule 2, subject to the conditions specified in Schedule 3, from 17 October 2022 to 28 July 2023, unless varied or revoked earlier.

SCHEDULE 1

- Up to 12 fyke nets that are consistent with the following dimensions:
 - Having a single 6 m wing, 5 mm half mesh, 60 cm front hoop.

SCHEDULE 2

- In wetland habitats associated with Lake Albert and Lake Alexandrina, South Australia.

SCHEDULE 3

1. The exemption holder will be deemed responsible for the conduct of all persons conducting the exempted activities under this notice. Any person conducting activities under this exemption must be provided with a copy of this notice, which they must have signed as an indication that they have read and understand the conditions under it.

2. Subject to requirements for noxious fish under this notice, the exemption holder may only catch fish for the purpose of identification and recording and thereafter they must be immediately returned to the water in the location where they were caught.
3. Noxious fish captured during the exempted activity must not be returned to the water and must be humanely destroyed.
4. A maximum of three (3) fyke nets may be set at any one site but must be retrieved the following morning.
5. Fyke nets must be deployed with a minimum of two floats >10 cm diameter in the cod end (final chamber) to permit surface access for air-breathing by-catch.
6. The exempted activity may only occur where it is consistent authorised activities under Scientific Research permit Q26018-14 issued under the *National Parks and Wildlife Act 1972*.
7. Any equipment used to collect and hold fish during the exempted activity must be decontaminated prior to and after undertaking the research activities.
8. At least 1 hour before conducting activities under this exemption, the exemption holder or nominated agent must contact the Department of Primary Industries and Regions (PIRSA) Fishwatch on 1800 065 522 and answer a series of questions about the exempted activity. The exemption holder will need to have a copy of this notice in their possession at the time of making the call and be able to provide information about the area and time of the exempted activity, the vehicles and/or boats involved, the number of persons assisting with undertaking the exempted activity and other related questions.
9. The exemption holder must provide a report in writing detailing the activities carried out pursuant to this notice to the Executive Director, Fisheries and Aquaculture (GPO Box 1625, ADELAIDE SA 5001) within 30 days of the expiry of this exemption that includes the following details:
 - the date and location of sampling;
 - the gear used;
 - the number and description of all species collected;
 - any interactions with protected species and marine mammals; and
 - other information regarding size, breeding or anything deemed relevant or of interest that is able to be volunteered.
10. While engaging in the exempted activity, the exemption holder must be in possession of a copy of this exemption. Such exemption must be produced to a PIRSA Fisheries Officer if requested.
11. The exemption holder must not contravene or fail to comply with the *Fisheries Management Act 2007* or any regulations made under that Act, except where specifically exempted by this notice
12. This notice does not purport to override the provisions or operation of any other Act including, but not limited to, the *River Murray Act 2003*. The exemption holder must comply with any relevant regulations, permits, requirements and directions from the Department for Environment and Water when undertaking activities within a specially protected area.

Dated: 23 August 2022

PROF. GAVIN BEGG
Executive Director
Fisheries and Aquaculture
Delegate of the Minister for Primary Industries and Regional Development

HOUSING IMPROVEMENT ACT 2016

Rent Control Revocations

Whereas the Minister for Human Services Delegate is satisfied that each of the houses described hereunder has ceased to be unsafe or unsuitable for human habitation for the purposes of the *Housing Improvement Act 2016*, notice is hereby given that, in exercise of the powers conferred by the said Act, the Minister for Human Services Delegate does hereby revoke the said Rent Control in respect of each property.

Address of Premises	Allotment Section	Certificate of Title Volume Folio
59 Whitmore Square, ADELAIDE SA 5000	Allotment 293 Filed Plan 182755 Hundred of Adelaide	CT4063/935, CT5640/225, CT5640/226, CT6046/4
44 May Tee, OTTOWAY SA 5013	Allotment 6 Filed Plan 105441 Hundred of Port Adelaide	CT5479/461

Dated: 25 August 2022

CRAIG THOMPSON
Housing Regulator and Registrar
Housing Safety Authority, SAHA
Delegate of Minister for Human Services

JUSTICES OF THE PEACE ACT 2005

SECTION 4

Appointment of Justices of the Peace for South Australia Notice by the Commissioner for Consumer Affairs

I, Dini Soulio, Commissioner for Consumer Affairs, delegate of the Attorney-General, pursuant to section 4 of the *Justices of the Peace Act 2005*, do hereby appoint the people listed as Justices of the Peace for South Australia as set out below:

For a period of ten years for a term commencing on 6 September 2022 and expiring on 5 September 2032:

Barbara Adella WILLIAMS
Marilyn Jean WATERMAN
Jacqualene TAYLOR
Yvonne Michelle Geraldine SONGER

Janice Rose SHEPHERD
Craig Douglas SAMPSON
James Edward RUTTER
Ashley Myles RUTH
Bernard Lewis MORELLINI
Jan MCKINLAY MOSS
Janine Marcia MARTIN
Teresa Anne MANN
Christine June LAWRENCE
Jillian Mary KETTERIDGE
Robert Gerald HILLIER
Bruce William HEWETT
Jodie Leah HAWKES
Samantha Jane HAMMER
Carlos Andres GONZALEZ
Janita Noreen GILES
Silvija FOOTNER
Gregory Ray EDEN
Janice Dora CASS
Barbara Jean CAMPOREALE
Allison Mary BRYANT
Garry Neil BOLTON
Heather June BITTER
Melannie Sheron BENDON
Patricia Mary BARRETT
Christopher William ARTIS
Christopher Carl AIKEN

Dated: 22 August 2022

DINI SOULIO
Commissioner for Consumer Affairs
Delegate of the Attorney-General

JUSTICES OF THE PEACE ACT 2005

SECTION 4

*Appointment of Justices of the Peace for South Australia
Notice by the Commissioner for Consumer Affairs*

I, Dini Soulio, Commissioner for Consumer Affairs, delegate of the Attorney-General, pursuant to section 4 of the *Justices of the Peace Act 2005*, do hereby appoint the people listed as Justices of the Peace for South Australia as set out below. It being a condition of appointment that the Justices of the Peace must take the oaths required of a justice under the *Oaths Act 1936* and return the oaths of office form to Justice of the Peace Services within three months after the date of appointment:

For a period of ten years for a term commencing on 5 September 2022 and expiring on 4 September 2032:

Tony Dai Luong PHAM
Antonia LARIZZA
Daniel James CLUTTERBUCK

Dated: 22 August 2022

DINI SOULIO
Commissioner for Consumer Affairs
Delegate of the Attorney-General

LAND ACQUISITION ACT 1969

SECTION 16

Form 5 – Notice of Acquisition

1. Notice of acquisition

The Commissioner of Highways (the Authority), of 50 Flinders Street, Adelaide SA 5000, acquires the following interests in the following land:

First, comprising an unencumbered estate in fee simple in the whole of the land comprised in Certificate of Title Volume 6177 Folio 942;

Secondly, portion of the land comprised in Certificate of Title Volume 6187 Folio 941 (being the free and unrestricted Right(s) of Way over the land marked “46” in Filed Plan 7397 (T822000) appurtenant to Allotment 12 in Deposited Plan 114171), to the intent that the free and unrestricted Right(s) of Way will merge and be extinguished in the fee simple in the land comprised in Allotment 46 in Filed Plan 7397;

Thirdly, portion of the land comprised in Certificate of Title Volume 6177 Folio 954 (being the free and unrestricted Right(s) of Way over the land marked “46” in Filed Plan 7397 (T776170) appurtenant to Allotment 13 in Filed Plan 7397), to the intent that the free and unrestricted Right(s) of Way will merge and be extinguished in the fee simple in the land comprised in Allotment 46 in Filed Plan 7397;

Fourthly, portion of the land comprised in Certificate of Title Volume 6177 Folio 952 (being the free and unrestricted Right(s) of Way over the land marked “46” in Filed Plan 7397 (RT 12532985) appurtenant to Allotment 11 in Filed Plan 7397), to the intent that the free and unrestricted Right(s) of Way will merge and be extinguished in the fee simple in the land comprised in Allotment 46 in Filed Plan 7397;

Fifthly, portion of the land comprised in Certificate of Title Volume 6177 Folio 963 (being the free and unrestricted Right(s) of Way over the land marked "46" in Filed Plan 7397, appurtenant to Allotments 21 and 22 in Filed Plan 7397) (T678026), to the intent that the free and unrestricted Right(s) of Way will merge and be extinguished in the fee simple in the land comprised in Allotment 46 in Filed Plan 7397;

Sixthly, portion of the land comprised in Certificate of Title Volume 6177 Folio 967 (being the free and unrestricted Right(s) of Way over the land marked "46" in Filed Plan 7397 (T822000), appurtenant to Allotment 34 in Filed Plan 7397), to the intent that the free and unrestricted Right(s) of Way will merge and be extinguished in the fee simple in the land comprised in Allotment 46 in Filed Plan 7397; and

Seventhly, portion of the land comprised in Certificate of Title Volume 6177 Folio 962 (being the free and unrestricted Right(s) of Way over that portion of the land marked "46" in Filed Plan 7397 (T568529) that is marked "A" on Certificate of Title Volume 6177 Folio 962 and which is appurtenant to Allotment 19 in Filed Plan 7397), to the intent that the free and unrestricted Right(s) of Way will merge and be extinguished in the fee simple in that portion of the land comprised in Allotment 46 in Filed Plan 7397 that is marked "A" on Certificate of Title Volume 6177 Folio 962.

This notice is given under section 16 of the *Land Acquisition Act 1969*.

2. Compensation

A person who has or had an interest consisting of native title or an alienable interest in the land that is divested or diminished by the acquisition or the enjoyment of which is adversely affected by the acquisition who does not receive an offer of compensation from the Authority may apply to the Authority for compensation.

2A. Payment of professional costs relating to acquisition (section 26B)

If you are the owner in fee simple of the land to which this notice relates, you may be entitled to a payment of up to \$10 000 from the Authority for use towards the payment of professional costs in relation to the acquisition of the land.

Professional costs include legal costs, valuation costs and any other costs prescribed by the *Land Acquisition Regulations 2019*.

3. Inquiries

Inquiries should be directed to: Petrula Pettas
GPO Box 1533
Adelaide SA 5001
Telephone: (08) 8343 2619

Dated: 22 August 2022

The Common Seal of the COMMISSIONER OF HIGHWAYS was hereto affixed by authority of the Commissioner in the presence of:

ROCCO CARUSO
Manager, Property Acquisition (Authorised Officer)
Department for Infrastructure and Transport

DIT 2021/19186/01

LAND ACQUISITION ACT 1969

SECTION 16

Form 5 – Notice of Acquisition

1. Notice of acquisition

The Commissioner of Highways (the Authority), of 50 Flinders Street, Adelaide SA 5000, acquires the following interests in the following land:

Comprising an unencumbered estate in fee simple in that piece of land being the whole of Allotment 20 in Filed Plan No 7397 comprised in Certificate of Title Volume 5085 Folio 518.

This notice is given under section 16 of the *Land Acquisition Act 1969*.

2. Compensation

A person who has or had an interest consisting of native title or an alienable interest in the land that is divested or diminished by the acquisition or the enjoyment of which is adversely affected by the acquisition who does not receive an offer of compensation from the Authority may apply to the Authority for compensation.

2A. Payment of professional costs relating to acquisition (section 26B)

If you are the owner in fee simple of the land to which this notice relates, you may be entitled to a payment of up to \$10 000 from the Authority for use towards the payment of professional costs in relation to the acquisition of the land.

Professional costs include legal costs, valuation costs and any other costs prescribed by the *Land Acquisition Regulations 2019*.

3. Inquiries

Inquiries should be directed to: Petrula Pettas
GPO Box 1533
Adelaide SA 5001
Telephone: (08) 8343 2619

Dated: 22 August 2022

The Common Seal of the COMMISSIONER OF HIGHWAYS was hereto affixed by authority of the Commissioner in the presence of:

ROCCO CARUSO
Manager, Property Acquisition (Authorised Officer)
Department for Infrastructure and Transport

DIT 2021/15304/01

LAND ACQUISITION ACT 1969

SECTION 16

*Form 5 – Notice of Acquisition***1. Notice of acquisition**

The Commissioner of Highways (the Authority), of 50 Flinders Street, Adelaide SA 5000, acquires the following interests in the following land:

Comprising an unencumbered estate in fee simple in that piece of land being the whole of Unit 1 in Strata Plan No 10372 comprised in Certificate of Title Volume 5003 Folio 708.

This notice is given under section 16 of the *Land Acquisition Act 1969*.

2. Compensation

A person who has or had an interest consisting of native title or an alienable interest in the land that is divested or diminished by the acquisition or the enjoyment of which is adversely affected by the acquisition who does not receive an offer of compensation from the Authority may apply to the Authority for compensation.

2A. Payment of professional costs relating to acquisition (section 26B)

If you are the owner in fee simple of the land to which this notice relates, you may be entitled to a payment of up to \$10 000 from the Authority for use towards the payment of professional costs in relation to the acquisition of the land.

Professional costs include legal costs, valuation costs and any other costs prescribed by the *Land Acquisition Regulations 2019*.

3. Inquiries

Inquiries should be directed to: Petruła Pettas
GPO Box 1533
Adelaide SA 5001
Telephone: (08) 8343 2619

Dated: 22 August 2022

The Common Seal of the COMMISSIONER OF HIGHWAYS was hereto affixed by authority of the Commissioner in the presence of:

ROCCO CARUSO
Manager, Property Acquisition (Authorised Officer)
Department for Infrastructure and Transport

DIT 2021/13417/01

LAND ACQUISITION ACT 1969

SECTION 16

*Form 5 – Notice of Acquisition***1. Notice of acquisition**

The Commissioner of Highways (the Authority), of 50 Flinders Street, Adelaide SA 5000, acquires the following interests in the following land:

Comprising an unencumbered estate in fee simple in that piece of land being the whole of Unit 2 in Strata Plan No 10372 comprised in Certificate of Title Volume 5003 Folio 709.

This notice is given under section 16 of the *Land Acquisition Act 1969*.

2. Compensation

A person who has or had an interest consisting of native title or an alienable interest in the land that is divested or diminished by the acquisition or the enjoyment of which is adversely affected by the acquisition who does not receive an offer of compensation from the Authority may apply to the Authority for compensation.

2A. Payment of professional costs relating to acquisition (section 26B)

If you are the owner in fee simple of the land to which this notice relates, you may be entitled to a payment of up to \$10 000 from the Authority for use towards the payment of professional costs in relation to the acquisition of the land.

Professional costs include legal costs, valuation costs and any other costs prescribed by the *Land Acquisition Regulations 2019*.

3. Inquiries

Inquiries should be directed to: Petruła Pettas
GPO Box 1533
Adelaide SA 5001
Telephone: (08) 8343 2619

Dated: 22 August 2022

The Common Seal of the COMMISSIONER OF HIGHWAYS was hereto affixed by authority of the Commissioner in the presence of:

ROCCO CARUSO
Manager, Property Acquisition (Authorised Officer)
Department for Infrastructure and Transport

DIT 2021/13418/01

LAND ACQUISITION ACT 1969

SECTION 16

*Form 5 – Notice of Acquisition***1. Notice of acquisition**

The Commissioner of Highways (the Authority), of 50 Flinders Street, Adelaide SA 5000, acquires the following interests in the following land:

Comprising an unencumbered estate in fee simple in that piece of land being the whole of Allotment 124 in Filed Plan No 14262 comprised in Certificate of Title Volume 5567 Folio 311.

This notice is given under section 16 of the *Land Acquisition Act 1969*.

2. Compensation

A person who has or had an interest consisting of native title or an alienable interest in the land that is divested or diminished by the acquisition or the enjoyment of which is adversely affected by the acquisition who does not receive an offer of compensation from the Authority may apply to the Authority for compensation.

2A. Payment of professional costs relating to acquisition (section 26B)

If you are the owner in fee simple of the land to which this notice relates, you may be entitled to a payment of up to \$10 000 from the Authority for use towards the payment of professional costs in relation to the acquisition of the land.

Professional costs include legal costs, valuation costs and any other costs prescribed by the *Land Acquisition Regulations 2019*.

3. Inquiries

Inquiries should be directed to: Petruła Pettas
GPO Box 1533
Adelaide SA 5001
Telephone: (08) 8343 2619

Dated: 22 August 2022

The Common Seal of the COMMISSIONER OF HIGHWAYS was hereto affixed by authority of the Commissioner in the presence of:

ROCCO CARUSO
Manager, Property Acquisition (Authorised Officer)
Department for Infrastructure and Transport

DIT 2021/15300/01

LAND ACQUISITION ACT 1969

SECTION 16

*Form 5 – Notice of Acquisition***1. Notice of acquisition**

The Commissioner of Highways (the Authority), of 50 Flinders Street, Adelaide SA 5000, acquires the following interests in the following land:

Comprising an unencumbered estate in fee simple in that piece of land being portion of Allotment 502 in Deposited Plan 127335 comprised in Certificate of Title Volume 6258 Folio 913, and being the whole of the land identified as Allotment 101 in D130020 lodged in the Lands Titles Office.

This notice is given under section 16 of the *Land Acquisition Act 1969*.

2. Compensation

A person who has or had an interest consisting of native title or an alienable interest in the land that is divested or diminished by the acquisition or the enjoyment of which is adversely affected by the acquisition who does not receive an offer of compensation from the Authority may apply to the Authority for compensation.

2A. Payment of professional costs relating to acquisition (section 26B)

If you are the owner in fee simple of the land to which this notice relates, you may be entitled to a payment of up to \$10 000 from the Authority for use towards the payment of professional costs in relation to the acquisition of the land.

Professional costs include legal costs, valuation costs and any other costs prescribed by the *Land Acquisition Regulations 2019*.

3. Inquiries

Inquiries should be directed to: Chris Southam
GPO Box 1533
Adelaide SA 5001
Telephone: (08) 8343 2574

Dated: 24 August 2022

The Common Seal of the COMMISSIONER OF HIGHWAYS was hereto affixed by authority of the Commissioner in the presence of:

ROCCO CARUSO
Manager, Property Acquisition (Authorised Officer)
Department for Infrastructure and Transport

DIT 2020/16889/01

LAND ACQUISITION ACT 1969

SECTION 16

*Form 5 – Notice of Acquisition***1. Notice of acquisition**

The Commissioner of Highways (the Authority), of 50 Flinders Street, Adelaide SA 5000, acquires the following interests in the following land:

Comprising an unencumbered estate in fee simple in the whole of the land identified as Allotment 641 in D127971 lodged in the Lands Titles Office, being:

First: Portion of Allotment 51 in Deposited Plan 87801 comprised in Certificate of Title Volume 6094 Folio 482 and expressly excluding the free and unrestricted Right(s) of Way over the land marked 'C' (RTC 11742419);

Secondly: Portion of the land comprised in Certificate of Title Volume 6094 Folio 484 (being the free and unrestricted Right(s) of Way over the land marked "E" in Deposited Plan 87801 that, is appurtenant to Allotment 53 in the said Deposited Plan (RTC 11742419) and is contained within Allotment 641 in D127971), to the intent that the Right(s) of Way will merge and be extinguished in the fee simple in Allotment 641 in D127971; and

Thirdly: Portion of the land comprised in Certificate of Title Volume 6183 Folio 860 (being portion of the free and unrestricted Right(s) of Way over the land marked "B" in Deposited Plan 113612, that is appurtenant to Allotment 13 in the said Deposited Plan (RTC 11742419) and is contained within Allotment 641 in D127971, to the intent that that portion of the Right(s) of Way will merge and be extinguished in the fee simple in Allotment 641 in D127971.

This notice is given under section 16 of the *Land Acquisition Act 1969*.

2. Compensation

A person who has or had an interest consisting of native title or an alienable interest in the land that is divested or diminished by the acquisition or the enjoyment of which is adversely affected by the acquisition who does not receive an offer of compensation from the Authority may apply to the Authority for compensation.

2A. Payment of professional costs relating to acquisition (section 26B)

If you are the owner in fee simple of the land to which this notice relates, you may be entitled to a payment of up to \$10 000 from the Authority for use towards the payment of professional costs in relation to the acquisition of the land.

Professional costs include legal costs, valuation costs and any other costs prescribed by the *Land Acquisition Regulations 2019*.

3. Inquiries

Inquiries should be directed to: Chris Southam
GPO Box 1533
Adelaide SA 5001
Telephone: (08) 8343 2574

Dated: 24 August 2022

The Common Seal of the COMMISSIONER OF HIGHWAYS was hereto affixed by authority of the Commissioner in the presence of:

ROCCO CARUSO
Manager, Property Acquisition (Authorised Officer)
Department for Infrastructure and Transport

DIT 2020/16903/01

LAND ACQUISITION ACT 1969

SECTION 16

*Form 5 – Notice of Acquisition***1. Notice of acquisition**

The Commissioner of Highways (the Authority), of 50 Flinders Street, Adelaide SA 5000, acquires the following interests in the following land:

Comprising an unencumbered estate in fee simple in the whole of the land identified as Allotment 591 in D127970 lodged in the Lands Titles Office, being:

First: Portion of Allotment 13 in Deposited Plan 113612 comprised in Certificate of Title Volume 6183 Folio 860, and expressly excluding the Free and Unrestricted Right(s) of Way over the land marked "B" in D113612; and

Secondly: Portion of the land comprised in Certificate of Title Volume 6094 Folio 484 (being the free and unrestricted Right(s) of Way over the land marked "E" in Deposited Plan 87801, that is appurtenant to Allotment 53 in the said Deposited Plan (RTC 11742419) and is contained within the said land identified as Allotment 591 in D127970, to the intent that the Right(s) of Way will merge and be extinguished in the fee simple in the land identified as Allotment 591 in D127970.

This notice is given under section 16 of the *Land Acquisition Act 1969*.

2. Compensation

A person who has or had an interest consisting of native title or an alienable interest in the land that is divested or diminished by the acquisition or the enjoyment of which is adversely affected by the acquisition who does not receive an offer of compensation from the Authority may apply to the Authority for compensation.

2A. Payment of professional costs relating to acquisition (section 26B)

If you are the owner in fee simple of the land to which this notice relates, you may be entitled to a payment of up to \$10 000 from the Authority for use towards the payment of professional costs in relation to the acquisition of the land.

Professional costs include legal costs, valuation costs and any other costs prescribed by the *Land Acquisition Regulations 2019*.

3. Inquiries

Inquiries should be directed to: Chris Southam
GPO Box 1533
Adelaide SA 5001
Telephone: (08) 8343 2574

Dated: 24 August 2022

The Common Seal of the COMMISSIONER OF HIGHWAYS was hereto affixed by authority of the Commissioner in the presence of:

ROCCO CARUSO
Manager, Property Acquisition (Authorised Officer)
Department for Infrastructure and Transport

DIT 2020/16900/01

MENTAL HEALTH ACT 2009

Authorised Medical Practitioner

NOTICE is hereby given in accordance with Section 93(1) of the *Mental Health Act 2009*, that the Chief Psychiatrist has determined the following person as an Authorised Medical Practitioner:

Joseph John Roland Nicholls

A determination will be automatically revoked upon the person being registered as a specialist psychiatrist with the Australian Health Practitioner Regulation Agency and as a fellow of the Royal Australian and New Zealand College of Psychiatrists.

Dated: 16 August 2022

DR J. BRAYLEY
Chief Psychiatrist

MENTAL HEALTH ACT 2009

Authorised Mental Health Professional

NOTICE is hereby given in accordance with Section 94(1) of the *Mental Health Act 2009*, that the Chief Psychiatrist has determined the following person as an Authorised Mental Health Professional:

Nicholas Jones
Jayne Clark

A person's determination as an Authorised Mental Health Professional expires three years after the commencement date.

Dated: 16 August 2022

DR J. BRAYLEY
Chief Psychiatrist

MENTAL HEALTH ACT 2009

Authorised Mental Health Professional

NOTICE is hereby given in accordance with Section 94(1) of the *Mental Health Act 2009*, that the Chief Psychiatrist has determined the following person as an Authorised Mental Health Professional:

Jorja Terrell

A person's determination as an Authorised Mental Health Professional expires three years after the commencement date.

Dated: 19 August 2022

DR J. BRAYLEY
Chief Psychiatrist

MENTAL HEALTH ACT 2009

Authorised Mental Health Professional

NOTICE is hereby given in accordance with Section 94(1) of the *Mental Health Act 2009*, that the Chief Psychiatrist has determined the following person as an Authorised Mental Health Professional:

Christopher Vanstone
Lesley Langford
Vijay Conhye

A person's determination as an Authorised Mental Health Professional expires three years after the commencement date.

Dated: 22 August 2022

DR J. BRAYLEY
Chief Psychiatrist

MINING ACT 1971

Application for a Mining Lease

Notice is hereby given in accordance with Section 56H of the *Mining Act 1971*, that an application for a Mining Lease over the undermentioned mineral claim has been received:

Applicant: Clay & Mineral Sales Pty Ltd
Claim Number: 4528
Location: CT 6251/350, Waikerie area, approximately 10km southwest of Waikerie.
Area: 21.4 hectares approximately
Purpose: Extractive Minerals (Sand)
Reference: 2021/000279

To arrange an inspection of the proposal at the Department for Energy and Mining, please call the Department on 08 8463 3103.

An electronic copy of the proposal can be found on the Department for Energy and Mining website:

<https://www.energymining.sa.gov.au/industry/minerals-and-mining/mining/community-engagement-opportunities>

Written submissions in relation to this application are invited to be received at the Department for Energy and Mining, Mining Regulation, Attn: Business Support Officer, GPO Box 320 ADELAIDE SA 5001 or dem.miningregrehab@sa.gov.au by no later than **7 September 2022**.

The delegate of the Minister for Energy and Mining is required to have regard to these submissions in determining whether to grant or refuse the application and, if granted, the terms and conditions on which it should be granted.

When you make a written submission, that submission becomes a public record. Your submission will be provided to the applicant and may be made available for public inspection.

Dated: 25 August 2022

J. MARTIN
Mining Registrar as delegate for the Minister for Energy and Mining
Department for Energy and Mining

MINING ACT 1971

Application for a Mining Lease

Notice is hereby given in accordance with Section 56H of the *Mining Act 1971*, that an application for a Mining Lease over the undermentioned mineral claim has been received:

Applicant: GDP Civil and Quarry Pty Ltd
Claim Number: 4543
Location: CT 5844/893, Burrungule area - Approximately 17 km west-northwest of Mount Gambier.
Area: 12.54 hectares approximately
Purpose: Extractive Minerals (Limestone)
Reference: 2022/000034

To arrange an inspection of the proposal at the Department for Energy and Mining, please call the Department on 08 8463 3103.

An electronic copy of the proposal can be found on the Department for Energy and Mining website:

<https://www.energymining.sa.gov.au/industry/minerals-and-mining/mining/community-engagement-opportunities>

Written submissions in relation to this application are invited to be received at the Department for Energy and Mining, Mining Regulation, Attn: Business Support Officer, GPO Box 320 ADELAIDE SA 5001 or dem.miningregrehab@sa.gov.au by no later than **20 September 2022**.

The delegate of the Minister for Energy and Mining is required to have regard to these submissions in determining whether to grant or refuse the application and, if granted, the terms and conditions on which it should be granted.

When you make a written submission, that submission becomes a public record. Your submission will be provided to the applicant and may be made available for public inspection.

Dated: 25 August 2022

J. MARTIN
Mining Registrar as delegate for the Minister for Energy and Mining
Department for Energy and Mining

PETROLEUM AND GEOTHERMAL ENERGY ACT 2000

*Temporary Cessation of Suspension
Petroleum Exploration Licence—PEL 94
Associated Activities Licence—AAL 200*

Pursuant to Section 90 of the *Petroleum and Geothermal Energy Act 2000*, notice is hereby given that the suspension of PEL 94 and AAL 200 dated 8 October 2021 has been temporarily ceased, for the period 20 August 2022 to 31 August 2022 inclusive, pursuant to delegated powers dated 29 June 2018.

The expiry date of PEL 94 and AAL 200 remains as 4 November 2023.

Dated: 19 August 2022

NICK PANAGOPOULOS
A/Executive Director
Energy Resources Division
Department for Energy and Mining
Delegate of the Minister for Energy and Mining

PETROLEUM AND GEOTHERMAL ENERGY ACT 2000

*Temporary Cessation of Suspension
Petroleum Exploration Licence—PEL 95*

Pursuant to Section 90 of the *Petroleum and Geothermal Energy Act 2000*, notice is hereby given that the suspension of PEL 95 dated 8 October 2021 has been temporarily ceased, for the period 20 August 2022 to 22 August 2022 inclusive, pursuant to delegated powers dated 29 June 2018.

The expiry date of PEL 95 remains as 29 October 2023.

Dated: 19 August 2022

NICK PANAGOPOULOS
A/Executive Director
Energy Resources Division
Department for Energy and Mining
Delegate of the Minister for Energy and Mining

THE DISTRICT COURT OF SOUTH AUSTRALIA

PORT AUGUSTA CIRCUIT COURT

Sheriff's Office, Adelaide, 6 September 2022

IN pursuance of a precept from the District Court to me directed, I do hereby give notice that the said Court will sit as a Court of Oyer and Terminer and General Gaol Delivery at the Courthouse at Port Augusta on the day and time undermentioned and all parties bound to prosecute and give evidence and all jurors summoned and all others having business at the said Court are required to attend the sittings thereof and the order of such business will be unless a Judge otherwise orders as follows:

Tuesday 6 September at 10 a.m. on the first day of the sittings the only business taken will be the arraignment of prisoners in gaol and the passing of sentences on prisoners in gaol committed for sentence; the surrender of prisoners on bail committed for sentence; the surrender of persons in response to *ex officio informations* or of persons on bail and committed for trial who have signified their intentions to plead guilty and the passing of sentences for all matters listed for disposition by the District Court.

Juries will be summoned for 6 September 2022 and persons will be tried on this and subsequent days of the sittings.

*Prisoners in H.M. Gaol and on bail for sentence and for trial at the sittings
of the Port Augusta Courthouse, commencing 6 September 2022.*

Ashton, Michelle Renee Smith, John Charles	Unlawful sexual intercourse (2)	On bail On bail
Baptiste, Daniel William	Maintaining an unlawful sexual relationship with a child	On bail
Beaumont, Kevin Thomas Cyril	Indecent assault (5); aggravated indecent assault (3)	On bail
Bishop, Stephen Graham	Maintaining an unlawful sexual relationship with a child	On bail
Byrne, Francis James	Unlawfully choking, suffocating or strangling another; aggravated assault	On bail
Coombe, Simon Geoffrey	Unlawfully choking, suffocating or strangling another; aggravated assault (2); aggravated assault causing harm	On bail
Coulthard, Troy Wapala	Aggravated robbery; aggravated causing harm with intent to cause harm	In gaol
Crabbe, Peter Matthew	Aggravated assault (4); aggravated threatening life	In gaol
Degenaro, David Reginald	Deception; attempted deception	On bail
Doolan, Anthony Coadie	Aggravated causing harm with intent to cause harm	On bail
Evans, Daniel Peter	Causing harm with intent to cause harm; aggravated causing harm with intent to cause harm; aggravated threatening life	On bail
George, Reece	Indecent filming (4); aggravated possess child exploitation material (2)	In gaol
Griffiths, Steven	Aggravated assault (2); rape (3); unlawfully choking, suffocating or strangling another (2)	In gaol
Gunn, Georgina Kate Wardle, Nicholas James Allsopp, Dean David	Trafficking in a controlled drug; deliver; introduce; have possession of controlled drug in a correctional institution	On bail In gaol In gaol
Habermann, Zackery Alexander	Arson; damaging property	In gaol On bail
Haynes, Adrian Ronald	Trafficking in a controlled drug	On bail
Hill, Jacsyn Douglas	Maintaining an unlawful sexual relationship with a child; aggravated assault	In gaol
Hodge, Brandon Anthony	Endanger life (2); drive in reckless or dangerous manner (2)	On bail
H, T R	Maintaining an unlawful sexual relationship with a child	On bail
Humphries, Caihle James	Assault (2); unlawfully choking, suffocating or strangling another (4); aggravated assault (2); assault causing harm	On bail
Kilpatrick, Tallen Douglas	Aggravated causing harm with intent to cause harm (3); theft; assault	On bail
Kilpatrick, Dillon Brian		On bail
Sims, Mark Wayne		On bail
Kirkland, Damian Pail	Maintaining an unlawful sexual relationship with a child	On bail
Klingberg, Roxann Elizabeth	Trafficking in a large commercial quantity of a controlled drug	On bail
Kumer, Steven Anthony	Aggravated indecent assault (2); gross indecency	On bail
Longman, Daniel Robert Wayne	Attempted rape; aggravated indecent assault (2); maintaining an unlawful sexual relationship with a child	On bail
Longman, Daniel Robert Wayne	Unlawful sexual intercourse with a person under 17 years; rape (2)	On bail
McClelland, Jake William	Rape	On bail
McCourt, Darren Wayne	Possess child abuse material using carriage service; use carriage service to access child abuse material	On bail
McGrath, James Clarence	Rape	On bail
McInnis, Angus David	Indecent assault (4); gross indecency; rape (2); unlawful sexual intercourse with a person under 17 years (2)	In gaol
McInnis, Angus David	Unlawful sexual intercourse (2)	In gaol
McInnis, Angus David	Maintaining an unlawful sexual relationship with a child	In gaol

McLean, Jamahl	Aggravated causing harm with intent to cause harm	In gaol
McNamee, Brian Anthony John	Rape	On bail
Milera, Clifford Arthur	Aggravated robbery; robbery	In gaol
Mohi, Sonny Ngawhakatoki	Attempting to dissuade a witness (3)	On bail
Molling, Luke Anthony	Aggravated recklessly causing serious harm	On bail
M, C R	Produce child exploitation material	On bail
Olds, Mark David	Aggravated assault causing harm; unlawfully choking, suffocating or strangling another (2)	On bail
O'Toole, Duncan Jewel	Manslaughter	In gaol
Pedler, Dylan Pace, Joel Lloyd	Unlawful sexual intercourse with a person under 17 years; rape (3)	On bail
Robinson, David Michael	Trafficking in a controlled drug (13); money laundering (2)	In gaol
Salmoni, Robert Heath	Unlawfully choking, suffocating or strangling another; aggravated assault	On bail
Saunders, Quentin Malcolm	Aggravated cause harm by dangerous driving	In gaol
Schmerl, James Terrance	Aggravated causing harm with intent; aggravated assault causing harm	On bail
Simic, Andre	Maintaining an unlawful sexual relationship with a child	On bail
Smith, Shane Andrew	Aggravated indecent assault (2)	On bail
Spirat, Nicholas Richard	Communicate to make child amenable to sexual activity; aggravated communicate to make child amenable to sexual activity; possess child exploitation material (3); aggravated possess child exploitation material	On bail
Steen, Kelly Jane	Trafficking in a controlled drug	On bail
Taylor, Lucas	Trafficking in a large commercial quantity of controlled drug	On bail
Turnbull, Charles Dennis	Trafficking in a large commercial quantity of controlled drug; money laundering	On bail
Warrior, Adrian Williams	Maintaining an unlawful sexual relationship with a child	In gaol
W, D A	Maintaining an unlawful sexual relationship with a child	In gaol
Whelan, Bayden	Maintaining an unlawful sexual relationship with a child; unlawful sexual intercourse; producing child exploitation material	On bail
W, J T	Aggravated recklessly causing serious harm	In gaol
W, J T	Strangulation; aggravated assault causing harm	In gaol
W, J T	Maintaining an unlawful sexual relationship with a child (2)	In gaol
Young, Mark Gregory	Maintaining an unlawful sexual relationship with a child	On bail

Prisoners on bail must surrender at 10 a.m. of the day appointed for their respective trials. If they do not appear when called upon their recognizances and those of their bail will be estreated and a bench warrant will be issued forthwith.

By order of the Court;

A. GRANSDEN
Sheriff

LOCAL GOVERNMENT INSTRUMENTS

CAMPBELLTOWN CITY COUNCIL

LOCAL GOVERNMENT ACT 1999
DOG AND CAT MANAGEMENT ACT 1995

By-law No. 6 of 2022—Cats By-law 2022

For the management and control of cats within the Council's area.

Part 1 – Preliminary

1. Short Title

This by-law may be cited as the *Cats By-law 2022*.

2. Commencement

This by-law will come into operation four months after the day on which it is published in the *Gazette* in accordance with Section 249(5) of the *Local Government Act 1999*.

3. Definitions

3.1 In this by-law:

- 3.1.1 **authorised person** has the same meaning as in the *Dog and Cat Management Act 1995*;
 - 3.1.2 **cattery** means a building, structure, premises or area approved by the relevant authority pursuant to the *Development Act 1993* or the *Planning, Development and Infrastructure Act 2016* for the keeping of cats on a temporary or permanent basis;
 - 3.1.3 **cat** means an animal of the species *Felis catus* over three months of age;
 - 3.1.4 **effective control by means of physical restraint**, with respect to a cat, means:
 - 3.1.4.1 the person is exercising effective control of the cat by means of a chain, cord or leash that does not exceed two metres in length restraining the cat;
 - 3.1.4.2 the person has effectively secured the cat by placing it in a cage, vehicle or other object or structure;
 - 3.1.5 **keep** includes the provision of food or shelter;
 - 3.1.6 **premises** includes:
 - 3.1.6.1 land;
 - 3.1.6.2 a part of any premises or land;
 - 3.1.7 **prescribed premises** means:
 - 3.1.7.1 a cattery;
 - 3.1.7.2 a veterinary practice;
 - 3.1.7.3 a pet shop; or
 - 3.1.7.4 any premises for which the Council has granted an exemption;
 - 3.1.8 **public notice** has the same meaning as in Section 4(1aa) of the *Local Government Act 1999*;
 - 3.1.9 **responsible for the control** means a person who has possession or control of the cat;
 - 3.1.10 **wander at large** means, with respect to a cat, the cat is in a public place or a private place without the consent of the occupier, and no person is exercising effective control by means of physical restraint.
- 3.2 For the purposes of this by-law:
- 3.2.1 the **prescribed limit**, in respect of the number of cats to be kept on premises, is two cats;
 - 3.2.2 the **prescribed manner** in which a cat is to be identified at all times while the cat is not effectively confined to premises of which the owner of the cat is the occupier is by means of a collar around its neck to which a tag is attached legibly setting out:
 - 3.2.2.1 the name of the owner of the cat, or of a person entitled to possession of the cat; and
 - 3.2.2.2 either:
 - (a) the address of the owner or other person; or
 - (b) the telephone number of the owner or other person.

Part 2 – Registration and Identification of Cats

4. Cats Must be Registered

- 4.1 Every cat must be registered under this by-law.
- 4.2 If a cat is unregistered, any person who owns or is responsible for the control of the cat is guilty of an offence.
- 4.3 If a person is guilty of an offence by reason of a cat being unregistered, the person is guilty of a continuing offence for each day that the cat remains unregistered.
- 4.4 A person is not guilty of an offence by reason of the fact that the cat is unregistered if:

- 4.4.1 less than 14 days has elapsed since the person first owned or became responsible for the control of the cat; or
 - 4.4.2 the cat:
 - 4.4.2.1 is travelling with the person; and
 - 4.4.2.2 is not usually kept within the area of the Council; or
 - 4.4.3 the person is responsible for the control of the cat only by reason of the cat being kept for business purposes at prescribed premises.
5. **Registration Procedure for Cats**
- 5.1 An application for registration of a cat must:
 - 5.1.1 be made to the Council in the manner and form approved by the Council; and
 - 5.1.2 nominate a person of or over 16 years of age who consents to the cat being registered in their own name; and
 - 5.1.3 nominate, with reference to an address of premises, the place at which the cat will usually be kept; and
 - 5.1.4 include the unique identification number assigned to the microchip implanted in the cat; and
 - 5.1.5 be accompanied by the registration fee and, if applicable, any late payment fee set by resolution of the Council for the cat.
 - 5.2 Subject to subparagraph 5.3, on application and payment of the registration fee and any fee for late payment of the registration fee, the Council must register the cat in the name of the person nominated and issue to that person a certificate of registration in the form approved by Council.
 - 5.3 The Council may refuse to register a cat under this by-law if:
 - 5.3.1 the number of cats kept or proposed to be kept at premises exceeds the prescribed limit;
 - 5.3.2 keeping a cat at the proposed premises would be contrary to any Act, Regulation or By-law.
 - 5.4 A cat registered in the name of a particular person must, on application to the Council, be registered in the name of some other person who is of or over 16 years of age and consents to the cat being registered in their name.
6. **Duration and Renewal of Registration**
- 6.1 Registration under this by-law remains in force until 30 June next ensuing after registration was granted and may be renewed from time to time for further periods of 12 months.
 - 6.2 If an application for renewal of registration is made before 31 August of the year in which the registration expired, the renewal operates retrospectively from the date of expiry.
7. **Accuracy of Records**
- 7.1 The person in whose name a cat is individually registered must inform the Council as soon as practicable after any of the following occurs:
 - 7.1.1 the cat is removed from the place recorded in the register as the place at which the cat is usually kept with the intention that it will be usually kept at some other place (whether in the area of the Council, in a different Council area or outside the State);
 - 7.1.2 the cat dies;
 - 7.1.3 the cat has been missing for more than 72 hours;
 - 7.1.4 the residential address or telephone number of the owner of the cat change;
 - 7.1.5 the ownership of the cat is transferred to another person.
 - 7.2 Information given to the Council under this paragraph must include such details as may be reasonably required for the purposes of ensuring the accuracy of records kept under the *Dog and Cat Management Act 1995* and this by-law.
 - 7.3 If ownership of a cat is transferred from the person in whose name the cat is individually registered, the person must give to the new owner the certificate of registration last issued in respect of the cat.
8. **Identification of Cats**
- 8.1 Every cat must be identified in the prescribed manner at all times while the cat is not effectively confined to premises of which the owner of the cat is the occupier.
 - 8.2 If a cat is not identified in the prescribed manner required by paragraph 8.1, any person who owns or is responsible for the control of the cat is guilty of an offence.
 - 8.3 A person is not guilty of an offence by reason of the fact that the cat is not identified in the prescribed manner if:
 - 8.3.1 the cat:
 - 8.3.1.1 is travelling with the person; and
 - 8.3.1.2 is not usually kept within the area of the Council; or
 - 8.3.2 the person is responsible for the control of the cat only by reason of the cat being kept, for business purposes, at prescribed premises; or
 - 8.3.3 the Council has granted the owner of the cat an exemption from the requirements of this paragraph or an extension of time within which to comply with the requirements.

Part 3 – Cat Management and Control

9. **Cats Not to Wander at Large**

- 9.1 A person who owns or is responsible for the control of a cat must not allow the cat to wander at large.

- 9.2 A person is not guilty of an offence by reason of the fact that a cat is wandering at large if the cat is wandering at large within the designated span of hours before the designated day.
- 9.3 In this paragraph:
- 9.3.1 **designated day** means 1 January 2024;
- 9.3.2 **designated span of hours** means between 7:00am and 9:00pm on any day.
10. **Cats Not to be a Nuisance**
- 10.1 A person who owns or is responsible for the control of a cat must not allow the cat to cause a nuisance.
- 10.2 In this paragraph, a cat causes a nuisance if the cat, alone or together with other cats:
- 10.2.1 creates or is responsible for noise;
- 10.2.2 creates or is responsible for odour, or
- 10.2.3 defecates or urinates on premises without consent of the owner or occupier of the premises, which persistently occurs or continues to such a degree that it unreasonably interferes with the peace, comfort and convenience of a person.
11. **Limit on Cat Numbers**
- 11.1 A person must not, without permission, keep any cat on any premises where the number of cats on the premises exceeds the prescribed limit.
- 11.2 Permission under this paragraph may be given if the Council is satisfied that:
- 11.2.1 no insanitary condition exists on the premises as a result of the keeping of cats;
- 11.2.2 a nuisance is not caused to any neighbour as a result of the keeping of cats on the premises; and
- 11.2.3 all cats kept on the premises are desexed in accordance with any requirements of the *Dog and Cat Management Act 1995*.
- 11.3 The prescribed limit does not apply to prescribed premises.

The foregoing by-law was duly made and passed at a meeting of The Corporation of the City of Campbelltown held on the 16th day of August 2022 by an absolute majority of the members for the time being constituting the Council, there being at least two thirds of the members present.

PAUL DI IULIO
Chief Executive Officer

CITY OF MITCHAM
LOCAL GOVERNMENT ACT 1999
PERMITS AND PENALTIES BY-LAW 2022
By-law No. 1 of 2022

A By-law to create a permit system for Council By-laws, to fix maximum and continuing penalties for offences, and to clarify the construction of Council By-laws.

PART 1 – PRELIMINARY

1. **Title**
This By-law may be cited as the *Permits and Penalties By-law 2022* and is By-law No. 1 of the City of Mitcham.
 2. **Authorising Law**
This By-law is made under section 246 of the Act.
 3. **Purpose**
The objectives of this By-law are to provide for the good rule and government of the Council area, and for the convenience, comfort and safety of its inhabitants by:
 - 3.1 creating a permit system for Council By-laws;
 - 3.2 providing for the enforcement of breaches of Council By-laws and fixing penalties; and
 - 3.3 clarifying the construction of Council By-laws.
 4. **Commencement and Expiry**
This By-law will commence in accordance with the Act¹ and will expire on 1 January 2030².
- Note-**
1. Generally, a By-law comes into operation 4 months after the day on which it is gazetted: section 249(5) of the Act.
 2. Pursuant to section 251 of the Act, a By-law will expire on 1 January following the seventh anniversary of the gazettal of the By-law.
5. **Application**
This By-law applies throughout the Council's area.
 6. **Interpretation**
In this By-law, unless the contrary intention appears:
 - 6.1 **Act** means the *Local Government Act 1999*;
 - 6.2 **Council** means the City of Mitcham; and
 - 6.3 **person** includes a natural person or a body corporate.
- Note-**
- Section 12 of the *Legislation Interpretation Act 2021* provides that an expression used in this By-law has, unless the contrary intention appears, the same meaning as in the Act.
7. **Construction of By-laws Generally**
 - 7.1 Every By-law of the Council is subject to any Act of Parliament and Regulations made thereunder.
 - 7.2 In any By-law of the Council and unless the contrary intention appears, **permission** means permission granted by the Council (or its delegate) and includes permission of general application (for example, that may be granted by way of the Council adopting a policy for that purpose) prior to the act, event or activity to which it relates.

PART 2 – PERMITS AND PENALTIES

8. **Permits**
 - 8.1 Where a By-law requires permission to be obtained, any person seeking the grant of permission must submit a written application to the Council in the form (if any) and accompanied by the fee (if any) prescribed by the Council.
 - 8.2 The Council (or such other person as the Council may authorise) may attach such conditions as it thinks fit to a grant of permission and may vary or revoke such conditions or impose new conditions by notice in writing to the person granted permission.
 - 8.3 A person granted permission must comply with every such condition. Failure to do so is an offence (to the extent that it gives rise to a contravention of a By-law).
 - 8.4 The Council (or such other person authorised by the Council) may suspend or revoke a grant of permission under a By-law at any time by notice in writing to the person granted permission.
9. **Offences and Penalties**
 - 9.1 A person who commits a breach of any By-law of the Council is guilty of an offence and may be liable to pay:
 - 9.1.1 a maximum penalty being the maximum penalty referred to in the Act that may be fixed by a By-law for any breach of a By-law; or
 - 9.1.2 subject to any resolution of the Council to the contrary, the expiation fee fixed by the Act for alleged offences against By-laws, being a fee equivalent to 25 per cent of the maximum penalty fixed for any breach of a By-law.
 - 9.2 A person who commits a breach of a By-law of the Council of a continuing nature is guilty of an offence and, in addition to any other penalty that may be imposed, is liable to a further penalty for every day on which the offence continues, such penalty being the maximum amount referred to in the Act that may be fixed by a By-law for a breach of a By-law of a continuing nature.

Note-

Pursuant to section 246(5) of the Act expiation fees may be fixed for alleged offences against By-laws either by a By-law or by resolution of the Council. However, an expiation fee fixed by the Council cannot exceed 25 per cent of the maximum penalty prescribed for the offence. The maximum penalty prescribed for a breach of a By-law is currently \$1,250 (refer section 246(3)(g) of the Act).

This By-law was duly made and passed at a meeting of the City of Mitcham held on **9 August 2022** by an absolute majority of the members for the time being constituting the Council, there being at least two thirds of the members present.

MATTHEW PEARS
Chief Executive Officer

**CITY OF MITCHAM
MOVEABLE SIGNS BY-LAW 2022
By-law No. 2 of 2022**

A By-law to set standards for moveable signs on roads and to provide conditions for the placement of such signs for the purpose of protecting visual amenity and public safety

PART 1 – PRELIMINARY

1. Title

This By-law may be cited as the *Moveable Signs By-law 2022* and is By-law No. 2 of the City of Mitcham

2. Authorising Law

This By-law is made under sections 226, 238, 239 and 246 of the Act.

3. Purpose

The objectives of this By-law are to set standards for moveable signs on roads:

- 3.1 to protect the comfort and safety of road users and members of the public;
- 3.2 to enhance the amenity of roads and surrounding parts of the Council's area;
- 3.3 to prevent nuisances occurring on roads;
- 3.4 to prevent unreasonable interference with the use of a road; and
- 3.5 for the good rule and government of the Council's area.

4. Commencement and Expiry

This By-law will commence in accordance with the Act¹ and will expire on 1 January 2030².

Note-

1. Generally, a By-law comes into operation 4 months after the day on which it is gazetted: section 249(5) of the Act.
2. Pursuant to section 251 of the Act, a By-law will expire on 1 January following the seventh anniversary of the gazettal of the By-law.

5. Application

5.1 This By-law operates subject to the Council's *Permits and Penalties By-law 2022*.

5.2 This By-law applies throughout the Council's area and is subject to the exemptions set out in clause 11.

6. Interpretation

In this By-law, unless the contrary intention appears:

- 6.1 **Act** means the *Local Government Act 1999*;
- 6.2 **authorised person** means a person appointed as an authorised person pursuant to section 260 of the Act;
- 6.3 **banner** means a slip of cloth, plastic or other material hung up or carried on a pole, fence or other structure;
- 6.4 **business premises** means premises from which a business is being conducted;
- 6.5 **Council** means the City of Mitcham;
- 6.6 **footpath area** means:
 - 6.6.1 that part of a road between the property boundary of the road and the edge of the carriageway on the same side as that boundary; and
 - 6.6.2 a footway, lane or other place made or constructed for the use of pedestrians and not for the use of vehicles;
- 6.7 **Local Government land** has the same meaning as in the Act;
- 6.8 **moveable sign** has the same meaning as in the Act;
- 6.9 **road** has the same meaning as in the Act; and
- 6.10 **vehicle** has the same meaning as in the *Road Traffic Act 1961*.

Note-

Section 12 of the *Legislation Interpretation Act 2021* provides that an expression used in this By-law has, unless the contrary intention appears, the same meaning as in the Act.

PART 2 – MOVEABLE SIGNS

7. Construction

A moveable sign must:

- 7.1 be of a kind known as an 'A' frame or sandwich board sign, an inverted 'T' sign, a flat sign or, with the permission of the Council (including as may be set out in a Council policy of general application from time to time), a sign of some other kind;
- 7.2 be designed, constructed and maintained in good condition so as not to present a hazard to any member of the public;
- 7.3 be of strong construction so as to be stable and fixed in position, including so that it keeps its position in adverse weather conditions;
- 7.4 not contain any sharp or jagged edges or corners;
- 7.5 not rotate, contain flashing parts or lights or be illuminated internally;
- 7.6 not be unsightly or offensive in appearance or content;
- 7.7 not have balloons, flags, streamers or other things attached to it;
- 7.8 be constructed of timber, metal, plastic or plastic coated cardboard, or a mixture of such materials;
- 7.9 subject to this clause 7, not have a display area exceeding one square metre in total or, if the sign is two-sided, one square metre on each side;
- 7.10 in the case of an 'A' frame or sandwich board sign:
 - 7.10.1 be hinged or joined at the top; and
 - 7.10.2 be of such construction that its sides shall be securely fixed or locked in position when erected; and
- 7.11 in the case of an inverted 'T' sign, contain no struts or supports that run between the display area and the base of the sign.

8. Placement

A moveable sign must not be:

- 8.1 placed on any part of a road apart from the footpath area;
- 8.2 placed on a footpath area that is less than 2.5 metres wide;

- 8.3 not be placed on a sealed part of any footpath area unless the sealed part is wide enough to contain the sign and still leave a clear thoroughfare of at least 1.2 metres;
- 8.4 placed closer than 1.5 metres to the kerb (or, if there is no kerb to the edge of the carriageway of a road or the shoulder of the road, whichever is the greater);
- 8.5 placed on a landscaped area, other than landscaping that comprises only lawn;
- 8.6 placed within 3 metres of an intersection;
- 8.7 placed on a footpath area with a minimum height clearance from a structure above it of less than 2 metres;
- 8.8 placed on a designated parking area or within 1 metre of an entrance to premises;
- 8.9 tied, fixed, leaned against or attached to, or placed closer than 2 metres to any other structure, object or thing (including another moveable sign);
- 8.10 displayed during the hours of darkness unless it is clearly lit and is clearly visible;
- 8.11 placed in such a position or in such circumstances that the safety of a user of the footpath area or road is at risk;
- 8.12 placed on a median strip, traffic island, roundabout or any other traffic control device on a road; or
- 8.13 placed so as to unreasonably restrict the use of the footpath area or endanger the safety of members of the public.

9. Banners

A person must not erect or display a banner on a building or structure on a road without the Council's permission.

Note-

A person must not erect or display a banner on a public road for a business purpose without a permit from the Council issued under section 222 of the Act

10. Restrictions

- 10.1 The owner or operator of a business must not, without the permission of the Council, cause or allow more than one moveable sign for each business premises to be displayed on the footpath area at any time.
- 10.2 A person must not, without the permission of the Council, display or cause to be displayed a moveable sign on or attached to or adjacent to a vehicle that is parked on Local Government land or a road primarily for the purpose of advertising or offering for sale a product (including the vehicle) or business to which the sign relates.
- 10.3 A person must not cause or allow a moveable sign to be placed on a road unless:
 - 10.3.1 it only displays material which advertises a business being conducted on premises adjacent to the moveable sign or the goods and services available from that business; and
 - 10.3.2 the business premises to which it relates is open to the public.
- 10.4 If, in the opinion of the Council, a footpath area is unsafe for a moveable sign to be displayed, the Council may resolve to prohibit or restrict the display of a moveable sign thereon on such conditions as the Council thinks fit.

11. Exemptions

- 11.1 Subclauses 10.1 and 10.3 do not apply to a moveable sign which is used:
 - 11.1.1 to advertise a garage sale taking place from residential premises; or
 - 11.1.2 as a directional sign to an event run by an incorporated association or a charitable body.
- 11.2 Subclauses 10.1 and 10.3 do not apply to a flat sign, the message of which only contains newspaper headlines and the name of a newspaper.
- 11.3 A requirement of this By-law will not apply where the Council has granted permission (which may include by way of adopting a policy for this purpose) for a moveable sign (or class of moveable sign) to be displayed contrary to that requirement.

Note-

This By-law does not apply to moveable signs placed and maintained on a road in accordance with section 226(3) of the Act, which includes any sign:

- placed there pursuant to an authorisation under another Act;
- designed to direct people to the open inspection of any land or building that is available for purchase or lease;
- related to a State or Commonwealth election and is displayed during the period commencing on the issue of the writ or writs for the election and ending at the close of polls on polling day; or
- the sign is of a prescribed class.

PART 3 – ENFORCEMENT

12. Removal of Moveable Signs

- 12.1 A person must immediately comply with the order of an authorised person made pursuant to section 227(1) of the Act to remove a moveable sign.

Note-

Pursuant to section 227(1) of the Act, an authorised person may order the owner of a moveable sign to remove the sign from the road if:

- the design, construction or positioning of a moveable sign does not comply with a requirement of this By-law;
 - any other requirement of this By-law is not complied with; or
 - the moveable sign unreasonably restricts the use of the road or endangers the safety of other persons.
- 12.2 The owner of, or other person entitled to recover a moveable sign removed by an authorised person pursuant to section 227(2) of the Act, may be required to pay to the Council any reasonable costs incurred by the Council in removing, storing, and/or disposing of the moveable sign before being entitled to recover the moveable sign.
 - 12.3 The owner, or other person responsible for a moveable sign must remove or relocate the moveable sign at the request of an authorised person:
 - 12.3.1 if, in the opinion of an authorised person, and notwithstanding compliance with this By-law, there is any hazard or obstruction or there is likely to be a hazard or obstruction arising out of the location of the moveable sign; or
 - 12.3.2 for the purpose of special events, parades, roadworks or in any other circumstances which, in the opinion of the authorised person, require relocation or removal of the moveable sign to protect public safety or to protect or enhance the amenity of a particular locality.

13. Liability of Vehicle Owners

- 13.1 For the purposes of this clause 13, *owner* in relation to a vehicle has the same meaning as contained in section 4 of the Act.
- 13.2 The owner and the driver of a vehicle driven, parked or standing in contravention of this By-law are each guilty of an offence and liable to the penalty as prescribed for that offence.

This By-law was duly made and passed at a meeting of the City of Mitcham held on 9 August 2022 by an absolute majority of the members for the time being constituting the Council, there being at least two thirds of the members present.

MATTHEW PEARS
Chief Executive Officer

**CITY OF MITCHAM
LOCAL GOVERNMENT LAND BY-LAW 2022
By-law No. 3 of 2022**

A By-law to manage and regulate the access to and use of Local Government land (other than roads), and certain public places.

PART 1 – PRELIMINARY

1. **Title**
This By-law may be cited as the *Local Government Land By-law 2022* and is By-law No. 3 of the City of Mitcham.
 2. **Authorising Law**
This By-law is made under sections 238 and 246 of the Act and section 18A of the *Harbors and Navigation Act 1993*.
 3. **Purpose**
The objectives of this By-law are to regulate the access to and use of Local Government land (other than roads), and certain public places:
 - 3.1 to prevent and mitigate nuisances;
 - 3.2 to prevent damage to Local Government land;
 - 3.3 to protect the convenience, comfort and safety of members of the public;
 - 3.4 to enhance the amenity of the Council's area; and
 - 3.5 for the good rule and government of the Council's area.
 4. **Commencement and Expiry**
This By-law will commence in accordance with the Act¹ and will expire on 1 January 2030².
- Note-**
1. Generally, a By-law comes into operation 4 months after the day on which it is gazetted: section 249(5) of the Act.
 2. Pursuant to section 251 of the Act, a By-law will expire on 1 January following the seventh anniversary of the gazettal of the By-law.
5. **Application**
 - 5.1 This By-law operates subject to the Council's *Permits and Penalties By-law 2022*.
 - 5.2 Subject to subclauses 5.3 and 5.4, this By-law applies throughout the Council area.
 - 5.3 Subclauses 9.2, 9.8.1, 9.22.2, 9.22.3, 9.22.4, 9.24.2, 9.33, 10.4 and 10.8 of this By-law only apply in such part or parts of the Council area as the Council may, by resolution direct in accordance with section 246(3)(e) of the Act.
 - 5.4 Subclause 9.12.2.2 of this By-law applies throughout the Council area except in such parts of the Council area as the Council may by resolution direct in accordance with section 246(3)(e) of the Act.
 6. **Interpretation**
In this By-law, unless the contrary intention appears:
 - 6.1 **Act** means the *Local Government Act 1999*;
 - 6.2 **animal** includes birds and insects but does not include a dog unless stated otherwise;
 - 6.3 **aquatic life** means any animal or plant living or growing in water including, but not limited to, yabbies, molluscs, fish, insects, insect pupa or larvae and water plants;
 - 6.4 **authorised person** is a person appointed by the Council as an authorised person under section 260 of the Act;
 - 6.5 **boat** includes a raft, pontoon, houseboat, personal watercraft or other similar device;
 - 6.6 **camp** includes setting up a camp, or causing a tent, swag and/or similar bedding, a caravan or motor home to remain on the land for the purpose of staying overnight, whether or not any person is in attendance or sleeps on the land;
 - 6.7 **Council** means the City of Mitcham;
 - 6.8 **electoral matter** has the same meaning as in the *Electoral Act 1985* provided that such electoral matter is not capable of causing physical damage or injury to any person within its immediate vicinity;
 - 6.9 **effective control** means a person exercising effective control of an animal either:
 - 6.9.1 by means of a physical restraint; or
 - 6.9.2 by command, the animal being in close proximity to the person and the person being able to see the animal at all times;
 - 6.10 **emergency worker** has the same meaning as in the *Road Traffic (Road Rules- Ancillary and Miscellaneous Provisions) Regulations 2014*;
 - 6.11 **funeral ceremony** means a ceremony only (i.e. a memorial service) and does not include a burial;
 - 6.12 **liquor** has the same meaning as in the *Liquor Licensing Act 1997*;
 - 6.13 **Local Government land** means all land owned by the Council or under the Council's care, control and management (except roads);
 - 6.14 **offensive** includes threatening, abusive, insulting or annoying behaviour and offend has a complementary meaning;
 - 6.15 **open container** means a container that:
 - 6.15.1 after the contents of the container have been sealed at the time of manufacture:
 - 6.15.1.1 being a bottle, it has had its cap, cork or top removed (whether or not it has since been replaced);
 - 6.15.1.2 being a can, it has been opened or punctured;
 - 6.15.1.3 being a cask, it has had its tap placed in a position to allow it to be used;
 - 6.15.1.4 being any other form of container, it has been opened, broken, punctured or manipulated in such a way as to allow access to its contents; or
 - 6.15.2 is a flask, glass, mug or other container able to contain liquid;

- 6.16 **personal watercraft** has the same meaning as in the *Harbors and Navigation Act 1993*, which is a device that:
- 6.16.1 is propelled by a motor;
 - 6.16.2 has a fully enclosed hull;
 - 6.16.3 is designed not to retain water if capsized;
 - 6.16.4 is designed to be operated by a person who sits astride, stands, or kneels on the device; and includes the device commonly referred to as a jet ski;
- 6.17 **tobacco product** has the same meaning as in the *Tobacco and E-Cigarette Products Act 1997*;
- 6.18 **road** has the same meaning as in the Act;
- 6.19 **vehicle** has the same meaning as in the *Road Traffic Act 1961*;
- 6.20 **waters** includes a body of water, including a pond, lake, river, creek or wetlands under the care, control and management of the Council; and
- 6.21 **wheeled recreational device** has the same meaning as in the *Road Traffic Act 1961*.

Note-

Section 12 of the *Legislation Interpretation Act 2021* provides that an expression used in a By-law has, unless the contrary intention appears, the same meaning as in the Acts under which the By-law was made.

PART 2 – ACCESS TO LOCAL GOVERNMENT LAND**7. Access**

The Council may:

- 7.1 close, or regulate or restrict access to, any part of Local Government land to the public for specified times and days; and
- 7.2 fix charges or fees payable for entry onto any part of Local Government land.

8. Closed Land

A person must not without permission, enter or remain on any Local Government land:

- 8.1 which has been closed, or in respect of which access by the public is regulated or restricted in accordance with subclause 7.1;
- 8.2 where entry fees or charges are payable, without paying those fees or charges;
- 8.3 where the land has been enclosed by fences and/or walls and gates that have been closed and locked; or
- 8.4 where a sign is displayed at or near the entrance of the land notifying that the land has been closed.

PART 3 – USE OF LOCAL GOVERNMENT LAND**9. Activities Requiring Permission****Note-**

Pursuant to section 238(3) of the Act, if a Council makes a By-law about access to or use of a particular piece of Local Government land (under section 238), the Council should erect a sign in a prominent position on, or in the immediate vicinity of, the land to which the By-law applies.

A person must not without the permission of the Council, undertake any of the following activities on Local Government land.

9.1 Advertising

Display, paint or erect or cause to be displayed, painted or erected, on Local Government land or a structure, building or fixture on Local Government land, any sign, advertising or hoarding for the purpose of commercial advertising or any other purpose.

9.2 Alcohol

Consume, carry or be in possession or in charge of any liquor in an open container on Local Government land comprising parks or reserves to which the Council has determined this paragraph applies.

9.3 Amplification

Use an amplifier or other mechanical or electrical device for the purpose of amplifying sound or broadcasting announcements or advertisements.

9.4 Animals

- 9.4.1 Cause or allow an animal to stray onto, move over, graze or be left unattended.
- 9.4.2 Cause or allow an animal to enter, swim, bathe or remain in any waters located thereupon.
- 9.4.3 Lead, herd or exercise an animal, except where the Council has set aside a track or other area for use by or in connection with an animal of that kind and provided that the animal or animals are under effective control.

9.5 Aquatic Life

Introduce any aquatic life to any waters located on Local Government land.

9.6 Attachments

Subject to subclause 9.1, attach or cause to be attached, hang or fix anything to a tree, plant, equipment, fence, post, structure or fixture on Local Government land.

9.7 Bees

Place a hive of bees thereupon, or allow it to remain thereon.

9.8 Boats and Buoys

Subject to the provisions of the *Harbors and Navigation Act 1993* and the *Marine Safety (Domestic Commercial Vessel) National Law*:

- 9.8.1 launch or retrieve a boat to or from any waters where the Council has determined that this subclause applies;
- 9.8.2 launch or retrieve a boat other than from a boat ramp constructed for that purpose;
- 9.8.3 hire out a boat or otherwise use a boat for commercial purposes;
- 9.8.4 moor a boat on or to Local Government land; or
- 9.8.5 place a buoy, cable, chain, hawser, rope or net in or across any waters.

9.9 Bridge Jumping

Jump or dive from a bridge on Local Government land.

9.10 Buildings

Use a building, or structure on Local Government land for a purpose other than its intended purpose.

9.11 Burials and Memorials

- 9.11.1 Bury, inter or spread the ashes of the remains of any human, dog or animal.
- 9.11.2 Erect any memorial.

- 9.12 **Camping and Tents**
 9.12.1 Subject to this subclause 9.12, erect a tent or other structure of calico, canvas, plastic or similar material.
 9.12.2 Camp or sleep overnight except:
 9.12.2.1 in a caravan park, the proprietor of which has been designated given permission to operate the caravan park on that land; or
 9.12.2.2 in an area to which the Council has resolved this clause applies and only then, in accordance with such time limits and other conditions determined by resolution of the Council and contained in any signage erected thereon.
- 9.13 **Canvassing**
 Subject to subclause 14.2, convey any advertising, religious or other message to any bystander, passer-by or other person.
- 9.14 **Defacing Property**
 Deface, remove, paint, spray, write upon, cut names, letters or make marks on any tree, rock, gate, fence, object, monument, building, sign, bridge or property of the Council.
- 9.15 **Distribution**
 Subject to subclause 14.2 and the *Local Nuisance and Litter Control Act 2016*, place on a vehicle (without the consent of the owner of the vehicle), or give out or distribute any book, leaflet or other printed matter to any bystander, passer-by or other person.
- 9.16 **Donations**
 Ask for or receive or indicate that he or she desires a donation of money or any other thing.
- 9.17 **Entertainment and Busking**
 9.17.1 Sing, busk or play a recording or use a musical instrument for the apparent purpose of entertaining others whether or not receiving money.
 9.17.2 Conduct or hold a concert, festival, show, public gathering, circus, meeting, performance or any other similar activity.
- 9.18 **Equipment**
 Use an item of equipment, facilities or property belonging to the Council other than in accordance with any conditions of use contained on a sign or notice in the vicinity of the equipment, facility or property.
- 9.19 **Fires**
 Subject to the *Fire and Emergency Services Act 2005* light a fire except:
 9.19.1 in a place provided by the Council for that purpose; or
 9.19.2 in a portable barbeque, as long as the barbeque is used in an area that is clear of flammable material for a distance of at least four (4) metres.
- 9.20 **Fireworks**
 Ignite, explode or use any fireworks.
- 9.21 **Flora and Fauna**
 Subject to the *Native Vegetation Act 1991* and the *National Parks and Wildlife Act 1972*:
 9.21.1 plant, damage, pick, cut, disturb, interfere with or remove any plant, tree or flower thereon;
 9.21.2 cause or allow an animal or dog to stand or walk on any flower bed or garden plot;
 9.21.3 deposit, dig, damage, disturb, interfere with or remove any soil, stone, wood, clay, gravel, pebbles, timber, bark or any part of the land;
 9.21.4 take, interfere with, tease, harm or disturb any animal, bird or aquatic life or the eggs or young of any animal, bird or aquatic life;
 9.21.5 pick, collect, take, interfere with or disturb any fruit, nuts, berries or native seeds;
 9.21.6 disturb, interfere with or damage any burrow, nest or habitat of any animal or bird;
 9.21.7 use, possess or have control of any device for the purpose of killing or capturing any animal, bird or aquatic life; or
 9.21.8 collect or take any dead wood or timber or burn any timber or dead wood; –
 with the exception that subclauses 9.21.4 and 9.21.7 do not apply to lawful fishing activities.
- 9.22 **Games and Sport**
 9.22.1 Participate in, promote or organise any organised competition or sport, as distinct from organised social play.
 9.22.2 Play, practise any game which involves kicking, hitting or throwing a ball or other object on Local Government land to which the Council has resolved this subclause applies.
 9.22.3 Play or practise the game of golf on Local Government land to which the Council has resolved this subclause applies.
 9.22.4 Engage or participate in or conduct any organised group fitness activity or training on Local Government land to which the Council has resolved this subclause applies.
- 9.23 **Interference with Land**
 Interfere with, alter or damage the land (including a building, structure or fixture located on the land) including:
 9.23.1 altering the construction or arrangement of the land to permit or facilitate access from an adjacent property;
 9.23.2 erecting or installing a structure in, on, across, under or over the land;
 9.23.3 changing or interfering with the construction, arrangement or materials of the land;
 9.23.4 planting a tree or other vegetation on the land, interfering with the vegetation on the land or removing vegetation from the land; or
 9.23.5 otherwise use the land in a manner contrary to the purpose for which the land was designed to be used.
- 9.24 **Model Aircraft, Boats and Cars**
 Subject to the *Civil Aviation Safety Regulations 1998*:
 9.24.1 fly or operate a model or drone aircraft, boat or model or remote control vehicle in a manner which may cause or be likely to cause injury or discomfort to a person being on or in the vicinity of the land or detract from or be likely to detract from another person's lawful use of and enjoyment of the land; or

- 9.24.2 fly or operate a model or drone aircraft, boat or model or remote control vehicle on any Local Government land to which the Council has resolved this subclause applies.
- 9.25 **Overhanging Articles**
Suspend or hang an article or object from a building, verandah, pergola, post or other structure where it might present a nuisance or danger to a person using the land or cause an unsightly condition in the opinion of an authorised person.
- 9.26 **Playing Area**
Use or occupy a playing area:
- 9.26.1 in such a manner as to damage or be likely to damage the surface of the playing area or infrastructure (above and under ground level);
- 9.26.2 in a manner contrary to the purpose for which the playing area was intended to be used or occupied; or
- 9.26.3 contrary to directions of the Council made by resolution and indicated on a sign displayed on or adjacent to the playing area.
- 9.27 **Preaching**
Preach, harangue or solicit for religious purposes.
- 9.28 **Rubbish Dumps and Rubbish Bins**
- 9.28.1 Interfere with, remove or take away any rubbish that has been discarded at any rubbish dump on Local Government land.
- 9.28.2 Remove, disperse or interfere with any rubbish (including bottles, newspapers, cans, containers or packaging) that has been discarded in a bin on any Local Government land, or placed on Local Government land for collection by the Council (or its agent).
- 9.29 **Swimming**
Subject to the provisions of the *Harbors and Navigation Act 1993* enter, swim or engage in any aquatic activity in or on any waters except:
- 9.29.1 in waters that the Council has set aside for that purpose; or
- 9.29.2 in an area where a nearby sign states that such activity is allowed and in accordance with any conditions stated in the sign.
- 9.30 **Trading**
- 9.30.1 Sell, buy, offer or display anything for sale or hire or lease any goods, merchandise, commodity, article or thing.
- 9.30.2 Carry on or cause to be carried on any business.
- 9.30.3 Set up a van or other vehicle, stall, stand, table or other structure, tray, carpet or device for the apparent purpose of buying, selling, offering, displaying or exposing for sale or the hiring or leasing of any goods, merchandise, commodity, article, service or thing.
- 9.31 **Vehicles**
- 9.31.1 Drive or propel a vehicle except on an area or road constructed and set aside by the Council for that purpose by means of signs, devices or fencing and the like.
- 9.31.2 Promote, organise or take part in a race, test or trial of any kind in which vehicles take part, except on an area properly constructed for that purpose.
- 9.31.3 Repair, wash, paint, panel beat or carry out any other work to a vehicle, except for running repairs in the case of a breakdown.
- 9.32 **Weddings, Functions and Special Events**
- 9.32.1 Hold, conduct or participate in a marriage ceremony, funeral ceremony or special event.
- 9.32.2 Erect a marquee, stage or structure for the purpose of holding or conducting a wedding, funeral ceremony or special event.
- 9.32.3 Hold or conduct any filming where the filming is for a commercial purpose.
- 9.33 **Wheeled Recreational Devices**
Subject to the *Road Traffic Act 1961*, ride a wheeled recreational device on Local Government land to which the Council has determined this subclause applies.
10. **Prohibited Activities**
A person must not do any of the following on Local Government land.
- 10.1 **Animals**
- 10.1.1 Cause or allow any animal or dog to enter, swim, bathe or remain in any waters to the inconvenience, annoyance or danger of any other person bathing or swimming.
- 10.1.2 Cause or allow an animal or dog to damage a flowerbed, garden plot, tree, lawn or like thing or place.
- 10.1.3 Lead, herd or exercise a horse in such manner as to cause a nuisance or endanger the safety of a person.
- 10.2 **Annoyance**
Do anything likely to offend or unreasonably interfere with any other person's lawful use of Local Government land.
- 10.3 **Equipment**
Use any item of equipment, facilities or property belonging to the Council other than in the manner and for the purpose for which it was designed, constructed or intended to be used or in such manner as is likely to damage or destroy it.
- 10.4 **Fishing**
Fish in any waters to which the Council has determined this subclause applies.
- 10.5 **Interference with Permitted Use**
Interrupt or unreasonably interfere with any other person's use of Local Government land where the person is using the land in a manner permitted by the Council or in accordance with any permission that has been granted by the Council.
- 10.6 **Nuisance**
Behave in such an unreasonable manner as to cause discomfort, inconvenience, annoyance or offence to any other person including by using profane, indecent or obscene language.

- 10.7 **Playing Games**
Play or practise a game or recreational activity:
- 10.7.1 which is likely to cause damage to the land or anything in it;
- 10.7.2 which endangers the safety or interferes with the comfort of any person; or
- 10.7.3 in any area where a sign indicates that the game is prohibited.
- 10.8 **Smoking**
Subject to the *Tobacco and E-Cigarette Products Act 1997*, smoke, hold or otherwise have control over an ignited tobacco product on any land to which the Council has determined this subclause applies.
- 10.9 **Obstruction**
Obstruct:
- 10.9.1 any path or track;
- 10.9.2 any door, entrance, stairway or aisle in any building; or
- 10.9.3 any gate or entrance to or on Local Government land.
- 10.10 **Solicitation**
Tout or solicit customers for the parking of vehicles or for any other purpose whatsoever.
- 10.11 **Throwing objects**
Throw, roll, project or discharge a stone, substance or other missile, excluding sport and recreational equipment designed to be used in that way.
- 10.12 **Toilets**
In any public convenience on Local Government land:
- 10.12.1 urinate other than in a urinal or toilet or defecate other than in a toilet set apart for that purpose;
- 10.12.2 smoke tobacco or any other substance;
- 10.12.3 deposit anything in a toilet, urinal or drain which is likely to cause a blockage;
- 10.12.4 use it for a purpose for which it was not designed or constructed;
- 10.12.5 subject to the *Equal Opportunity Act 1984*; enter a toilet that is set aside for use of the opposite gender except:
- 10.12.5.1 where a child under the age of eight years is accompanied by a parent or adult guardian of that gender;
- 10.12.5.2 to provide assistance to a person with a disability; or
- 10.12.5.3 in the case of a genuine emergency.

Note-

To avoid doubt, clause 10.12 does not operate to prohibit a transgender person or, a person who identifies as non-binary or 'gender diverse', from lawfully using an ablutionary facility for the gender with which that person identifies.

- 10.13 **Waste**
- 10.13.1 Deposit or leave thereon:
- 10.13.1.1 anything obnoxious or offensive; or
- 10.13.1.2 any mineral, mineral waste, industrial waste or by-products.
- 10.13.2 Deposit in any rubbish bin:
- 10.13.2.1 any trash emanated from a domestic, trade or commercial source; or
- 10.13.2.2 any rubbish other than of the type permitted to be deposited in the bin as indicated by signs on the bin or in its vicinity.

PART 4 – ENFORCEMENT**11. Directions**

- 11.1 A person on Local Government land must comply with a reasonable direction from an authorised person relating to:
- 11.1.1 that person's use of the land;
- 11.1.2 that person's conduct and behaviour on the land;
- 11.1.3 that person's safety on the land; or
- 11.1.4 the safety and enjoyment of other persons on the land.
- 11.2 A person who, in the opinion of an authorised person, is likely to commit or has committed, a breach of this By-law must immediately comply with a direction of an authorised person to leave that part of Local Government land.

12. Orders

If a person fails to comply with an order of an authorised person made pursuant to section 262 of the Act in respect of a breach of this By-law, the Council may seek to recover its costs of any action taken under section 262(3) of the Act from the person to whom the order was directed.

Note-

Section 262(1) of the Act states:

- (1) *If a person engages in conduct that is a contravention of this Act or a By-law under this Act, an authorised person may order that person-*
- (a) *if the conduct is still continuing - to stop the conduct; and*
- (b) *whether or not the conduct is still continuing-to take specified action to remedy the contravention.*
- (2) Subsections (2) and (3) of section 262 also provide that it is an offence to fail to comply with an order and that if a person does not comply, the authorised person may take action reasonably required to have the order carried out. For example, an authorised person may order a person to:
- cease smoking on Local Government land;
 - remove an object or structure encroaching on Local Government land; or
 - dismantle and remove a structure erected on Local Government land without permission.

13. Removal of Animals and Objects

An authorised person may remove an animal (including a dog) or object that is on Local Government land in breach of a By-law if no person is in charge of the animal or object.

PART 5 – MISCELLANEOUS**14. Exemptions**

- 14.1 The restrictions in this By-law do not apply to any Police Officer, emergency worker, Council Officer or Council employee acting in the course and within the scope of that person's normal duties, or to a contractor while performing work for the Council and while acting under the supervision or in accordance with a direction of a Council Officer.
- 14.2 The restrictions in subclauses 9.13 and 9.15 of this By-law do not apply to electoral matter authorised by a candidate and which is:
- 14.2.1 related to a Commonwealth or State election and occurs during the period commencing on the issue of the writ or writs for the election and ending at the close of polls on polling day;
- 14.2.2 related to an election under the Act or the *Local Government (Elections) Act 1999* and occurs during the period commencing four weeks immediately before the date that has been set (either by or under either Act) for polling day and ending at the close of voting on polling day; or
- 14.2.3 related to, and occurs during the course of and for the purpose of a referendum.

15. Liability of Vehicle Owners

- 15.1 For the purposes of this clause 15, **owner** in relation to a vehicle has the same meaning as contained in section 4 of the Act.
- 15.2 The owner and the driver of a vehicle driven, parked or standing in contravention of this By-law are each guilty of an offence and liable to the penalty as prescribed for that offence.

This By-law was duly made and passed at a meeting of the City of Mitcham held **9 August 2022** by an absolute majority of the members for the time being constituting the Council, there being at least two thirds of the members present.

MATTHEW PEARS
Chief Executive Officer

**CITY OF MITCHAM
ROADS BY-LAW 2022
By-law No. 4 of 2022**

A By-law for the management, control and regulation of activities on roads in the Council's area.

PART 1 – PRELIMINARY**1. Title**

This By-law may be cited as the *Roads By-law 2022* and is By-law No. 4 of the City of Mitcham.

2. Authorising Law

This By-law is made under sections 239 and 246 of the Act and regulation 28 of the *Local Government (General) Regulations 2013*.

3. Purpose

The objectives of this By-law are to manage, control and regulate the prescribed uses of roads in the Council's area:

- 3.1 to protect the convenience, comfort and safety of road users and members of the public;
- 3.2 to prevent damage to buildings and structures on roads;
- 3.3 to prevent certain nuisances occurring on roads; and
- 3.4 for the good rule and government of the Council's area.

4. Commencement and Expiry

This By-law will commence in accordance with the Act¹ and will expire on 1 January 2030².

Note-

1. Generally, a By-law comes into operation 4 months after the day on which it is gazetted: section 249(5) of the Act.
2. Pursuant to section 251 of the Act, a By-law will expire on 1 January following the seventh anniversary of the gazettal of the By-law.

5. Application

- 5.1 This By-law operates subject to the Council's *Permits and Penalties By-law 2022*.
- 5.2 Subject to subclause 5.3, this By-law applies throughout the Council's area.
- 5.3 Subclause 7.4.2.1 of this By-law applies throughout the Council's area except in such part or parts of the Council area as the Council may by resolution direct in accordance with section 246(3)(e) of the Act.

6. Interpretation

In this By-law, unless the contrary intention appears:

- 6.1 **Act** means the *Local Government Act 1999*;
- 6.2 **animal** includes birds, insects and poultry but does not include a dog;
- 6.3 **authorised person** is a person appointed by the Council as an authorised person under section 260 of the Act;
- 6.4 **camp** includes setting up a camp, or causing:
- 6.4.1 a tent or other structure of calico, canvas, plastic or other similar material;
- 6.4.2 a swag or similar bedding; or
- 6.4.3 subject to the *Road Traffic Act 1961*, a caravan, tent trailer or motor home; to remain on a road for the purpose of staying overnight, whether or not any person is in attendance or sleeps on the road;
- 6.5 **Council** means the City of Mitcham;
- 6.6 **effective control** means a person exercising effective control of an animal either:
- 6.6.1 by means of a physical restraint; or
- 6.6.2 by command, the animal being in close proximity to the person and the person being able to see the animal at all times;
- 6.7 **electoral matter** has the same meaning as in the *Electoral Act 1995* provided that such electoral matter is not capable of causing physical damage or injury to a person within its immediate vicinity;
- 6.8 **emergency worker** has the same meaning as in the *Road Traffic (Road Rules - Ancillary and Miscellaneous Provisions) Regulations 2014*;

- 6.9 **moveable sign** has the same meaning as in the Act;
- 6.10 **road** has the same meaning as in the Act being, a public or private street, road or thoroughfare to which public access is available on a continuous or substantially continuous basis to vehicles or pedestrians or both and includes—
- 6.10.1 a bridge, viaduct or subway; or
- 6.10.2 an alley, laneway or walkway; and
- 6.11 **vehicle** has the same meaning as in the *Road Traffic Act 1961*.

Note-

Section 12 of the *Legislation Interpretation Act 2021* provides that an expression used in this By-law has, unless the contrary intention appears, the same meaning as in the Act.

PART 2 – USE OF ROADS**7. Activities Requiring Permission**

A person must not undertake any of the following activities on a road without the permission of the Council.

- 7.1 **Advertising**
Display or cause to be displayed on a road or on a structure on a road, any poster, advertising or sign for the purpose of advertising goods or services or for any other purpose, other than a moveable sign that is displayed in accordance with the Council's *Moveable Signs By-law 2022*.
- 7.2 **Amplification**
Use an amplifier or other device whether mechanical or electrical for the purpose of amplifying sound or magnifying sound including the broadcasting of announcements or advertisements.
- 7.3 **Animals**
- 7.3.1 Cause or allow an animal to stray onto, graze, or be left unattended on a road.
- 7.3.2 Lead, herd or exercise an animal in such a manner as to cause a nuisance or endanger the safety of a person.
- 7.4 **Camping and Tents**
- 7.4.1 Subject to this subclause 7.4, erect a tent or other structure of calico, canvas, plastic or other similar material as a place of habitation.
- 7.4.2 Camp or undertake any camping activities including, but not limited to, cooking, washing or sleeping overnight except:
- 7.4.2.1 on a road (including in a vehicle on a road) to which the Council has resolved this subclause applies (if any); and
- 7.4.2.2 in accordance with any conditions determined by the Council and displayed on any signage on or near the road.
- 7.5 **Donations and Soliciting**
Ask for or receive or do anything to indicate a desire for a donation of money or any other thing.
- 7.6 **Obstructions**
Erect, install or place or cause to be erected, installed or placed any structure, object or material of any kind so as to obstruct a road, footway, water-channel, or watercourse in a road.
- 7.7 **Preaching and Canvassing**
- 7.7.1 Preach, harangue, solicit or canvass for religious or charitable purposes.
- 7.7.2 Subject to subclause 11.2, convey any religious or other message to any bystander, passerby or other person.
- 7.8 **Public Exhibitions and Displays**
- 7.8.1 Sing, busk, play a recording or use a music instrument, or perform similar activities.
- 7.8.2 Conduct, cause or hold a concert, festival, show, display, public gathering, circus, performance or a similar activity.
- 7.8.3 Erect a stage or structure for the purpose of conducting or holding a concert, festival, show, circus, performance or a similar activity.
- 7.8.4 Cause any public exhibition or displays.
- 7.9 **Rubbish Bins**
Deposit in any Council bin on a road any rubbish:
- 7.9.1 emanating from a domestic, commercial or trade source; or
- 7.9.2 that is not rubbish of the type permitted to be placed in the bin, as indicated on signs on the bin or in its vicinity.
- 7.10 **Repairs to Vehicles**
Repair, wash, paint, panel beat or perform other work of any nature on or to any vehicle, except for running repairs in the case of a vehicle breakdown.

Note-

Moveable signs on roads are regulated by sections 226 and 227 of the Act and the Council's *Moveable Signs By-law 2022*.

PART 3 – ENFORCEMENT**8. Directions**

A person on a road who, in the opinion of an authorised person is committing or has committed a breach of this By-law, must immediately comply with a direction of the authorised person to leave that part of the road.

9. Orders

If a person does not comply with an order of an authorised person made pursuant to section 262 of the Act in respect of a breach of this By-law, the Council may seek to recover its costs of any action taken under section 262(3) of the Act from the person to whom the order was directed.

Note-

Section 262(1) of the Act states:

- (1) *If a person (the offender) engages in conduct that is a contravention of this Act or a By-law under this Act, an authorised person may order the offender-*
- (a) *if the conduct is still continuing - to stop the conduct; and*
- (b) *whether or not the conduct is still continuing-to take specified action to remedy the contravention.*

Subsections (2) and (3) of section 262 also provide that it is an offence to fail to comply with an order and that if a person does not comply, the authorised person may take action reasonably required to have the order carried out. For example, an authorised person may order a person to:

- cease busking on a road;
- remove an object or structure blocking a footpath; or
- dismantle and remove a tent from a road.

10. Removal of Animals and Objects

- 10.1 The Council (or its delegate) may, pursuant to section 234 of the Act, remove an animal or object that is on a road in breach of a By-law if no person is in charge of the animal or object.
- 10.2 The Council may recover from the owner of an object removed under subclause 10.1, the costs it incurs in removing that object.

PART 4 – MISCELLANEOUS

11. Exemptions

- 11.1 The restrictions in this By-law do not apply to any Police Officer, emergency worker or Council Officer acting in the course and within the scope of that person's normal duties, or to a contractor while performing work for the Council and while acting under the supervision or in accordance with a direction of a Council Officer.
- 11.2 The restrictions in subclauses 7.7.2 of this By-law do not apply to electoral matter authorised by a candidate and which is:
- 11.2.1 related to a Commonwealth or State election and occurs during the period commencing on the issue of the writ or writs for the election and ending at the close of polls on polling day;
- 11.2.2 related to an election under the Act or the *Local Government (Elections) Act 1999* and occurs during the period commencing four weeks immediately before the date that has been set (either by or under either Act) for polling day and ending at the close of voting on polling day; or
- 11.2.3 related to, and occurs during the course of and for the purpose of a referendum.

12. Liability of Vehicle Owners

- 12.1 For the purposes of this clause 12, **owner** in relation to a vehicle has the same meaning as contained in section 4 of the Act.
- 12.2 The owner and the driver of a vehicle driven, parked or standing in contravention of this By-law are each guilty of an offence and liable to the penalty as prescribed for that offence.

This By-law was duly made and passed at a meeting of the City of Mitcham held on 9 August 2022 by an absolute majority of the members for the time being constituting the Council, there being at least two thirds of the members present.

MATTHEW PEARS
Chief Executive Officer

**CITY OF MITCHAM
DOGS BY-LAW 2022
By-law No. 5 of 2022**

A By-law to limit the number of dogs kept on premises and for the management and control of dogs in the Council's area.

PART 1 – PRELIMINARY

1. **Title**
This By-law may be cited as the *Dogs By-law 2022* and is By-law No. 5 of the City of Mitcham.
2. **Authorising Law**
This By-law is made under section 90(5) of the *Dog and Cat Management Act 1995*, sections 238 and 246 of the Act.
3. **Purpose**
The objectives of this By-law are to control and manage dogs in the Council area:
- 3.1 to reduce the incidence of environmental nuisance caused by dogs;
- 3.2 to promote responsible dog ownership;
- 3.3 to protect the convenience, comfort and safety of members of the public; and
- 3.4 for the good rule and government of the Council's area.
4. **Commencement and Expiry**
This By-law will commence in accordance with the Act¹ and will expire on 1 January 2030².
- Note-
1. Generally, a By-law comes into operation 4 months after the day on which it is gazetted: section 249(5) of the Act.
2. Pursuant to section 251 of the Act, a By-law will expire on 1 January following the seventh anniversary of the gazettal of the By-law.
5. **Application**
- 5.1 This By-law operates subject to the Council's *Permits and Penalties By-law 2022*.
- 5.2 Subject to subclause 5.3, this By-law applies throughout the Council's area.
- 5.3 Clauses 9.1 and 10, of this By-law only apply in such part or parts of the Council area as the Council may, by resolution direct in accordance with section 246(3)(e) of the Act.
6. **Interpretation**
In this By-law, unless the contrary intention appears:
- 6.1 **Act** means the *Local Government Act 1999*;
- 6.2 **approved kennel establishment** means a building, structure, premises or area approved in accordance with the *Planning, Development and Infrastructure Act 2016* for the keeping of dogs on a temporary or permanent basis;
- 6.3 **assistance dog** means a dog trained and used for the purpose of assisting a person who is wholly or partially disabled;
- 6.4 **Council** means the City of Mitcham;
- 6.5 **dog** (except for in clause 7.1) has the same meaning as in the *Dog and Cat Management Act 1995*;
- 6.6 **effective control** means a person exercising effective control of a dog either:

- 6.6.1 by means of a physical restraint (as defined under the *Dog and Cat Management Act 1995*); or
- 6.6.2 by command, the dog being in close proximity to the person and the person being able to see the dog at all times;
- 6.7 **keep** includes the provision of food or shelter;
- 6.8 **organised sport** means an organised sporting competition that is approved by the Council, including any related training session or match but does not include social play;
- 6.9 **park** has the same meaning as in the *Dog and Cat Management Act 1995*;
- 6.10 **premises** includes land or any part of it, whether used or occupied for domestic or non-domestic purposes;
- 6.11 **small dwelling** means a self-contained residence that is:
- 6.11.1 a residential flat, building; or
- 6.11.2 contained in a separate strata unit or community title.
- 6.12 For the purposes of clause 9 of this By-law, a dog is under **effective control by means of a leash** if the dog is secured to a leash, chain or cord that does not exceed two (2) metres in length and the leash, chain or cord is:
- 6.12.1 secured to a fixed object; or
- 6.12.2 held by a person capable of controlling the dog and preventing it from being a nuisance or a danger to other persons.

Note-

Section 12 of the *Legislation Interpretation Act 2021* provides that an expression used in this By-law has, unless the contrary intention appears, the same meaning as in the Act.

PART 2 – LIMITS ON DOG NUMBERS**7. Limits on Dog Numbers**

- 7.1 Subject to subclauses 7.3 and 7.5, a person must not, without the Council's permission keep or cause, suffer or permit to be kept:
- 7.1.1 more than one (1) dog in a small dwelling; or
- 7.1.2 more than two (2) dogs in any premises other than a small dwelling.
- 7.2 For the purposes of subclause 7.1, **dog** means a dog that is three (3) months of age or older or, a dog that has lost its juvenile teeth.
- 7.3 Subclause 7.1 does not apply to:
- 7.3.1 approved kennel establishments operating in accordance with all required approvals and consents; or
- 7.3.2 any other business involving the keeping of dogs provided that the business is registered in accordance with the *Dog and Cat Management Act 1995* and operating in accordance with all required approvals and consents.
- 7.4 The Council may require that premises which are the subject of an application for permission to keep additional dogs, must be inspected by an authorised person for the purpose of assessing the suitability of the premises for housing dogs.
- 7.5 No dog is to be kept on any premises where, in the opinion of an authorised person, there is no secure or appropriate area where a dog may be effectively confined.

PART 3 – DOG CONTROLS**8. Dog Exercise Areas**

Subject to clauses 9 and 10 of this By-law, a person may enter a park in the Council's area for the purpose of exercising a dog under his or her effective control.

Note-

If a person is exercising a dog in a park as permitted under this clause and the dog is not under effective control as that term is defined by the *Dog and Cat Management Act 1995*, this gives rise to a dog wandering at large offence under section 43(1) of the *Dog and Cat Management Act 1995*, for which the owner or person responsible for the dog may be liable.

9. Dog on Leash Areas

A person must not, without the Council's permission, allow a dog under that person's control, charge or authority (except an assistance dog that is required to remain off-lead in order to fulfil its functions) to be or remain:

- 9.1 on Local Government land or a public place to which the Council has resolved that this clause applies; or
- 9.2 subject to clause 10, on that portion of any park on which organised sport is played during such times when the organised sport is being played;—
- unless the dog is under effective control by means of a leash.

10. Dog Prohibited Areas

A person must not allow a dog under that person's control, charge or authority (except an assistance dog) to enter or remain on any Local Government land or public place to which the Council has determined that this subclause applies.

11. Dog Faeces

No person is to allow a dog under that person's control, charge or authority to be in a public place or on Local Government land unless that person has in their possession a bag or other suitable container for the collection and lawful disposal of any faeces that the dog may deposit (for the purpose of complying with their obligation under section 45A(6) of the *Dog and Cat Management Act 1995*).

PART 4 – EXEMPTIONS**12. Council May Grant Exemptions**

- 12.1 The Council may, by notice in writing, on application or on its own initiative, exempt a person (or a class of persons) from the operation of a specified provision of this By-law.
- 12.2 An exemption—
- 12.2.1 may be granted or refused at the discretion of the Council;
- 12.2.2 may operate indefinitely or for a period specified in the instrument of exemption; and
- 12.2.3 is subject to any conditions specified in the instrument of exemption.
- 12.3 The Council may, by notice in writing, vary, revoke or add a condition of an exemption.
- 12.4 The Council may, in its discretion, revoke an exemption for a contravention of a condition of the exemption, or for any other reason it thinks fit.

PART 5 – ENFORCEMENT**13. Orders**

- 13.1 If a person engages in conduct that is in contravention of this By-law, an authorised person may order that person:

- 13.1.1 if the conduct is still continuing – to stop the conduct; and
 13.1.2 whether or not the conduct is still continuing – to take specified action to remedy the contravention.
- 13.2 A person must comply with an order under this clause.
- 13.3 If a person does not comply with an order, the authorised person may take action reasonably required to have the order carried out, and the Council may seek to recover its costs of any action so taken from the person to whom the order was directed.
- 13.4 However, an authorised person may not use force against a person under this section.

Note-

For example, an authorised person may order a person to:

- cease keeping more than the permitted number of dogs on that person's premises; or
- remove a dog from a dog prohibited area.

This By-law was duly made and passed at a meeting of the City of Mitcham held 9 August 2022 by an absolute majority of the members for the time being constituting the Council, there being at least two thirds of the members present.

MATTHEW PEARS
Chief Executive Officer

**CITY OF MITCHAM
CATS BY-LAW 2022
By-law No. 6 of 2022**

A By-law to limit the number of cats kept on premises and for the management and control of cats in the Council's area.

PART 1 – PRELIMINARY

1. **Title**
This By-law may be cited as the *Cats By-law 2022* and is By-law No. 6 of the City of Mitcham.
2. **Authorising Law**
This By-law is made under section 90(5) of the *Dog and Cat Management Act 1995* and section 246 of the Act.
3. **Purpose**
The objectives of this By-law are to control and manage cats in the Council's area:
 3.1 to promote responsible cat ownership;
 3.2 to reduce the incidence of public and environmental nuisance caused by cats;
 3.3 to protect the comfort and safety of members of the public; and
 3.4 for the good rule and government of the Council's area.
4. **Commencement and Expiry**
This By-law will commence in accordance with the Act¹ and will expire on 1 January 2030².
- Note-**
1. Generally, a By-law comes into operation 4 months after the day on which it is gazetted: section 249(5) of the Act.
 2. Pursuant to section 251 of the Act, a By-law will expire on 1 January following the seventh anniversary of the gazettal of the By-law.
5. **Application**
 5.1 This By-law operates subject to the Council's *Permits and Penalties By-law 2022*.
 5.2 This By-law applies throughout the Council's area.
6. **Interpretation**
In this By-law, unless the contrary intention appears:
 6.1 **Act** means the *Local Government Act 1999*;
 6.2 except for the purposes of clauses 8 and 9, **cat** means an animal of the species *felis catus* which is three (3) months of age, or has lost its juvenile canine teeth;
 6.3 **Council** means the City of Mitcham;
 6.4 **keep** includes the provision of food or shelter;
 6.5 for the purposes of clause 8, a cat (or cats) causes a **nuisance** if it:
 6.5.1 unreasonably interferes with the peace, comfort or convenience of a person, including but not limited to by displaying aggressive nature or creating unpleasant noise or odour;
 6.5.2 damages or otherwise has an adverse impact upon native flora or fauna;
 6.5.3 acts in a manner that is injurious or causes damage to a person's real or personal property;
 6.5.4 wanders onto premises without the consent of the owner or occupier of the premises; or
 6.5.5 defecates or urinates on premises without the consent of the owner or occupier of the premises;
 6.6 **owner** of a cat has the same meaning as in section 5 of the *Dog and Cat Management Act 1995*;
 6.7 **premises** includes any land (whether used or occupied for domestic or non-domestic purposes) and any part thereof; and
 6.8 the **person responsible for the control of a cat** has the same meaning as in section 6 of the *Dog and Cat Management Act 1995*.

Note-

Section 12 of the *Legislation Interpretation Act 2021* provides that an expression used in this By-law has, unless the contrary intention appears, the same meaning as in the Acts under which the By-law is made.

PART 2 – LIMITS ON CAT NUMBERS

7. **Limits on Cat Numbers**
- 7.1 Subject to this clause 7, a person must not, without the Council's permission, keep, or cause suffer or permit to be kept, more than two (2) cats on any premises.
- 7.2 The limit prescribed by subclause 7.1 does not apply to premises comprising a business involving the keeping of cats provided that the business is operating in accordance with all required approvals and consents.

- 7.3 The Council may require that premises that are the subject of an application for permission to keep additional cats, must be inspected by an authorised person for the purpose of assessing the suitability of the premises for housing cats.
- 7.4 Permission under subclause 7.3 may be given if the Council is satisfied that:
- 7.4.1 no insanitary condition exists or is likely to arise on the premises as a result of the keeping of cats; and
- 7.4.2 a nuisance is not, or is not likely to be, caused to any neighbour as a result of the keeping of cats on the premises.

PART 3 – CAT CONTROLS

8. Cats not to be a Nuisance

- 8.1 An owner or occupier of premises is guilty of an offence if a cat (or cats) kept or allowed to remain on the premises causes a nuisance.
- 8.2 Without limiting liability under 8.1, the owner of or person responsible for the control of a cat is guilty of an offence under this By-law if the cat causes a nuisance.
- 8.3 For the purposes of this subclause 8, *cat* means an animal of the species *felis catus* (of any age).

9. Effective Confinement of cats

- 9.1 As and from 1 January 2024, the owner or person responsible for the control of a cat must take steps to ensure that the cat is confined at all times to the premises occupied by that person unless:
- 9.1.1 the cat is in the presence of and in close proximity to the owner or person responsible for its control; and
- 9.1.2 is under effective supervision or control by that person such that it is not creating a nuisance.

Note-

By way of example, a cat will be under effective supervision or control if, without limitation, it is being transported from premises in a suitable enclosure from which it cannot escape, is being held or in close proximity to the person so it can be picked up or, is being exercised on a leash or similar.

9.2 For the purposes of this subclause 9, *cat* means an animal of the species *felis catus* (of any age).

9.3 Subclause 9.1 does not apply to any cat that was born before 1 January 2024 provided that:

- 9.3.1 the cat is registered with the Council and was registered with the Council on 1 January 2024; and
- 9.3.2 evidence of the cat's age that is satisfactory to an authorised person (acting reasonably) is provided to the Council.

10. Registration of Cats

- 10.1 A person must not keep or cause, suffer or permit to be kept, a cat in the Council's area for more than fourteen (14) days unless the cat is registered in accordance with this By-law.
- 10.2 An application for registration of a cat must:
- 10.2.1 be made to the Council in the manner and form prescribed by Council (if any);
- 10.2.2 be accompanied by the fee (if any) prescribed by the Council;
- 10.2.3 nominate a person of or over sixteen (16) years of age who consents to the cat being registered in his or her name;
- 10.2.4 identify with reference to an address the premises at which the cat is kept; and
- 10.2.5 otherwise comply with any other requirements determined by the Council.
- 10.3 Subclause 10.1 does not apply to a person operating a business involving the keeping of cats provided that the business is operating in accordance with all required approvals and consents.
- 10.4 Registration under this By-law remains in force until 30 June next year following the grant of registration and may be renewed from time to time for further periods of up to twelve (12) months.

PART 4 – EXEMPTIONS

11. Council May Grant Exemptions

- 11.1 The Council may, by notice in writing, on application or on its own initiative, exempt a person (or a class of persons) from the operation of a specified provision of this By-law.
- 11.2 An exemption—
- 11.2.1 may be granted or refused at the discretion of the Council;
- 11.2.2 may operate indefinitely or for a period specified in the instrument of exemption; and
- 11.2.3 is subject to any conditions specified in the instrument of exemption.
- 11.3 The Council may, by notice in writing, vary, revoke or add a condition of an exemption.
- 11.4 The Council may, in its discretion, revoke an exemption for a contravention of a condition of the exemption, or for any other reason it thinks fit.

PART 5 – ENFORCEMENT

12. Orders

- 12.1 If a person engages in conduct that is a contravention of this By-law, an authorised person may order that person:
- 12.1.1 if the conduct is still continuing – to stop the conduct; and
- 12.1.2 whether or not the conduct is still continuing – to take specified action to remedy the contravention.
- 12.2 A person must comply with an order under this clause.
- 12.3 If a person does not comply with an order, the authorised person may take action reasonably required to have the order carried out, and the Council may seek to recover its costs of any action so taken from the person to whom the order was directed.
- 12.4 However, an authorised person may not use force against a person under this section.

Note-

For example, an authorised person may order a person to:

- cease keeping more than the permitted number of cats on that person's premises; or
- take the necessary steps to mitigate a nuisance caused by howling or wandering cats.

This By-law was duly made and passed at a meeting of the City of Mitcham held on 9 August 2022 by an absolute majority of the members for the time being constituting the Council, there being at least two thirds of the members present.

MATTHEW PEARS
Chief Executive Officer

**CITY OF MITCHAM
WASTE MANAGEMENT BY-LAW 2022
By-law No. 7 of 2022**

A By-law to regulate the removal of domestic waste, recyclables and green organic waste from premises in the Council's area.

PART 1 – PRELIMINARY

- 1. Title**
This By-law may be cited as the *Waste Management By-law 2022* and is By-law No. 7 of the City of Mitcham.
 - 2. Authorising Law**
This By-law is made under sections 238, 239 and 246 of the *Local Government Act 1999* and regulation 28 of the *Local Government (General) Regulations 2013*.
 - 3. Purpose**
The objectives of this By-law are:
 - 3.1 to prevent and mitigate nuisances associated with the storage and collection of Domestic Waste, Recyclables and Green Organics;
 - 3.2 to prevent damage to Council property and land;
 - 3.3 to define the requirements for the use of Council's kerbside Domestic Waste, Recycling and Green Organics collection services;
 - 3.4 to protect the convenience, comfort and safety of members of the public;
 - 3.5 to enhance the amenity of the Council's area; and
 - 3.6 for the good rule and government of the area.
 - 4. Commencement and Expiry**
This By-law will commence in accordance with the Act¹ and will expire on 1 January 2030².
- Note-**
1. Generally, a By-law comes into operation 4 months after the day on which it is gazetted: section 249(5) of the Act.
 2. Pursuant to section 251 of the Act, a By-law will expire on 1 January following the seventh anniversary of the gazettal of the By-law.
- 5. Application**
 - 5.1 This By-law operates subject to the Council's *Permits and Penalties By-law 2022*.
 - 5.2 This By-law applies throughout the Council's area.
 - 6. Interpretation**
In this By-law, unless the contrary intention appears:
 - 6.1 **Act** means the *Local Government Act 1999*;
 - 6.2 **authorised person** is a person appointed by the Council as an authorised person pursuant to section 260 of the Act;
 - 6.3 **Council** means the City of Mitcham;
 - 6.4 **crossover** means the portion of a road (usually connected to a driveway on private property) that provides vehicular access to adjoining land;
 - 6.5 **Green Organics** means any clean organic matter consisting of lawn clippings, plants, vegetables, leaves, prunings, food scraps or other waste specified by the Council and noted on its website;
 - 6.6 **Green Organics Container** means a container for the disposal of Green Organics that is approved by the Council;
 - 6.7 **Hard Waste** means any internal and/or external domestic items such as (but not limited to) fridges, and mattresses but excludes any Domestic Waste or any other items as may be specified by the Council and noted on its website;
 - 6.8 **Domestic Waste** means any kind of domestic waste generated from residences including, but not limited to, broken crockery, clothing, material, broken and cooking glass items, hoses, polystyrene, ropes, and soft plastics, but excludes building materials, effluent, liquids, metal, rocks, soil, lead acid batteries, wood, any toxic waste and any other waste specified by the Council and noted on its website;
 - 6.9 **Domestic Waste Container** means a container for the disposal of Domestic Waste that is approved by the Council;
 - 6.10 **premises** means premises to which the Council's Domestic Waste collection service is made available;
 - 6.11 **Recyclables** means newspapers, magazines, clean paper and cardboard, clean plastic containers of a type specified by the Council, clean tins and cans, clean glass and clean milk and juice containers and any other items specified by the Council and noted on its website;
 - 6.12 **Recyclables Container** means a container for the disposal of Recyclables that is approved by the Council;
 - 6.13 **road** has the same meaning as in the *Local Government Act 1999*;
 - 6.14 **occupier** means any person who resides in or otherwise occupies premises;
 - 6.15 **Waste** means domestic waste, recyclables, Green Organics and other waste; and
 - 6.16 **Waste Containers** means Domestic Waste Containers, Recyclables Containers and Green Organics Containers.

Note- Section 12 of the *Legislation Interpretation Act 2021* provides that an expression used in this By-law has, unless the contrary intention appears, the same meaning as in the Act.

PART 2 – REGULATION OF WASTE MANAGEMENT ACTIVITIES

- 7. Provide Containers**
 - 7.1 An occupier of premises must keep on his or her premises a Domestic Waste Container and a Recyclables Container and, if directed by the Council in writing, a Green Organics Container.
 - 7.2 An occupier of premises who has not been directed by the Council to keep a Green Organics Container on the premises may keep on his or her premises a Green Organics Container.
- 8. Management of Waste Collection Services**
An occupier of premises must:
 - 8.1 **Domestic Waste**
 - 8.1.1 Ensure that the Domestic Waste Container kept on the premises is approved by the Council; and

- 8.1.2 not place, cause, suffer or permit any waste other than Domestic Waste to be in a Domestic Waste Container;
- 8.2 **Recyclables**
- 8.2.1 Ensure that the Recyclables Container kept on the premises is approved by the Council; and
- 8.2.2 not place, cause, suffer or permit waste other than Recyclables to be in a Recyclables Container;
- 8.3 **Green Organics**
- 8.3.1 Ensure that any Green Organics Container kept on the premises is approved by the Council; and
- 8.3.2 not place, cause, suffer or permit waste other than Green Organics to be in a Green Organics Container;
- 8.4 **Keep Container Clean**
Cause each Waste Container kept on the premises to be kept in a clean and sanitary condition, maintained in good order and repair and kept watertight at all times;
- 8.5 **Sealing of Container**
Cause each Waste Container to be continuously and securely covered or sealed except when waste is being deposited in or removed from the container;
- 8.6 **Damage**
Ensure that each Waste Container thereon is maintained, repaired or replaced (as necessary) so that it is not damaged or worn to the extent that:
- 8.6.1 it is not robust or watertight;
- 8.6.2 it is unable to be moved on its wheels (if any) efficiently;
- 8.6.3 the lid does not seal on the container when closed; or
- 8.6.4 its use is, in the opinion of an authorised officer, otherwise impaired;
- 8.7 **Collection Services**
- 8.7.1 Facilitate the collection and removal of waste from the premises by ensuring all Waste Containers thereon that contain waste for collection are placed on the road for collection by the Council its agents or contractors:
- 8.7.1.1 on the day appointed by the Council for the collection of Waste from those premises or the night before (and not before these times); and
- 8.7.1.2 in a position:
- (a) adjacent to the kerb (not on the carriageway) so that the front of the bin faces the road;
- (b) not under the overhanging branches of any trees;
- (c) if placed on a crossover, only on the part of a crossover (where it abuts the carriageway) that is closest to the edge of the crossover and not in the centre of the crossover or in any other place or manner that may reasonably be considered (in the opinion of an authorised person) to create a restriction or a danger for other pedestrians or vehicular access to the crossover; and
- (d) as may otherwise be approved or directed by the Council and, wherever practicable, notified to the occupier in writing; and
- 8.7.2 remove all Waste Containers from the road on the same day as the collection of Waste has occurred or by 11.59pm the following day;
- 8.8 **Waste**
Not place any Waste Container on the road for collection by the Council its agents or contractors unless the Waste Container contains only the type of Waste that is permitted to be disposed of in that Waste Container;
- 8.9 **Hard Waste**
Not place any Hard Waste on the road for collection by the Council its agents or contractors other than in accordance with any directions issued by the Council and notified to the occupier in writing or on the Council's website.
9. **Unlawful Removal of Waste**
A person must not, without permission, take or interfere with any Waste that has been left by another person on a road or on Local Government land for collection by the Council, its contractors or agents.
- PART 3 – ENFORCEMENT**
10. **Orders**
If a person fails to comply with an order of an authorised person made pursuant to section 262 of the Act in respect of a breach of this By-law, the Council may seek to recover its costs of any action taken under section 262(3) of the Act from the person to whom the order was directed.
11. **Exemptions**
- 11.1 The restrictions in this By-law do not apply to a Police Officer, emergency worker or Council Officer acting in the course of and within the scope of that person's normal duties, or to a contractor while performing work for the Council and while acting under the supervision of or in accordance with a direction of a Council Officer.
- 11.2 The Council may, by notice in writing, on application or on its own initiative, exempt a person (or a class of persons) from the operation of a specified provision of this By-law.
- 11.3 An exemption—
- 11.3.1 may be granted or refused at the discretion of the Council;
- 11.3.2 may operate indefinitely or for a period specified in the instrument of exemption; and
- 11.3.3 is subject to any conditions specified in the instrument of exemption.
- 11.4 The Council may, by notice in writing, vary, revoke or add a condition of an exemption.
- 11.5 The Council may, in its discretion, revoke an exemption for a contravention of a condition of the exemption, or for any other reason it thinks fit.

This By-law was duly made and passed at a meeting of the City of Mitcham held on 9 August 2022 by an absolute majority of the members for the time being constituting the Council, there being at least two thirds of the members present.

MATTHEW PEARS
Chief Executive Officer

THE FLINDERS RANGES COUNCIL

Notice of Casual Vacancy

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 Councillor for The Flinders Ranges Council, due to the resignation of Councillor Woolford, effective 18 August 2022. In accordance with Section 6(2)(a)(ii) of the *Local Government (Elections) Act 1999*, a supplementary election is not required to be held as a result of this vacancy.

Dated: 18 August 2022

ERIC BROWN
Chief Executive Officer

DISTRICT COUNCIL OF KIMBA

Change of Meeting Time

Notice is hereby given that the District Council of Kimba resolved at its meeting held on 10 August 2022 to change the scheduled September Council Meeting from Wednesday, 14 September, 2022 commencing at 2 pm to Wednesday, 14 September, 2022 commencing at 9 am.

Dated: 25 August 2022

DEB LARWOOD
Chief Executive Officer

DISTRICT COUNCIL OF STREAKY BAY

*Adoption of the Annual Business Plan Budget
Adoption of Declaration of Rates 2022-2023*

Notice is hereby given that at its Ordinary Council Meeting held on 9 August 2022 the District Council of Streaky Bay resolved the following:

Adoption of the Annual Business Plan 2022-2023

That Council, pursuant to the provisions of s123 (6) of the *Local Government Act 1999* and Regulation 5A of the *Local Government (Financial Management) Regulations 2011*, adopt the Annual Business Plan 2022-2023, for the financial year ending 30 June 2023.

Adoption of the Annual Budget 2022-2023

That Council, pursuant to Section 123 (7) of the *Local Government Act 1999* and Regulation 7 of the *Local Government (Financial Management) Regulations 2011*, adopt the Annual Budget for the financial year ending 30 June 2023, as presented in the Annual Business Plan 2022-2023 which includes:

- (a) a budgeted income statement, balance sheet and statement of cash flows, presented in a manner consistent with the Model Financial Statements; and
- (b) a statement whether projected operating income is sufficient to meet projected operating expenses for the relevant financial year; and
- (c) a summary of operating and capital investment activities presented in a manner consistent with the note in the Model Financial Statements entitled Uniform Presentation of Finances; and

estimates with respect to the Council's operating surplus ratio, asset sustainability ratio and net financial liabilities ratio presented in a manner consistent with the note in the Model Financial Statements.

Adoption of Valuations

That Council, pursuant to s167 (2)(a) of the *Local Government Act 1999*, for the financial year ending 30 June 2023, and its role under Section 6, 7 and 8 of the *Local Government Act 1999*, adopt for rating purposes, the most recent valuations of the Valuer-General available to the Council of the Site Value of land within the Council's area, totalling \$458,312,240 of rateable land, and hereby specifies 9 August 2022 as the day from which such valuations shall become and be the valuations of Council, subject to such alterations as may appear necessary.

Attribution of Land Uses

- (a) the numbers indicated against the various categories of land use prescribed by the Local Government (General) Regulations 2013 Reg. 14 (1), be used to designate land uses in the Assessment Book;
- (b) the use indicated by those numbers in respect of each separate assessment of land described in the Assessment Book on this date be attributed to each such assessment respectively; and
- (c) reference in this resolution to land being of a certain category use means the use indicated by that category number in the Regulations.

Residential Rate Cap

That Council, pursuant to s153 (3) of the *Local Government Act 1999*, for the financial year ending 30 June 2023, has determined not to fix a maximum increase in the general rate charged on rateable land that constitutes the principal place of residence of a principal ratepayer.

Declaration of Rates

That Council, having taken into consideration the general principles of rating contained in Section 150 of the *Local Government Act 1999* and having observed the requirements of Section 153 of the *Local Government Act 1999*, pursuant to Sections 151 (1) (c), 152 (1) (c), 153 (1) (b) and 156 (1) (c) of the *Local Government Act 1999*, the Council, for the financial year ending 30 June 2023:

Declares differential rates on the basis of locality and land use as follows:

In the Neighbourhood zone

- (0.6850) cents in the dollar of the Site Value of rateable land of categories 1, 8 and 9 use;
- (0.9230) cents in the dollar of the Site Value of rateable land of categories 2, 3, 4, 5 and 6 use;
- (0.4140) cents in the dollar of the Site Value of rateable land of category 7 use;

In the Town Activity Centre zone

- (0.6850) cents in the dollar of the Site Value of rateable land of category 1 use;
- (1.2890) cents in the dollar of the Site Value of rateable land of categories 2, 3, 4, 5, 6, 8 and 9 use;

In the Strategic Employment zones

- (0.6850) cents in the dollar of the Site Value of rateable land of category 1 use;
- (0.9230) cents in the dollar of the Site Value of rateable land of categories 2, 3, 4, 5, 6, 8 and 9 use;
- (0.4616) cents in the dollar of the Site Value of rateable land of category 7 use;

In the Rural Aquaculture zone

- (0.4140) cents in the dollar of the Site Value of rateable land of category 7 and 8 use;

In the Rural zone

- (0.6080) cents in the dollar of the Site Value of rateable land of categories 1, 2, 3, 6 and 9 use;
- (25.8900) cents in the dollar of the Site Value of rateable land of category 4 use;
- (0.4140) cents in the dollar of the Site Value of rateable land of categories 5, 7 and 8 use;

In the Employment (Bulk Handling) zone

- (25.8900) cents in the dollar of the Site Value of rateable land of all category uses;

In the Deferred Urban zone

- (0.4140) cents in the dollar of the Site Value of rateable land of categories 1, 2, 3, 4, 5, 6, and 7 use;
- (0.6080) cents in the dollar of the Site Value of rateable land of categories 8 & 9 use;

In the Caravan and Tourist Park zone

- (1.2890) cents in the dollar of the Site Value of rateable land of category 4 use;

In the Township, Rural Settlement and Rural Shack Settlement zones

- (0.6080) cents in the dollar of the Site Value of rateable land of all categories

In the Conservation Visitor Experience zone

- (0.6080) cents in the dollar of the Site Value of rateable land of categories 1, 2, 3, 5, 6, 8 and 9 use;
- (0.4140) cents in the dollar of the Site Value of rateable land of category 7 use;

In the Rural Living, Rural Neighbourhood, & Recreation zones

- (0.6080) cents in the dollar of the Site Value of rateable land of categories 1, 2, 3, 4, 5, 6, 8 and 9 use;
- (0.4140) cents in the dollar of the Site Value of rateable land of category 7 use;

Where each of the above zones is a defined zone within the Development Plan under the *Planning, Development and Infrastructure Act 2016*.

Fixed Charge

The Council has imposed a fixed charge of \$640.00. The fixed charge is levied against the whole of an allotment (including land under a separate lease or licence) and only one fixed charge is levied against two or more pieces of adjoining land (whether intercepted by a road or not) if they are owned by the same owner and occupied by the same occupier. The reasons for imposing a fixed charge are:

- the Council considers it appropriate that all rateable properties make a contribution to the cost of administering the Council's activities;

the Council considers it appropriate that all rateable properties make a contribution to the cost of creating and maintaining the physical infrastructure that supports each.

Annual Service Charge

Pursuant to Section 155 of the *Local Government Act 1999* and in accordance with Regulation 12(4)(b) of the *Local Government (General) Regulations 2013*, the Council imposes an annual service charge as set out below:

\$511.00 on all applicable land;

to which it provides or makes available the Community Wastewater Management Systems, being services for the collection and disposal of waste.

\$260.00 on all applicable land

to all properties within the Waste Management Collection service area that have an occupiable dwelling, outbuilding or other class of structure and those en-route that are outside of collection areas that receive a Waste Management Collection service.

Regional Landscape Levy (RL Levy)

Pursuant to Section 95 of the *Landscape South Australia Act 2019* the Council declares variable separate rates, in respect of all rateable land in the area of the Eyre Peninsula Landscape Board and within the area of the Council in order to recoup the amount of \$171,763 being Council's contribution to the Board for the period ending 30 June 2023. The rates are as below:-

Residential	\$ 81.25
Commercial	\$121.85
Industrial	\$121.85
Primary Producers	\$162.50
Other & Vacant Land	\$ 81.25

Schedule of Fees and Charges

That Council, pursuant to Section 188 of the *Local Government Act 1999* adopt the fees and charges for the financial year ending 30 June 2023.

Dated: 9 August 2022

DAMIAN CARTER
Chief Executive Officer

PUBLIC NOTICES

NATIONAL ELECTRICITY LAW

Notice of Extension of Draft Determination

The Australian Energy Market Commission (AEMC) gives notice under the National Electricity Law as follows:

Under s 107, the time for making the draft determination on the *Operational security mechanism rule change request* (Ref. ERC0290) proposal has been extended to **22 September 2022**.

Documents referred to above are available on the AEMC's website and are available for inspection at the AEMC's office.

Australian Energy Market Commission
Level 15, 60 Castlereagh St
Sydney NSW 2000
Telephone: (02) 8296 7800
www.aemc.gov.au

Dated: 25 August 2022

TRUSTEE ACT 1936

PUBLIC TRUSTEE

Estates of Deceased Persons

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

CARSON Charles William late of Corner Fort Street and Sylvan Way Grange of no occupation who died 9 March 2022
CRAM Robert Arthur late of 30 Sussex Terrace Westbourne Park retired cartographer who died 01 April 2022
HUGHES Selma late of 19 Windsor Avenue Pennington of no occupation who died 10 February 2022
MARKS Colin Dale late of 1A Lyn Street Aberfoyle Park Retired commercial photographer who died 03 May 2022
MOORE Barry Charles Douglas late of 150 Reynell Road Woodcroft Retired Administration Officer who died 8 May 2022
PAYNE Barrie Ian late of 2A Hargrave Street Northfield of no occupation who died 15 May 2022
SANCHEZ Judith Annette late of 33 Gunther Parade Pasadena of no occupation who died 27 April 2022
SAUNDERS Carolyn Joy late of 37 Smith Street Thebarton of no occupation who died 26 December 2021

Notice is hereby given pursuant to the *Trustee Act 1936*, 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 office of Public Trustee at GPO Box 1338, Adelaide, 5001, full particulars and proof of such claims, on or before the 23 September 2022 otherwise they will be excluded from the distribution of the said estate; and notice is also hereby given that all persons 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 same to the Public Trustee.

Dated: 25 August 2022

N. S. RANTANEN
Public Trustee

NOTICE SUBMISSION

The South Australian Government Gazette is published each Thursday afternoon.

Notices must be emailed by 4 p.m. Tuesday, the week of publication.

Submissions are formatted per the gazette style and a proof will be supplied prior to publication, along with a quote if applicable. Please allow one day for processing notices.

Alterations to the proof must be returned by 4 p.m. Wednesday.

Gazette notices must be submitted as Word files, in the following format:

- Title—the governing legislation
- Subtitle—a summary of the notice content
- Body—structured text, which can include numbered lists, tables, and images
- Date—day, month, and year of authorisation
- Signature block—name, role, and department/organisation authorising the notice

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