



THE SOUTH AUSTRALIAN GOVERNMENT GAZETTE

PUBLISHED BY AUTHORITY

ADELAIDE, THURSDAY, 18 JUNE 2026

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

GOVERNOR'S INSTRUMENTS

APPOINTMENTS, RESIGNATIONS AND GENERAL MATTERS

Department of the Premier and Cabinet
Adelaide, 18 June 2026

Her Excellency the Governor's Deputy in Executive Council has been pleased to appoint the undermentioned to the South Australian Fire and Emergency Services Commission Board, pursuant to the provisions of the Fire and Emergency Services Act 2005:

Member: from 18 June 2026 until 17 June 2029
Paul Caica

Presiding Member: from 18 June 2026 until 17 June 2029
Paul Caica

Member: from 18 June 2026 until 20 November 2028
Catherine Anne King

By command,

KATRINE ANNE HILDYARD, MP
For Premier

26MES0006CS

Department of the Premier and Cabinet
Adelaide, 18 June 2026

Her Excellency the Governor's Deputy in Executive Council has been pleased to appoint the undermentioned to the Health Services Charitable Gifts Board, pursuant to the provisions of the Health Services Charitable Gifts Act 2011:

Commissioner: from 13 July 2026 until 12 July 2029
Carolyn Anne Mitchell

By command,

KATRINE ANNE HILDYARD, MP
For Premier

HEAC-2026-00015

REGULATIONS

South Australia

Rail Safety National Law National Regulations (Fees) Amendment Regulations 2026

under the *Rail Safety National Law (South Australia) Act 2012*

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Part 1—Preliminary

1—Short title

These regulations may be cited as the *Rail Safety National Law National Regulations (Fees) Amendment Regulations 2026*.

2—Commencement

These regulations come into operation on 1 July 2026.

3—Amendment provision

In these regulations, a provision under a heading referring to the amendment of specified regulations amends the regulations so specified.

Part 2—Amendment of *Rail Safety National Law National Regulations 2012*

4—Amendment of Schedule 3—Fees

- (1) Schedule 3, Part 1, table, item 1A—delete "\$96 755" and substitute:
\$99 184
- (2) Schedule 3, Part 1, table, item 3—delete item 3
- (3) Schedule 3, Part 1, table, item 6—delete item 6

- (4) Schedule 3, Part 2, clause 1(1), table—delete the table and substitute:

	ACT	NSW	NT	QLD	SA	TAS	VIC	WA
Rate per kilometre of track managed by a rail infrastructure manager (\$/km) (R_r)	392.57	392.57	96.19	166.79	150.11	154.20	326.53	109.01
Rate per kilometre travelled by trains of a rolling stock operator (\$/km) (R_t)	0.148	0.148	0.286	0.098	0.131	0.413	0.075	0.065

- (5) Schedule 3, Part 2, clause 1(1a)(a) to (c)—delete paragraphs (a) to (c) (inclusive) and substitute:

- (a) \$246 173;
- (b) \$174 061;
- (c) \$115 626.

Made by the Governor's Deputy

on the unanimous recommendation of the responsible Ministers and with the advice and consent of the Executive Council
on 18 June 2026

No 39 of 2026

STATE GOVERNMENT INSTRUMENTS

ABORIGINAL LANDS TRUST ACT 2013

Scheme to Call for Expressions of Interest for Appointment to the Aboriginal Lands Trust

Pursuant to Section 10(2) of the *Aboriginal Lands Trust Act 2013* (the Act), vacancies on the Aboriginal Lands Trust (the Trust) require the call for expressions of interest for appointment to the Trust.

I, the Honourable Kyam Mayer MLC, Deputy Premier and Minister for Aboriginal Affairs, hereby give notice that I intend to establish a selection panel for the purposes of recommending persons for appointment to the Trust in accordance with Section 11 of the Act and will publish a Public Notice calling for applications by Aboriginal people interested in being appointed to the Trust.

The Public Notice will be published in the Advertiser, regional newspapers, the websites of both the Attorney-General's Department—Aboriginal Affairs and Reconciliation (AGD-AAR) and the Trust, displayed at the principal office of the Trust, and otherwise distributed to a wide range of relevant government, community agencies and networks.

The Public Notice will allow at least four weeks for responses to be received by AGD-AAR for forwarding to the selection panel.

Following its deliberations the selection panel will provide recommendations to me for nomination to the Governor. Successful applicants will be appointed to the Trust by the Governor.

Dated: 12 May 2026

HON KYAM MAHER MLC
Deputy Premier
Minister for Aboriginal Affairs

EDUCATION AND CHILDREN'S SERVICES ACT 2019

South Australia

Education and Children's Services (Fees) Notice 2026

under the *Education and Children's Services Act 2019*

1—Short title

This notice may be cited as the Education and Children's Services (Fees) Notice 2026.

Note—

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

2—Commencement

This notice has effect on 20 July 2026

3—Interpretation

In this notice, unless the contrary intention appears—

Act means the *Education and Children's Services Act 2019*;

Non-school aged child means a child who is not yet a school aged child;

School aged child means a child who has commenced primary school, or will be commencing primary school later in the same year, or a child who is of or above 6 years of age;

Rural care program means a centre-based childcare service which operates within a government preschool facility and is provided in a rural community by the Department for Education under the Act.

4—Fees

For the purposes of the Act, the fees set out in Schedule 1 are prescribed for rural care programs.

In the case of a non-school age child:

Full day session (8.00am-6.00pm)	\$101.00
Morning session (8.00am-1.00pm)	\$50.50
Afternoon session (1.00pm-6.00pm)	\$50.50
Before preschool session (8:00am-9:00am)	\$10.10
After preschool session (3.00pm-6.00pm)	\$30.30
Casual care	\$10.10 per hour
Late collection fee	\$10.00 per 10 minutes or part thereof

In the case of a school aged child:

Before school care (8.00am-9.00am)	\$8.00
After school care (3.00pm-6.00pm)	\$24.00
Vacation care morning (8.00am-1.00pm)	\$40.00
Vacation care afternoon (1.00pm-6.00pm)	\$40.00
Vacation care full day (8.00am-6.00pm)	\$80.00
Late collection fee	\$10.00 per 10 minutes or part thereof

Made by the Minister for Education, Training and Skills

On 14 June 2026

FISHERIES MANAGEMENT (PRAWN FISHERIES) REGULATIONS 2017

June 2026 Fishing for the West Coast Prawn Fishery

Take notice that pursuant to Regulation 10 of the *Fisheries Management (Prawn Fisheries) Regulations 2017*, the notice dated 8 September 2025 on page 3811 of the *South Australian Government Gazette* of 11 September 2025, prohibiting fishing activities in the West Coast Prawn Fishery is hereby varied such that it will not be unlawful for a person fishing pursuant to a West Coast Prawn Fishery licence to use prawn trawl nets in the areas specified in Schedule 1, during the period specified in Schedule 2, and under the conditions specified in Schedule 3.

SCHEDULE 1

The waters of the West Coast Prawn Fishery as defined in the West Coast Prawn Fishery Harvest Strategy.

SCHEDULE 2

Commencing at sunset on 11 June 2026 and ending at sunrise on 25 June 2026.

SCHEDULE 3

1. Each license holder of a fishing licence undertaking fishing activities pursuant to this notice must ensure that a representative sample of catch (a 'bucket count') is taken at least 3 times per night during the fishing activity.
2. Each 'bucket count' sample must be accurately weighed to 7kg where possible and the total number of prawns contained in the bucket must be recorded on the daily catch and effort return.
3. Fishing must cease if a total of 14 nights of fishing are completed.
4. Fishing must cease in a fishing area if one of the following limits is reached:
 - (a) The average catch per vessel, per night (for all 3 vessels) drops below 300kg for two consecutive nights in a fishing area.
 - (b) The average 'bucket count' for all vessels exceeds 270 prawns per 7kg bucket for two consecutive nights in the Ceduna area.
 - (c) The average 'bucket count' for all vessels exceeds 240 prawns per 7kg bucket for two consecutive nights in the Coffin Bay area.
 - (d) The average 'bucket count' for all vessels exceeds 240 prawns per 7kg bucket for two consecutive nights in the Venus Bay area.
 - (e) The average 'bucket count' for all vessels exceeds 270 prawns per 7kg bucket for two consecutive nights in the Corvisart Bay area.
 - (f) The average catch for all three vessels exceeds the 6 tonne catch cap in the Corvisart Bay area.
 - (g) The average 'bucket count' for all vessels exceeds 260 prawns per 7kg bucket for two consecutive nights in waters outside the four main fishing areas defined in the Harvest Strategy (Ceduna, Corvisart Bay, Venus Bay and Coffin Bay), where those waters are part of the defined waters of the West Coast Prawn Fishery.

5. Each licence holder, or registered master of a fishing licence undertaking fishing activities must provide a daily report by telephone or SMS message, via a nominated representative, to the Department of Primary Industries and Regions, Prawn Fishery Manager, providing the following information for all vessels operating in the fishery from the previous nights fishing:
- average prawn catch; and
 - the average prawn 'bucket count'.
6. No fishing activity may be undertaken after the expiration of 30 minutes from the prescribed time of sunrise and no fishing activity may be undertaken before the prescribed time of sunset for Adelaide (as published in the *South Australian Government Gazette* pursuant to the requirements of the *Proof of Sunrise and Sunset Act 1923*) during the period specified in Schedule 2.

Dated: 9 June 2026

JADE FREDERICKS
Prawn Fishery Manager
Delegate of the Minister for Primary Industries and Regional Development

FISHERIES MANAGEMENT (PRAWN FISHERIES) REGULATIONS 2017

June 2026 Survey in the West Coast Prawn Fishery

Take notice that pursuant to Regulation 10 of the *Fisheries Management (Prawn Fisheries) Regulations 2017*, the notice dated 8 September 2025 on page 3811 of the *South Australian Government Gazette* of 11 September 2025, prohibiting fishing activities in the West Coast Prawn Fishery is hereby varied such that it will not apply to the holders of a West Coast Prawn Fishery licence issued pursuant to the *Fisheries Management (Prawn Fisheries) Regulations 2017* listed in Schedule 1 or their register master insofar as they may use prawn trawl nets in accordance with the conditions of their fishery licence for the purpose of undertaking a prawn survey during the period specified in Schedule 2, subject to the conditions contained in Schedule 3 unless this notice is varied or revoked.

SCHEDULE 1

Licence Number	Licence Holder/Master	Boat Name	Trawl Survey Area
D01	Bosanquet Bay Pty Ltd/Steve Paleologoudias	<i>Bosanquet Bay</i>	Venus Bay

SCHEDULE 2

Commencing at sunset on 10 June 2026 and ending at sunrise on 11 June 2026 (weather dependent).

SCHEDULE 3

- The licence holder listed in Schedule 1 or their registered master must operate within the trawl survey area nominated in the table in Schedule 1.
- For the purposes of this notice the trawl survey areas cannot include any waters of a habitat protection zone or a sanctuary zone of a marine park established under the *Marine Parks Act 2007*.
- The registered master must keep a 'skippers log' to record catch information during the survey.
- Any interactions with threatened, endangered and protected species collected must be recorded in a catch log and/or a wildlife interaction log.
- All fish, other than King Prawns, Southern Calamari, Gould's Squid, Scallops, Octopus and Balmain Bugs taken during the exempted activity for survey purposes, are to be returned to the water immediately after capture.
- The licence holders listed in Schedule 1 or their registered master must comply with all regulations and conditions that apply to fishing activities undertaken pursuant to their licence, in addition to the conditions imposed by this notice.
- While engaged in fishing activities or unloading the survey catch, the licence holder listed in Schedule 1 or their register master must have a copy of this notice on board the boat or near his person. This notice must be produced to a Fisheries Officer if requested.
- The licence holders listed in Schedule 1 or their registered master must 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.
- No fishing activity may be undertaken between the prescribed times of sunrise and sunset for Adelaide (as published in the *South Australian Government Gazette* pursuant to the requirements of the *Proof of Sunrise and Sunset Act 1923*) during the period specified in Schedule 2.

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 notice 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: 9 June 2026

JADE FREDERICKS
Prawn Fishery Manager
Delegate of the Minister for Primary Industries and Regional Development

FISHERIES MANAGEMENT (PRAWN FISHERIES) REGULATIONS 2017

Light-Emitting Diode (LED) Light Trial in the Spencer Gulf Prawn Fishery

Take notice that pursuant to Regulation 10 of the *Fisheries Management (Prawn Fisheries) Regulations 2017*, the notice dated 8 September 2025 published on page 3810 of the *South Australian Government Gazette* on 11 September 2025 prohibiting fishing activities in the Spencer Gulf Prawn Fishery (SGPF) is hereby varied such that it will not be unlawful for the licence holders of Spencer Gulf Prawn Fishery listed in Schedule 1 or their registered master, insofar as they may use prawn trawl nets in accordance with the conditions of their fishery licence for the purpose of undertaking a Fisheries Research and Development Corporation and South Australian Research and Development Institute (SARDI) supported light-emitting diode (LED) trial activity in the waters specified in Schedule 2, subject to the conditions contained in Schedule 3 for the period commencing at 1900 h on 13 June 2026 and ending at 0600 h on 14 June 2026 unless varied or revoked.

SCHEDULE 1

Licence Number	Licence Holder	Boat Name
P19	Lukina Lakkana Lukin	<i>Lukina</i>

SCHEDULE 2

Waters of Spencer Gulf described in *Fisheries Management (Prawn Fisheries) Regulations 2017* excluding any areas within a habitat protection zone or a sanctuary zone of a marine park established under the *Marine Parks Act 2007*.

SCHEDULE 3

1. The licence holders listed in Schedule 1 or their registered master must comply with all regulations and conditions that apply to fishing activities undertaken pursuant to their licence, in addition to the conditions imposed by this notice.
2. The SARDI observer must record the catch of Southern Calamari per trawl shot and provide the following information to the Spencer Gulf and West Coast Prawn Association (SGWCPA) and the Department of Primary Industries and Regions South Australia (PIRSA) at completion of the survey night:
 - (a) The accurate location (coordinates) of each of the trawl shots
 - (b) The weight of calamari caught in each trawl shot (in kilograms)
 - (c) The duration of each trawl shot (in minutes).
3. Fishing conducted pursuant to this notice is limited to a maximum of 10 shots per night and a maximum of 1 night fishing.
4. At least one hour prior to departure of the vessels listed in Schedule 1 from port to engage in the activity permitted under this notice, the following details must be provided to PIRSA Fishwatch and the Prawn Fishery Manager:
 - (1) Port commencing from
 - (2) Earliest date leaving port
 - (3) Earliest time leaving port
 - (4) Port of return
 - (5) Activity undertaken
 - (6) Names of persons conducting activity
 - (7) Dates of trawling commencement
 - (8) Times of trawling commencement
 - (9) Location of activity
5. While engaged in fishing activities the licence holder or their register master listed in Schedule 1 must have a copy of this notice on board the boat or near their person. This notice must be produced to a Fisheries Officer if requested.
6. The licence holders or their register masters listed in Schedule 1 must 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.
7. This notice does not purport to override the provisions or operation of any other Act. The notice 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: 18 June 2026

JADE FREDERICKS
Prawn Fishery Manager
Delegate of the Minister for Primary Industries and Regional Development

FISHERIES MANAGEMENT (PRAWN FISHERIES) REGULATIONS 2017

Variation on Prohibition of Fishing Activities in the Spencer Gulf Prawn Fishery

Take note that pursuant to Regulation 10 of the *Fisheries Management (Prawn Fisheries) Regulations 2017*, the notice dated 8 September 2025 published on pages 3810 and 3811 of the *South Australian Government Gazette* on 11 September 2025 prohibiting fishing activities in the Spencer Gulf Prawn Fishery, is hereby varied such that it will not be unlawful for a person fishing pursuant to a Spencer Gulf Prawn Fishery licence to use prawn trawl nets in the areas specified in Schedule 1, during the period specified in Schedule 2, and under the conditions specified in Schedule 3.

SCHEDULE 1

The waters of the Spencer Gulf Prawn Fishery:

- (a) Except the Northern closure area, which is defined as the area north of the following index points:
 1. 33°27.10S 137°20.00E West Shore
 2. 33°27.10S 137°28.50E
 3. 33°34.00S 137°28.50E
 4. 33°34.00S 137°31.00E
 5. 33°29.15S 137°31.00E
 6. 33°29.15S 137°34.00E
 7. 33°37.00S 137°33.00E
 8. 33°46.00S 137°44.00E East Shore

Points 1-2, 3-4, 5-6 and 7-8 are designated east-west lines.
- (b) Except the Wallaroo closure area, which is defined as the waters contained within the following index points:
 1. 33°44.00S 137°25.00E
 2. 33°44.80S 137°26.30E
 3. 33°47.30S 137°24.90E
 4. 33°48.00S 137°26.50E
 5. 33°45.84S 137°28.00E
 6. 33°48.30S 137°32.30E
 7. 33°53.41S 137°27.79E
 8. 33°54.64S 137°29.29E

9. 33°55.38S 137°29.18E
10. 33°55.45S 137°25.98E
11. 33°54.51S 137°23.55E
12. 33°52.98S 137°24.78E
13. 33°50.00S 137°21.00E

Then back to point 1

Points 1-2, 3-4, 5-6, 7-8, 9-10, 10-11 and 12-13 are designated east-west lines.

(c) Except the Southern closure area, which is defined as the waters contained within the following index points:

1. 33°41.70 S 137°05.60E West Shore
2. 33°49.60 S 137°11.80E
3. 33°59.50 S 136°53.70E
4. 34°01.20 S 136°55.20E
5. 33°53.36 S 137°12.43E
6. 33°57.66 S 137°15.12E
7. 34°14.20 S 136°59.00E
8. 34°35.30 S 136°59.00E
9. 34°35.30 S 136°33.00E
10. 34°06.10 S 136°47.00E
11. 34°04.11 S 136°44.86E
12. 34°02.70 S 136°47.64E
13. 34°00.00 S 136°44.47E
14. 33°58.70 S 136°46.76E
15. 33°52.00 S 136°40.75E West Shore

Points 1-2, 3-4, 5-6, 8-9, 10-11, 12-13 and 14-15 are designated east-west lines.

(d) Except the Wardang closure area, which is defined as the waters contained within the following index points:

1. 34°10.00 S 137°28.00E
2. 34°21.00 S 137°12.00E
3. 34°45.00 S 137°15.00E
4. 34°48.53 S 137°09.45E
5. 34°48.53 S 137°06.00E
6. 34°50.75 S 137°06.00E
7. 34°54.00 S 137°01.00E

(e) Except the Corny closure area, which is defined as the waters contained within following closure index points:

1. 34°27.00 S 136°53.00E
2. 34°27.00 S 137°02.00E
3. 34°35.00 S 136°56.00E
4. 34°48.60 S 136°52.00E
5. 34°54.00 S 136°52.00E
6. 34°54.00 S 136°48.50E
7. 34°49.50 S 136°48.50E
8. 34°49.50 S 136°40.50E
9. 34°39.50 S 136°40.50E

Then back to point 1

(f) Except the Illusions Snapper closure area, which is defined as the waters contained within the following closure index points:

1. 33°28.80 S 137°32.20E
2. 33°28.30 S 137°33.20E
3. 33°28.85 S 137°33.50E
4. 33°29.40 S 137°32.50E

Then back to point 1

(g) Except the Jurassic Park Snapper closure area, which is defined as the waters contained within the following closure index points:

1. 33°54.90S 137°17.60E
2. 33°54.40S 137°19.40E
3. 33°54.70S 137°19.60E
4. 33°55.20S 137°17.80E

Then back to point 1

(h) Except the Estelle Star Snapper closure area, which is defined as the waters contained within the following closure index points:

1. 33°58.80 S 136°49.80E
2. 33°58.20 S 136°51.00E
3. 33°59.10 S 136°51.70E
4. 33°59.80 S 136°50.40E

Then back to point 1

- (i) Except the Southern Spencer Gulf King George Whiting closure area, which is defined as the waters contained within the following closure index points:
1. 34°55.80 S 137°20.80E
 2. 34°31.65 S 137°20.80E
 3. 34°30.00 S 137°20.24E
 4. 34°30.00 S 136°40.00E
 5. 35°33.17 S 136°40.00E
 6. 35°33.17 S 138°00.00E
 7. 35°06.70 S 138°00.00E
 8. 35°06.70 S 137°45.39E

SCHEDULE 2

Commencing at 1900h on 14 June 2026 and ending at 0600h on 23 June 2026.

SCHEDULE 3

1. The coordinates in Schedule 1 are defined as degrees decimal minutes and are based on the World Geodetic System 1984 (WGS 84).
2. No fishing activity may be undertaken between the prescribed times of 0600h and 1900h Australian Central Standard Time during the period specified in Schedule 2.
3. Fishing must cease:
 - (a) in the fishing area known as Southern Wallaroo & North End (the 'Mid/North Gulf' area as described on page 40 of the Management Plan for the South Australian Commercial Spencer Gulf Prawn Fishery October 2020) if the average catch per vessel, per night (based on the best information available to the committee at sea) drops below 500kg; and
 - (b) in the fishing area known as the 'Southern Gulf' area (as described on page 40 of the Management Plan for the South Australian Commercial Spencer Gulf Prawn Fishery October 2020) if the average catch per vessel over two consecutive nights (based on the best information available to the committee at sea) falls below 350kg.
4. Based on the best information available from the fleet, fishing must cease in an area in the Mid/North Gulf if the average prawn bucket count exceeds 260 prawns per 7kg or in an area in the Southern Gulf if the average prawn bucket count exceeds 260 prawns per 7kg.
5. A licence holder or their registered master must immediately notify the Coordinator at Sea if catches of Southern Calamari exceeds 3kg in each of two consecutive trawl fishing shots per 50-minute equivalent (60g/minute) or if catches of Southern Calamari exceed 5kg landed in a single shot, irrespective of trawl length, cease fishing in that area and provide the following information:
 - (a) The accurate location (coordinates) of each of the trawl shots
 - (b) The weight of calamari caught in each trawl shot (in kilograms)
 - (c) The duration of each trawl shot (in minutes).
6. Following the receipt of a report under Clause 5, the Coordinator at Sea will designate an area around the location in which catch exceeded 3kg in each of two consecutive trawl shots per 50-minute equivalent (60g/minute) or if catch of Southern Calamari exceeded 5kg landed in a single shot irrespective of trawl length, which will be prohibited for the remainder of the fishing run. This will be based on the best information provided by the fleet and will be implemented under a variation notice issued pursuant to Regulation 10 of the *Fisheries Management (Prawn Fisheries) Regulations 2017*.
7. No fishing activity may occur without the authorisation of Coordinator at Sea, Ashley Lukin, or other nominated Coordinator at Sea appointed by the Spencer Gulf and West Coast Prawn Association.
8. The authorisation of the Coordinator at Sea must be in writing, signed and record the day, date, and permitted fishing area within the waters of Schedule 1 in the form of a notice sent to the fishing fleet or vary an earlier authorisation issued by the Coordinator at Sea.
9. The Coordinator at Sea must cause a copy of any authorisation for fishing activity or variation of same, made under this notice to be emailed to the Prawn Fisheries Manager immediately after it is made.
10. The Spencer Gulf and West Coast Prawn Association must keep records of all authorisations issued pursuant to this notice.

Dated: 14 June 2026

ASHLEY LUKIN
Coordinator at Sea, Spencer Gulf & West Coast Prawn Association Inc.
Delegate of the Minister for Primary Industries and Regional Development

HARBORS AND NAVIGATION ACT 1993

SECTION 67A

NOTICE OF SAFETY DIRECTION—No.1 OF 2026

No Vessels—Stony Point—Port Bonython

I, Joseph Karl Szakacs, Minister for Infrastructure and Transport in the State of South Australia in accordance with my powers pursuant to Section 67A of the *Harbors and Navigation Act 1993* (the Act), do hereby direct the following:

1. That no vessel fitted with an engine shall enter into, be operated, remain or be moored anywhere within the waters of the marked area within Stony Point adjacent to the Cuttlefish Sanctuary Zone within the harbor of Port Bonython.
 - 1.1. This area of water is marked with unlit buoys commences at the shore and extends 100 metres from the shore. This area is bounded by the following coordinates:
 - 32°59'44"S 137°45'05"E
 - 32°59'48"S 137°45'05"E
 - 32°59'47"S 137°45'02"E
 - 32°59'44"S 137°45'02"E

Operations and Conditions:

This Notice is subject to the following conditions:

1. This Notice of Direction is in operation for 12 months from the date of gazettal or until varied or revoked by a subsequent Notice of Safety Direction;
2. All other provisions of the *Harbors and Navigation Act 1993* and *Harbors and Navigation Regulations 2023* will continue to apply.

Dated: 10 June 2026

HON JOSEPH SZAKACS MP
Minister for Infrastructure and Transport

HARBORS AND NAVIGATION ACT 1993

SECTION 67A

NOTICE OF SAFETY DIRECTION—NO. 2 OF 2026

No Vessels—Lifejackets—Southern Rock Lobster

I, Joseph Karl Szakacs, Minister for Infrastructure and Transport in the State of South Australia in accordance with my powers pursuant to Section 67A of the *Harbors and Navigation Act 1993* (the Act), do hereby direct the following:

1. That no vessel shall be operated or moored anywhere within the Specified Area of the State when occupants of the vessel are engaged in lifting, hauling, or otherwise using or handling any Southern rock lobster (also commonly referred to as crayfish) traps or pots, or when these traps or pots are carried onboard the vessel, unless each occupant of the vessel is wearing a lifejacket that is a minimum level 100 or above at all times.

Definitions:

1. For the purposes of this Notice the following terms are defined as follows:

Domestic Commercial Vessel has the same meaning as provided in the Marine Safety (Domestic Commercial Vessel) National Law.

Hauling means the act of retrieving a rock lobster fishing pot (trap) from the seabed to the surface, using manual effort or mechanical assistance, for the purpose of inspecting, emptying, re-baiting, maintaining, or resetting the pot.

Inland Waters means navigable waterways or bodies of water in the State excluding any waters within the ebb and flow of the tide, as provided in the *Harbors and Navigation Regulations 2023*.

Specified Area means all waters off the coast of South Australia including all waters over adjacent and subjacent land within the jurisdiction other than inland waters.

Notice means this Notice of Safety Direction.

Vessel includes canoes, kayaks, surf skis, rowboats or other human-powered vessels or aquatic toys.

2. Where a term that is defined in the *Harbors and Navigation Act 1993* or *Harbors and Navigation Regulations 2023* is used in this Notice, the definition from the *Harbors and Navigation Act 1993* or *Harbors and Navigation Regulations 2023* will also apply to this Notice unless expressly stated otherwise or the context requires otherwise.

Operations and Conditions:

This Notice is subject to the following conditions:

1. All Domestic Commercial Vessels are excluded from the operation of this Notice.
2. This Notice is in operation for 12 months from the date of gazettal or until varied or revoked by a subsequent Notice of Safety Direction.
3. All other provisions of the *Harbors and Navigation Act 1993* and *Harbors and Navigation Regulations 2023* will continue to apply.

Dated: 10 June 2026

HON JOSEPH SZAKACS MP
Minister for Infrastructure and Transport

HEALTH CARE ACT 2008

SECTION 44

Fees to be Charged by any Incorporated Hospital

I, Blair Boyer, Minister for Health and Wellbeing, pursuant to Section 44 of the *Health Care Act 2008* ("the Act"), hereby give notice of the fees to be charged by any incorporated hospital in respect of any service provided by it, as detailed in the Annexure and Schedule. The fees apply to a Medicare patient who is not a compensable patient.

The fees detailed in the Annexure and Schedule will be charged from 1 July 2026 until a further Notice under Section 44 of the Act is made by the Minister for Health and Wellbeing.

Dated: 16 June 2026

BLAIR BOYER MP
Minister for Health and Wellbeing

ANNEXURE

*Fees to be Charged by any Incorporated Hospital in Respect of any Service Provided by it***1—Interpretation**

- (1) unless the contrary intention appears—

admitted patient means a patient of a public hospital site who has undergone the formal admission process of the public hospital site; *Australian Government Department of Health Schedule of Fees and Charges for Residential and Home Care* is a schedule issued by the Australian Government Department of Health which contains the maximum daily fees for residential care and for home care (in an accredited aged care facility), in addition to income thresholds and caps on income tested care fees;

Commonwealth benefit, in relation to a patient, means the aggregate of the following amounts:

- (a) the maximum amount (expressed on a daily basis) payable as an age pension under the *Social Security Act 1991* of the Commonwealth to a person who is not a member of a couple within the meaning of that Act, excluding the amount of any pharmaceutical allowance payable under that Act; and
- (b)—
 - (i) if the patient receives rent assistance under that Act—the amount (expressed on a daily basis) received; or
 - (ii) if the patient is not entitled to an age pension or disability support pension under that Act—the maximum amount (expressed on a daily basis) payable as rent assistance under that Act;

compensable patient means a patient receiving services from an incorporated hospital who is, or may be, entitled to payment, or has received payment, by way of compensation in respect of the injury, illness, or disease for which the patient is receiving those services.

hospital in the home service, in relation to a public hospital site, means treatment or care provided by the public hospital site to a patient at a location outside of the public hospital site's premises (being treatment or care provided as a direct substitute for treatment or care that would normally be provided as an inpatient service on the public hospital site's premises);

Hospital Nursing Home Service patient means a patient who is transitioning accommodation from accredited aged care residential facilities to a public hospital facility for reasons other than for specific clinically required hospital treatment or a patient who is admitted to an SA Health hospital site having been assessed and determined as in need of aged care residential services consistent with those typically provided by an accredited aged care facility. These patients are not long-stay patients and should be charged from their first day in the facility;

incorporated hospital means a hospital incorporated under the *Health Care Act 2008*;

long stay patient means a patient who has been an admitted patient in a public hospital site for a continuous period exceeding 35 days in any hospital, which includes total days where a patient returns for admitted hospital treatment not later than seven days after receiving hospital treatment at that hospital or another hospital.

Medicare patient means a patient who is an eligible person for the purpose of receiving medical benefits under the *Health Insurance Act 1973* of the Commonwealth;

overnight stay patient means an admitted patient of a public hospital site who remains an admitted patient of the public hospital site until a day subsequent to the day of his or her admission;

patient means a person to whom a public hospital site provides medical or diagnostic services or other treatment or care and includes a person to whom a public hospital site provides outreach services;

private, in relation to a patient, connotes that the patient receives medical or diagnostic services from a medical practitioner selected by the patient;

public, in relation to a patient, connotes that the patient receives medical or diagnostic services from a medical practitioner selected by the public hospital site;

public hospital site means a hospital facility which is operated by and is part of an incorporated hospital and which can have buildings and facilities at more than one location in the State;

same day patient means an admitted patient of a public hospital site who, on the same day, is both admitted to and leaves the care of the public hospital site (whether on formal discharge by the public hospital site or voluntary discharge by the patient);

single room, in relation to the accommodation of a patient, means the accommodation of the patient in a room in which he or she is the only patient.

- (2) a patient will be regarded as being acutely ill during a particular period if a medical practitioner has certified that the patient will require extensive medical treatment and supervision during that period.
- (3) A certificate referred to in subsection (2) remains in force for the period specified in the certificate (not exceeding 30 days) or, if no period is specified, for a period of 30 days.

2—Fees for services provided to Medicare patients

- (1) The fee to be charged by a public hospital site for a service of a kind set out in the Schedule provided to a Medicare patient who is not a compensable patient is as set out in the Schedule.
- (2) A person who is—
 - (a) a resident of a State or Territory of the Commonwealth other than South Australia; or
 - (b) a member of the armed forces of the Commonwealth; or
 - (c) entitled to a benefit under the *Veterans' Entitlements Act 1986* of the Commonwealth, may, with the approval of the Minister, be released from liability to pay the fees contained in the schedule.
- (3) A public hospital site may discount payment of, or remit, the whole or any part of a fee payable to it.

SCHEDULE

Fees to be Charged by any Incorporated Hospital in Respect of any Service Provided by it

	Fee (per day)
1. For the accommodation, maintenance, care and treatment at a public hospital site of a public overnight stay patient	no fee
2. For the accommodation, maintenance and care at a public hospital site of a private overnight stay patient—	
(a) where the patient requests and subsequently receives single room accommodation (maximum fee/day)	\$804.00
(b) in any other case	\$467.00
3. For the accommodation, maintenance, care and treatment at a public hospital site of a public patient who is a same day patient	no fee
4. For the accommodation, maintenance and care at a public hospital site of a private patient who is a same day patient—	
(a) for gastro-intestinal endoscopy or other minor surgical and non-surgical procedures that do not normally require an anaesthetic (Band 1)	\$339.00
(b) for procedures (other than Band 1 procedures) carried out under local anaesthetic with no sedation given where the actual time in the theatre is less than one hour (Band 2)	\$389.00
(c) for procedures (other than Band 1 procedures) carried out under general or regional anaesthesia or intravenous sedation where the actual time in the theatre is less than one hour (Band 3)	\$427.00
(d) for any procedures carried out under general or regional anaesthesia or intravenous sedation where the actual time in the theatre is one hour or more (Band 4)	\$467.00
5. For the accommodation, maintenance, care and treatment at a public hospital site of a public long stay patient who is acutely ill	no fee
6. For the accommodation, maintenance, care and treatment at a public hospital site of a public long stay patient who is not acutely ill, excluding category 8	87.5 per cent of the Commonwealth benefit Fee (per day)
7. For the accommodation, maintenance, care and treatment at a public hospital site of a private long stay patient who is not acutely ill	\$157.00 plus 87.5 per cent of the Commonwealth Benefit
8. For Hospital Nursing Home Service patients. These patients are not long-stay patients and should be charged from their first day at the public hospital site.	equivalent to the 'Australian Government Department of Health Schedule of Fees and Charges for Residential and Home Care'
9. For hospital in the home services provided by a public hospital site to a private patient	\$191.00 (maximum fee/day)
10. Pharmaceutical Reform arrangements Under the agreement between the South Australian and the Australian Government the following fees apply for pharmaceuticals provided to admitted patients on discharge or outpatients:	
(a) For the supply of Pharmaceutical Benefit Scheme items (per item)	the community co-payment rate for pharmaceuticals as set under the <i>Commonwealth National Health Act 1953</i> each year on 1 January.
(b) For the supply of over-the-counter items (<u>per item</u>)	an amount that is the cost to the public hospital (using a full cost recovery principle) for supply of that item

HOUSING IMPROVEMENT ACT 2016

Rent Control

In the exercise of the powers conferred by the *Housing Improvement Act 2016*, the Delegate of the Minister for Housing and Urban Development hereby fixes the maximum rental amount per week that shall be payable subject to Section 55 of the *Residential Tenancies Act 1995*, in respect of each premises described in the following table. The amount shown in the said table shall come into force on the date of this publication in the Gazette.

Address of Premises	Allotment Section	Certificate of Title Volume/Folio	Maximum Rental per week payable
25 Augusta Street, Hillcrest SA 5086	Allotment 53 Deposited Plan 7715 Hundred of Yatala	C5514/916	\$0.00
59 Hallett Road, Burnside SA 5066	Allotment 26 Filed Plan 11940 Hundred of Adelaide	CT5488/210	\$0.00
24 Clark Street, Wayville SA 5034	Allotment 20 Filed Plan 10397 Hundred of Adelaide	CT5356/996	\$250.00
12 Karrawirra Close, Craigmore SA 5114	Allotment 215 Deposited Plan 10480 Hundred of Munno Para	CT5122/358	\$405.00

Dated: 18 June 2026

CRAIG THOMPSON
Housing Regulator and Registrar
Housing Safety Authority
Delegate of the Minister for Housing and Urban Development

HOUSING IMPROVEMENT ACT 2016

Rent Control Revocations

In the exercise of the powers conferred by the *Housing Improvement Act 2016*, the Delegate of the Minister for Housing and Urban Development hereby revokes the maximum rental amount per week that shall be payable subject to Section 55 of the *Residential Tenancies Act 1995*, in respect of each premises described in the following table.

Address of Premises	Allotment Section	Certificate of Title Volume/Folio
587 Regency Road, Broadview SA 5083	Allotment 49 Filed Plan 111757 Hundred of Yatala	CT5210/159
59 Ellis Road, Two Wells SA 5501 (Main House)	Allotment 25 Filed Plan 106054 Hundred of Port Gawler	CT5167/957
17 West Terrace, Kadina SA 5554	Allotment 63 Filed Plan 44757 Hundred of Wallaroo	CT5897/377
216 Port Elliot Road, Hayborough SA 5211 (AKA 214-216)	Allotment 227 and 228 Deposited Plan 3207 Hundred of Goolwa	CT5513/546
36 Kildonan Avenue, Para Vista SA 5093	Allotment 84 Deposited Plan 9302 Hundred of Yatala	CT5487/329
19 Fisher Terrace, Glenelg North SA 5045	Allotment 72 Deposited Plan 62479 Hundred of Noarlunga	CT5899/366

Dated: 18 June 2026

CRAIG THOMPSON
Housing Regulator and Registrar
Housing Safety Authority
Delegate of the Minister for Housing and Urban Development

JUSTICES OF THE PEACE ACT 2005

SECTION 4

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

I, Brett Humphrey, 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 3 July 2026 and expiring on 2 July 2036:

Cheng Dong WU
Jessica May WHEATLEY
Vajyanti Mala VERMA
Heidi Michelle SOWERBY
Maninder Kaur SOHI
Scott Andrew ROUSE
Amanda Louise PUCKRIDGE
Graham Richard PILBEAM
Amar Mahesh PARIKH
Shannae Genevive ORR
Helen Marie MCGRATH
Ruth Ingrid MCEWIN
Davide MARINO
Ming Kit LAM
Siva Reddy KORRAPOLU

Tania Lee JOPPICH
 Ashleigh Caitlin INGLIS
 Paul Richard HUEBL
 Jacqueline Lisa HENSCHKE
 David John FITZSIMMONS
 Tammii Michelle CAUGHT
 Jessica Alexandra BEARE

Dated: 15 June 2026

BRETT HUMPHREY
 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 83 Pirie 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 55 in Deposited Plan 136272 comprised in Certificate of Title Volume 6312 Folio 980, and being the whole of the land identified as Allotment 551 in D141676 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: William Ridgway
 GPO Box 1533
 Adelaide SA 5001
 Telephone: (08) 7133 2465

Dated: 16 June 2026

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

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

File Reference: 2026/02767/01

LANDSCAPE SOUTH AUSTRALIA ACT 2019

Notice of Authorisation to Take Water from the Barossa Prescribed Water Resource Area

Ref. AU-512462

Pursuant to Section 105 of the *Landscape South Australia Act 2019* (the Act), I, the Honourable Emily Bourke, Minister for Climate, Environment and Water (the Minister) to whom the Act is committed, hereby authorise the taking of water from the Barossa Prescribed Water Resources Area, prescribed under the *Water Resources (Barossa Prescribed Water Resources Area) Regulations 2005*, in the area specified in Schedule A, for the purpose set out in Schedule B and subject to the conditions specified in Schedule C.

SCHEDULE A

Penrice Quarry, comprised of the whole of the land comprised in Titles Register—Certificate of Title, Crown Lease and Crown Record:

CT5197/316	CT5197/303	CT5185/25	CT5184/592
CT5197/312	CT5197/310	CT5948/406	CT5948/407
CT5962/464	CT6067/137	CT5197/221	CT5936/840
CT6256/945	CT6256/947	CT6256/946	

SCHEDULE B

Dewatering of surface water (captured rainfall and intercepted runoff) to mitigate the impacts to quarry access and operations.

SCHEDULE C

1. A maximum of 122,000 kilolitres of surface water may be taken per financial year.
2. Water may only be taken for the purpose outlined in Schedule B and must be returned, in full, to the surface water system of the Barossa Prescribed Water Resource Area, via Jaekeli Creek.

3. The water user must operate and report in accordance with the *Penrice Quarry—Water Return to Resource and Risk Management Plan* (the plan) as approved by the Minister or Minister’s agent. The water user must revise the plan, as requested, to the satisfaction of the Minister or Minister’s agent.
4. This authorisation does not limit or derogate from the provisions of any other Act. As such, the water user must comply with all other legislative requirements, including, but not limited to, requirements of Environmental Authorisations under Part 6 of the *Environment Protection Act 1993* or programs for environment protection and rehabilitation (PEPR) and mine operation plans (MOP) under the *Mining Act 1971*.
5. Meter readings must be used to determine the quantity of surface water taken.
6. Water must only be taken through a meter supplied, installed and maintained in accordance with *the South Australian Licensed Water Use Meter Specification* approved by the Minister as may be amended from time to time, and the water user must comply with the provisions applying to meters set out in Regulation 12 of the *Landscape South Australia (Water Management) Regulations 2020*.
7. The water user must notify the Minister’s agent immediately by email to dewaterlicensing@sa.gov.au and dewgroundwater@sa.gov.au if:
 - (a) the data shows more than the authorised maximum volume is taken at any time within the approval period; or
 - (b) any device used to measure and collect data relevant to this authorisation, fails to accurately measure or record, or there is any reason to suspect that the device may be defective.
8. The water user must submit an annual report to the Minister or the Minister’s agent by email to dewaterlicensing@sa.gov.au and cc to dewgroundwater@sa.gov.au, EPALicensing@sa.gov.au and DEM.MiningRegRehab@sa.gov.au not more than 30 days after cessation of each financial year and in the form approved by the Minister’s representative that includes:
 - (a) dates, times, meter reads and volumes of dewatering and discharge to Jaekeli Creek;
 - (b) data and information as required by the plan; and
 - (c) other data and information requested by the Minister or Minister’s agent.

For the purposes of this authorisation: ‘Water user’ means a person who takes water pursuant to this notice. Words used in this authorisation that are defined in the Act shall have the meanings as set out in the Act. For the purpose of determining the penalty for unauthorised water use, as declared under Section 88 of the Act, the ‘volumetric limit’ of this authorisation is the volume listed in condition 1, unless a revised annual limit is approved by the Minister or Minister’s agent prior to the end of the relevant financial year.

This authorisation will commence on the date below and will remain in effect until 30 June 2028 unless earlier varied or revoked.

Dated: 16 June 2026

HON EMILY BOURKE MLC
Minister for Climate, Environment and Water

LANDSCAPE SOUTH AUSTRALIA ACT 2019

Notice of Establishment of Water Levies for the McLaren Vale Prescribed Wells Area

Pursuant to Section 76 of the *Landscape South Australia Act 2019*, I, Emily Bourke, Minister for Climate, Environment and Water, hereby declare the following levies, payable by persons authorised by a water licence, to take or hold water from the prescribed wells within the McLaren Vale Prescribed Wells Area:

- (1) A levy of 0.789 cents per kilolitre of water allocated as endorsed on the water licence.

The levy does not apply where:

- (1) the water is taken for domestic purposes or for the watering of stock not subject to intensive farming; or
- (2) the water allocated is for ‘recharge recovery’.

This notice has effect in relation to the financial year commencing on 1 July 2026.

Dated: 16 June 2026

HON EMILY BOURKE MLC
Minister for Climate, Environment and Water

LANDSCAPE SOUTH AUSTRALIA ACT 2019

Notice of Establishment of Water Levies for the Northern Adelaide Plains Prescribed Wells Area

Pursuant to Section 76 of the *Landscape South Australia Act 2019*, I, Emily Bourke, Minister for Climate, Environment and Water, hereby declare the following levies, payable by persons authorised by a water licence to take water from prescribed wells within the Northern Adelaide Plains Prescribed Wells Area:

- (1) A levy of 0.789 cents per kilolitre of water allocated as endorsed on the water licence.

The levy does not apply where:

- (1) the water is taken for domestic purposes or for the watering of stock not subject to intensive farming; or
- (2) the water is allocated from the Managed Aquifer Recharge Consumptive Pool.

This notice has effect in relation to the financial year commencing on 1 July 2026.

Dated: 16 June 2026

HON EMILY BOURKE MLC
Minister for Climate, Environment and Water

LANDSCAPE SOUTH AUSTRALIA ACT 2019

Notice of Establishment of Water Levy for the Western Mount Lofty Ranges Prescribed Water Resources Area

Pursuant to Section 76 of the *Landscape South Australia Act 2019*, I, Emily Bourke, Minister for Climate, Environment and Water, hereby declare a levy payable by persons authorised by a water licence to take or hold water from prescribed wells or watercourses in the Western Mount Lofty Ranges Prescribed Water Resources Area or to take or hold surface water in the Western Mount Lofty Ranges Prescribed Water Resources Area:

- (1) A levy of 0.789 cents per kilolitre of water allocated as endorsed on the water licence.

The levy does not apply where the water is taken for domestic purposes or for the watering of stock not subject to intensive farming or by SA Water for the purpose of providing a public water supply.

This notice has effect in relation to the financial year commencing on 1 July 2026.

Dated: 16 June 2026

HON EMILY BOURKE MLC
Minister for Climate, Environment and Water

LANDSCAPE SOUTH AUSTRALIA ACT 2019

Notice of Establishment of Water Levy for Water Authorised Pursuant to Section 105 of the Landscape South Australia Act 2019

Pursuant to Section 76 of the *Landscape South Australia Act 2019* I, Emily Bourke, Minister for Climate, Environment and Water, hereby declare a levy payable by persons authorised under Section 105 of the *Landscape South Australia Act 2019* from the prescribed water resources of the Western Mount Lofty Ranges Prescribed Water Resources Area, the Barossa Prescribed Water Resources Area, the McLaren Vale Prescribed Wells Area and the Northern Adelaide Plains Prescribed Wells Area:

- (1) A levy of 0.789 cents per kilolitre of water authorised or allocated.

The levy does not apply where the water is taken:

- (i) for domestic purposes; or
- (ii) for the watering of stock that are not subject to intensive farming; or
- (iii) in conjunction with a released 'dilution flow' for environmental/water quality purposes (as specified in the conditions of the authorisation); or
- (iv) for dewatering purposes but returned to the resource (as specified in the condition of the authorisation); or
- (v) for a purpose that is authorised across an entire prescribed water resource or water resource(s); or
- (vi) from groundwater as a 'recharge recovery' allocation.

Note: in relation to (v) above, this includes where a particular purpose is authorised under Section 105 of the *Landscape South Australia Act 2019* generally either across all prescribed water resources of the State (State-wide authorisations) or across a particular water resource of the State. Such authorisations are not limited to taking water from a specified water source(s) or site(s) that is tied to a specified location(s). An example of a state-wide authorised purpose is road making.

This notice has effect in relation to the financial year commencing on 1 July 2026.

Dated: 16 June 2026

HON EMILY BOURKE MLC
Minister for Climate, Environment and Water

LANDSCAPE SOUTH AUSTRALIA ACT 2019

Notice of Establishment of Water Levies for the Central Adelaide Prescribed Wells Area

Pursuant to Section 76 of the *Landscape South Australia Act 2019*, I, Emily Bourke, Minister for Climate, Environment and Water, hereby declare the following levies, payable by persons authorised by a water licence to take water from prescribed wells within the Central Adelaide Prescribed Wells Area:

- (1) A levy of 0.789 cents per kilolitre of water allocated as endorsed on the water licence.

The levy does not apply where:

- (1) the water is taken for domestic purposes or for the watering of stock not subject to intensive farming; or
- (2) the water is allocated from the Managed Aquifer Recharge Consumptive Pool.

This notice has effect in relation to the financial year commencing on 1 July 2026.

Dated: 16 June 2026

HON EMILY BOURKE MLC
Minister for Climate, Environment and Water

LANDSCAPE SOUTH AUSTRALIA ACT 2019

Notice of Establishment of Water Levies for the Dry Creek Prescribed Wells Area

Pursuant to Section 76 of the *Landscape South Australia Act 2019*, I, Emily Bourke, Minister for Climate, Environment and Water, hereby declare the following levies, payable by persons authorised by a water licence to take water from prescribed wells within the Dry Creek Prescribed Wells Area:

- (1) A levy of 0.789 cents per kilolitre of water allocated as endorsed on the water licence.

The levy does not apply where:

- (1) the water is taken for domestic purposes or for the watering of stock not subject to intensive farming; or
- (2) the water is allocated from the Managed Aquifer Recharge Consumptive Pool.

This notice has effect in relation to the financial year commencing on 1 July 2026.

Dated: 16 June 2026

HON EMILY BOURKE MLC
Minister for Climate, Environment and Water

LANDSCAPE SOUTH AUSTRALIA ACT 2019

Notice of Establishment of Water Levy for the Angas Bremer Prescribed Wells Area

Pursuant to Section 76 of the *Landscape South Australia Act 2019*, I, Emily Bourke, Minister for Climate, Environment and Water, hereby declare the following levy payable by persons authorised by a water licence to take water from prescribed wells within the Angas Bremer Prescribed Wells Area:

- (1) A levy of 0.849 cents per kilolitre of water allocated as endorsed on the water licence; or
- (2) A levy of \$200,

whichever is the greater.

The levy does not apply where the water is taken for domestic purposes or for the watering of stock not subject to intensive farming.

In relation to (2) above, a levy does not apply to a water licence that has no entitlement.

This notice has effect in relation to the financial year commencing on 1 July 2026.

Dated: 16 June 2026

HON EMILY BOURKE MLC
Minister for Climate, Environment and Water

LANDSCAPE SOUTH AUSTRALIA ACT 2019

Notice of Establishment of Water Levy for the Eastern Mount Lofty Ranges Prescribed Water Resources Area

Pursuant to Section 76 of the *Landscape South Australia Act 2019*, I, Emily Bourke, Minister for Climate, Environment and Water, hereby declare a levy payable by persons authorised by a water licence to take water from the Eastern Mount Lofty Ranges Prescribed Water Resources Area:

- (1) Subject to paragraphs (2) and (3), a levy per kilolitre of water of:
 - (i) 0.849 cents per kilolitre where the water allocation endorsed on the licence is specified as an annual volume in kilolitres; or
 - (ii) A levy of \$200,whichever is the greater (except for a water allocation endorsed on the licence as a Taking Lower Angas Bremer Allocation (LABA) (Flood) in which case paragraph (2) below applies).
- (2) A levy per kilolitre for a water allocation endorsed on the licence of 0.203 cents per kilolitre of water allocated as Taking LABA (Flood).
- (3) No levy will be applied where:
 - (i) the water allocation is endorsed on the licence as Taking LABA (Flood Delivery);
 - (ii) water is taken for domestic purposes; or
 - (iii) water is taken for the watering of stock not subject to intensive farming.

For the purpose of this Notice:

“*Taking LABA (Flood)*” means an allocation granted to take water sourced from a watercourse in surface water management zones 426AR026 and/or 426BR062, or that flows from these zones, and to be taken by means of a pump or flood gate for the purpose of flood irrigation.

“*Taking LABA (Flood Delivery)*” means an allocation granted to take water sourced from a watercourse in surface water management zones 426AR026 and/or 426BR062, or that flows from these zones, and to be taken by means of a pump or flood gate as a delivery supplement for the purpose of flood irrigation.

“*Eastern Mount Lofty Ranges Prescribed Water Resources Area*” means the watercourses and wells prescribed by the *Natural Resources Management (Eastern Mount Lofty Ranges—Prescribed Watercourses and Surface Water Prescribed Area) Regulations 2005* and the wells prescribed by the *Natural Resources Management (Eastern Mount Lofty Ranges—Prescribed Wells Area) Regulations 2005*.

In relation to (1) above, a levy does not apply to a water licence that has no entitlement.

This notice has effect in relation to the financial year commencing on 1 July 2026.

Dated: 16 June 2026

HON EMILY BOURKE MLC
Minister for Climate, Environment and Water

LANDSCAPE SOUTH AUSTRALIA ACT 2019

Notice of Establishment of Water Levy for the River Murray Prescribed Watercourse

Pursuant to Section 76 of the *Landscape South Australia Act 2019*, I, Emily Bourke, Minister for Climate, Environment and Water, hereby declare the following levies payable by persons authorised by a water licence within the River Murray Prescribed Watercourse:

- (1) A levy per unit share held by the water licensee as endorsed on the water licence of:
 - (i) 2.635 cents per unit share of All Purpose consumptive pool (Class 2) and Metropolitan Adelaide consumptive pool (Class 6);
 - (ii) 0.849 cents per unit share of All Purpose consumptive pool (Class 3 and Class 5);
 - (iii) 0.805 cents per unit share of All Purpose consumptive pool (Class 3—Qualco Sunlands); or
- (2) A levy of \$200,

whichever is the greater.

The levy does not apply where the water is taken for domestic purposes or for the watering of stock not subject to intensive farming.

In relation to (2) above, a levy does not apply to a water licence that has no water access entitlement.

This notice has effect in relation to the financial year commencing on 1 July 2026.

Dated: 16 June 2026

HON EMILY BOURKE MLC
Minister for Climate, Environment and Water

LANDSCAPE SOUTH AUSTRALIA ACT 2019

Notice of Establishment of Water Levy for the Western Mount Lofty Ranges Prescribed Water Resources Area

Pursuant to Section 76 of the *Landscape South Australia Act 2019*, I, Emily Bourke, Minister for Climate, Environment and Water, hereby declare the following water levy, payable by SA Water Corporation which is authorised by a water licence to take surface water in the Western Mount Lofty Ranges Prescribed Water Resources Area for the purpose of providing a public water supply:

- (1) A fixed charge of \$1,577,141

This notice has effect in relation to the financial year commencing on 1 July 2026.

Dated: 16 June 2026

HON EMILY BOURKE MLC
Minister for Climate, Environment and Water

LANDSCAPE SOUTH AUSTRALIA ACT 2019

Notice of Establishment of Water Levies for the Far North Prescribed Wells Area

Pursuant to Section 76 of the *Landscape South Australia Act 2019*, I, Emily Bourke, Minister for Climate, Environment and Water, hereby declare the following water levies, payable by persons holding a water allocation, obtained from a water access entitlement on a water licence or an authorisation issued under Section 105 of the *Landscape South Australia Act 2019* from the prescribed wells within the Far North Prescribed Wells Area:

- (1) A levy of 5.51 cents per kilolitre of water allocation obtained from a water access entitlement or authorised from the All Purpose Consumptive pool for the purpose of providing a public water supply;
- (2) A levy of 8.55 cents per kilolitre of water allocation obtained from a water access entitlement or authorised from the All Purpose Consumptive pool to the mining, energy, gas and petroleum sector;
- (3) A levy of 5.51 cents per kilolitre of water allocation obtained from a water access entitlement or authorised from the All Purpose Consumptive pool for the operation of tourist parks and associated irrigation activities;
- (4) A levy of 4.74 cents per kilolitre for water allocation obtained from a water access entitlement or authorised from the All Purpose Consumptive pool for the co-production of water during gas and oil extraction.

The amount of levy payable is based on the water allocation obtained on account of the water access entitlement under the water licence, or the volume of water authorised to be taken under an authorisation issued pursuant to section 105 of the *Landscape South Australia Act 2019*.

The levy does not apply where:

- (5) the water allocation is obtained on account of a water access entitlement from the Stock and Domestic Consumptive Pool; or
- (6) the water allocation is obtained on account of a water access entitlement from the Cultural Water Consumptive Pool; or
- (7) the water allocation is obtained on account of a water access entitlement from the All Purpose Consumptive Pool for bore-fed wetlands or recreational use; or
- (8) the water is authorised under Section 105 of the *Landscape South Australia Act 2019* and the authorisation is listed on page 40 of the Water Allocation Plan for the Far North Prescribed Wells Area adopted on 28 February 2021.

This notice has effect in relation to the financial year commencing on 1 July 2026.

Dated: 16 June 2026

HON EMILY BOURKE MLC
Minister for Climate, Environment and Water

LANDSCAPE SOUTH AUSTRALIA ACT 2019

Notice of Establishment of Water Levies for the Musgrave and Southern Basins Prescribed Wells Areas

Pursuant to Section 76 of the *Landscape South Australia Act 2019*, I, Emily Bourke, Minister for Climate, Environment and Water, hereby declare the following levies payable by persons authorised by a water licence within the Musgrave and Southern Basins Prescribed Wells Areas:

- (1) A levy of 5.94 cents per unit share of all consumptive pool entitlements with the purpose public water supply.
- (2) A levy of 5.94 cents per unit share of all consumptive pool entitlements with the purpose mining and energy.
- (3) A levy of 3.29 cents per unit share of all other consumptive pool entitlements.

The levy does not apply where the water is taken for domestic purposes or for the watering of stock not subject to intensive farming.

This notice has effect in relation to the financial year commencing on 1 July 2026.

Dated: 16 June 2026

HON EMILY BOURKE MLC
Minister for Climate, Environment and Water

LANDSCAPE SOUTH AUSTRALIA ACT 2019

Notice of Establishment of Water Levies for the Mallee Prescribed Wells Area

Pursuant to Section 76 of the *Landscape South Australia Act 2019*, I, Emily Bourke, Minister for Climate, Environment and Water, hereby declare the following levies payable by persons authorised by a water licence to take water from the prescribed wells in the Mallee Prescribed Wells Area:

- (1) A levy per kilolitre of water allocated as endorsed on the water licence of:
 - (i) 2.635 cents per kilolitre of water allocated for the purpose of providing a reticulated water supply; or
 - (ii) 0.849 cents per kilolitre of water allocated where the water allocation on the licence is not for the purpose of providing a reticulated water supply; or

- (2) A levy of \$200,

whichever is the greater.

The levy does not apply where the water is taken for domestic purposes or for the watering of stock not subject to intensive farming.

In relation to (2) above, a levy does not apply to a water licence that has no entitlement.

This notice has effect in relation to the financial year commencing on 1 July 2026.

Dated: 16 June 2026

HON EMILY BOURKE MLC
Minister for Climate, Environment and Water

LANDSCAPE SOUTH AUSTRALIA ACT 2019

Notice of Establishment of Water Levy for the Peake, Roby and Sherlock Prescribed Wells Area

Pursuant to Section 76 of the *Landscape South Australia Act 2019*, I, Emily Bourke, Minister for Climate, Environment and Water, hereby declare a levy payable by persons authorised by a water licence to take water from the Peake, Roby and Sherlock Prescribed Wells Area:

- (1) A levy of 0.849 cents per kilolitre of water allocated as endorsed on the water licence; or

- (2) A levy of \$200,

whichever is the greater.

The levy does not apply where the water is taken for domestic purposes or for the watering of stock not subject to intensive farming.

In relation to (2) above, a levy does not apply to a water licence that has no entitlement.

This notice has effect in relation to the financial year commencing on 1 July 2026.

Dated: 16 June 2026

HON EMILY BOURKE MLC
Minister for Climate, Environment and Water

LANDSCAPE SOUTH AUSTRALIA ACT 2019

Notice of Establishment of Water Levy for the Marne Saunders Prescribed Water Resources Area

Pursuant to Section 76 of the *Landscape South Australia Act 2019*, I, Emily Bourke, Minister for Climate, Environment and Water, hereby declare a levy payable by persons authorised by a water licence to take or hold water from prescribed wells or watercourses in the Marne Saunders Prescribed Water Resources Area or to take or hold surface water in the Marne Saunders Prescribed Water Resources Area:

- (1) A levy of 0.849 cents per kilolitre of water allocated as endorsed on the water licence; or

- (2) A levy of \$200,

whichever is the greater.

The levy does not apply where the water is taken for domestic purposes or for the watering of stock not subject to intensive farming.

In relation to (2) above, a levy does not apply to a water licence that has no entitlement.

This notice has effect in relation to the financial year commencing on 1 July 2026.

Dated: 16 June 2026

HON EMILY BOURKE MLC
Minister for Climate, Environment and Water

LANDSCAPE SOUTH AUSTRALIA ACT 2019

Notice of Establishment of Water Levy for the Clare Valley Prescribed Water Resources Area

Pursuant to Section 76 of the *Landscape South Australia Act 2019*, I, Emily Bourke, Minister for Climate, Environment and Water, hereby declare the following water levies payable by persons authorised by a water licence to take or hold water from prescribed wells or watercourses in the Clare Valley Prescribed Water Resources Area or to take or hold surface water in the Clare Valley Prescribed Water Resources Area:

- (1) A levy of \$127.98 as a fixed amount per water licence; and

- (2) A levy of 4.566 cents per kilolitre of water entitlement as endorsed on the water licence.

These levies do not apply where the water is taken for domestic purposes or for the watering of stock not subject to intensive farming.

In relation to (1) above, a levy does not apply to a water licence that has no entitlement.

This notice has effect in relation to the financial year commencing on 1 July 2026.

Dated: 16 June 2026

HON EMILY BOURKE MLC
Minister for Climate, Environment and Water

LANDSCAPE SOUTH AUSTRALIA ACT 2019

Notice of Establishment of Water Levies for the Barossa Prescribed Water Resources Area

Pursuant to Section 76 of the *Landscape South Australia Act 2019*, I, Emily Bourke, Minister for Climate, Environment and Water, hereby declare the following levies, payable by persons authorised by a water licence, to take or hold water from the prescribed surface water resources, wells and watercourses within the Barossa Prescribed Water Resources Area:

- (1) A levy of 0.789 cents per kilolitre of water allocated as endorsed on the water licence.

The levy does not apply:

- (1) where the water is taken for domestic purposes or for the watering of stock not subject to intensive farming; or
- (2) the water is allocated as a 'recharge recovery' allocation.

This notice has effect in relation to the financial year commencing on 1 July 2026.

Dated: 16 June 2026

HON EMILY BOURKE MLC
Minister for Climate, Environment and Water

LANDSCAPE SOUTH AUSTRALIA ACT 2019

Notice of Establishment of Water Levies in the Lower Limestone Coast, Padthaway, Tintinara Coonalpyn and Tatiara Prescribed Wells Areas

Pursuant to Section 76 of the *Landscape South Australia Act 2019* (the Act), I, Emily Bourke, Minister for Climate, Environment and Water, hereby declare the following water levies payable by persons authorised by a water licence or under Section 105 of the Act to take water from the prescribed wells in the Lower Limestone Coast, Padthaway, Tintinara Coonalpyn and Tatiara Prescribed Wells Areas or by persons holding a forest water licence in the Lower Limestone Coast Prescribed Wells Area:

- (1) A levy of \$253.42 as a fixed charge per water licence or forest water licence; and
- (2) A levy per kilolitre of water allocated as endorsed on the water licence, or authorised under Section 105 of the Act, of:
 - (i) 2.050 cents per kilolitre of water allocated in the Lower Limestone Coast, Padthaway and Tatiara Prescribed Wells Areas where water is allocated for the supply of water by means of reticulated systems by the South Australian Water Corporation established pursuant to the *South Australian Water Corporation Act 1994* or where a water allocation on a water licence is specified as a public water supply;
 - (ii) 0.324 cents per kilolitre of water allocated or authorised in the Lower Limestone Coast, Padthaway, Tatiara and Tintinara Coonalpyn Prescribed Wells Areas where the water allocation on a water licence is an allocation other than those specified in 2(iii) to 2(viii) or where the water allocation is authorised under Section 105 of the Act;
 - (iii) 0.428 cents per kilolitre of water allocated in the Lower Limestone Coast, Padthaway, Tatiara and Tintinara Coonalpyn Prescribed Wells Areas where the water allocation on a water licence is specified as an industrial, aquaculture, industrial-dairy, intensive animal keeping, environmental, Pulp and Paper mill operations or recreational allocation;
 - (iv) 0.033 cents per kilolitre of water allocated in the Lower Limestone Coast, Padthaway, Tatiara and Tintinara Coonalpyn Prescribed Wells Areas, where the water allocation from the unconfined aquifer on a water licence is specified as a delivery supplement allocation;
 - (v) 0.324 cents per kilolitre of water allocated in the Lower Limestone Coast, Padthaway, Tatiara and Tintinara Coonalpyn Prescribed Wells Areas, where the water allocation from the confined aquifer on a water licence is specified as a delivery supplement allocation;
 - (vi) 0.324 cents per kilolitre of water allocated in the Lower Limestone Coast, Padthaway, Tatiara and Tintinara Coonalpyn Prescribed Wells Areas, where the water allocation on a water licence is specified as a specialised production requirement allocation (excluding Specialised production requirement-frost allocations in the Lower Limestone Coast);
 - (vii) 0.107 cents per kilolitre of water allocated in the Lower Limestone Coast Prescribed Wells Areas, where the water allocation on a water licence is specified as a specialised production requirement frost allocation;
- (3) A levy per kilolitre of water allocated as endorsed on a forest water licence, or authorised under Section 105 of the Act for this purpose, in the Lower Limestone Coast Prescribed Wells Area of 0.324 cents per kilolitre.

The levies do not apply where the water is taken for domestic purposes or for the watering of stock not subject to intensive farming.

In relation to (1) above, a levy does not apply to a water licence that has no entitlement or to a forest water licence with no water allocation.

This notice has effect in relation to the financial year commencing on 1 July 2026.

Dated: 16 June 2026

HON EMILY BOURKE MLC
Minister for Climate, Environment and Water

LANDSCAPE SOUTH AUSTRALIA ACT 2019

Notice of Establishment of Water Levy for the Morambro Creek and Nyroca Channel Prescribed Water Resources

Pursuant to Section 76 of the *Landscape South Australia Act 2019*, I, Emily Bourke, Minister for Climate, Environment and Water, hereby declare the following levies payable by persons authorised by a water licence to take or hold water from the Morambro Creek and Nyroca Channel Prescribed Watercourses including Cockatoo Lake and the Prescribed Surface Water Area:

- (1) A levy of 0.38 cents per kilolitre of entitlement, as endorsed on the water licence; and
- (2) A levy of \$253.42 as a fixed charge per water licence.

The levy does not apply where the water is taken for domestic purposes or for the watering of stock not subject to intensive farming.

In relation to (2) above, a levy does not apply to a water licence that has no entitlement.

This notice has effect in relation to the financial year commencing on 1 July 2026.

Dated: 16 June 2026

HON EMILY BOURKE MLC
Minister for Climate, Environment and Water

LANDSCAPE SOUTH AUSTRALIA ACT 2019

Notice of Volume of Water Available for Allocation from the River Murray Consumptive Pools

Pursuant to Section 121(4) of the *Landscape South Australia Act 2019* ('the Act'), I, Dan Jordan, delegate of the Minister for Climate, Environment and Water and Minister to whom the Act is committed, hereby determine the volume of water available for allocation from each of the Consumptive Pools within the River Murray Prescribed Watercourse to water access entitlement holders for the period 1 July 2026 to 30 June 2027, as set out in Schedule 1 below:

SCHEDULE 1

Consumptive Pool	Classes	Volume of Water Available for Allocation	Water Access Entitlement	Water Allocation Rate as % of Nominal Maximum Water Allocation Rate of 1kL/unit share
		kL	unit share	(%)
Metropolitan Adelaide	Class 6	100,100,000	130,000,000	77
All Purpose	Class 1	8,368,662	8,368,662	100
	Class 2	41,500,000	50,000,000	83
	Class 3	504,472,516	607,798,212	83
	Class 5	5,568,841	5,568,841	100
	Class 8	18,426,000	22,200,000	83
	Sub Total	578,336,019	693,935,715	
Wetland Environmental	Class 9	38,953,915	38,953,915	100
	*Class 9	7,244,800	7,244,800	100
	Total	724,634,734	870,134,430	

*Riverine Recovery Program

This Notice will remain in effect until 30 June 2027, unless varied earlier.

Dated: 18 June 2026

DAN JORDAN
A/Executive Director, Water and River Murray
Department for Environment and Water
Delegate of the Minister for Climate, Environment and Water

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 persons as Authorised Mental Health Professionals:

Deb Keter
Paul Saffhill
Claudia Balacco
Michal Milczarek
Christopher Crismani
Sini Mathew
Christopher Price
Danielle Vining
Radhika Bansal
Diva Hamkar
Phoebe Clohesy
Christopher Druce
Karim Goel
Tammy Stephenson

The determination will expire three years after the commencement date.

The revised determination of Gary Dugan as an Authorised Mental Health Professional will expire on 3 December 2026.

The Chief Psychiatrist make vary or revoke these determinations at any time.

Dated: 18 June 2026

ASSOCIATE PROFESSOR MELAINE TURNER
Chief Psychiatrist

PLANNING, DEVELOPMENT AND INFRASTRUCTURE ACT 2016

SECTION 76

*Amendment to the Planning and Design Code**Preamble*

It is necessary to amend the Planning and Design Code (the Code) in operation at 28 May 2026 (Version 2026.10) in order to make changes of form relating to the Code's spatial layers and their relationship with land parcels. Note: There are no changes to the application of zone, subzone or overlay boundaries and their relationship with affected parcels or the intent of policy application as a result of this amendment.

1. Pursuant to Section 76 of the *Planning, Development and Infrastructure Act 2016* (the Act), I hereby amend the Code in order to make changes of form (without altering the effect of underlying policy), correct errors and make operational amendments as follows:
 - (a) Undertake minor alterations to the geometry of the spatial layers and data in the Code to maintain the current relationship between the parcel boundaries and Code data as a result of the following:
 - (i) New plans of division deposited in the Land Titles Office between 20 May 2026 and 9 June 2026 affecting the following spatial and data layers in the Code:
 - A. Zones and subzones
 - B. Technical and Numeric Variations
 - Building Heights (Levels)
 - Building Heights (Metres)
 - Concept Plan
 - Finished Ground and Floor Levels
 - Gradient Minimum Frontage
 - Gradient Minimum Site Area
 - Interface Height
 - Minimum Dwelling Allotment Size
 - Minimum Frontage
 - Minimum Site Area
 - Minimum Primary Street Setback
 - Minimum Side Boundary Setback
 - Future Local Road Widening Setback
 - C. Overlays
 - Affordable Housing
 - Character Preservation District
 - Coastal Areas
 - Design
 - Dwelling Excision
 - Environment Food Production Area
 - Future Local Road Widening
 - Future Road Widening
 - Hazards (Bushfire—High Risk)
 - Hazards (Bushfire—Medium Risk)
 - Hazards (Bushfire—General Risk)
 - Hazards (Bushfire—Urban Interface)
 - Hazards (Bushfire—Regional)
 - Hazards (Bushfire—Outback)
 - Heritage Adjacency
 - Historic Area
 - Limited Land Division
 - Local Heritage Place
 - Noise and Air Emissions
 - Regulated and Significant Tree
 - Scenic Quality
 - Significant Retirement Facility and Supported Accommodation Sites
 - State Heritage Place
 - Stormwater Management
 - Urban Tree Canopy
 - (b) In Part 13 of the Code—Table of Amendments, update the publication date, Code version number, amendment type and summary of amendments within the ‘Table of Planning and Design Code Amendments’ to reflect the amendments to the Code as described in this Notice.
 - (a) Pursuant to Section 76(5)(a) of the Act, I further specify that the amendments to the Code as described in this Notice will take effect upon the date those amendments are published on the SA planning portal.
2. Pursuant to Section 76(5)(a) of the Act, I further specify that the amendments to the Code as described in this Notice will take effect upon the date those amendments are published on the SA planning portal.

Dated: 12 June 2026

GREG VAN GAANS
Director, Geospatial Information Services,
Department for Housing and Urban Development
Delegate of the Minister for Planning

PLANNING, DEVELOPMENT AND INFRASTRUCTURE ACT 2016

SECTION 76

*Amendment to the Planning and Design Code**Preamble*

It is necessary to amend the Planning and Design Code (the Code) in order to make the following minor or operational amendments:

- correct an error in Part 10—Significant Trees relating to the address details of a Significant Tree in the City of Prospect.
- correct an error relating to a policy reference in Table 3 of the Strategic Employment Zone.
- inclusion of two provisionally listed State Heritage Places in Torrens Park and Light Pass in Part 11—Heritage Places.
- resolve inconsistencies relating to Noise and Air Emissions Overlay policy references for the class of development tourist accommodation in affected zones.

1. Pursuant to Section 76 of the *Planning, Development and Infrastructure Act 2016* (the Act), I hereby amend the Code in order to make the following minor or operational amendments:

- (a) In Part 10—Significant Trees, in the section applying to ‘Prospect’, replace the text ‘15 Myponga Tce, BROADVIEW (CT5010/415)’ with ‘11 Myponga Tce, BROADVIEW (CT5008/720)’.
- (b) In Part 2—Zones and Subzones, in the Strategic Employment Zone, amend ‘Table 3—Applicable Policies for Performance Assessed Development’ by inserting Strategic Employment Zone ‘Land Use and Intensity PO 1.3’ as an applicable ‘Zone’ policy for the class of development ‘shop’.
- (c) In Part 11—Heritage Places, under ‘State Heritage Places’ in the section applying to ‘Mitcham’ insert the following row in the table of State Heritage Places immediately after the row applying to ‘131 Belair Road TORRENS PARK’:

61 Braemar Road TORRENS PARK	Neighbour House		29262
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- (d) In Part 11—Heritage Places, under ‘State Heritage Places’ in the section applying to ‘Barossa’ insert the following row in the table of State Heritage Places immediately after the row applying to ‘407 Light Pass Road LIGHT PASS VIA NURIOOTPA’:

412 Light Pass Road LIGHT PASS VIA NURIOOTPA	Strait Gate Lutheran Church		26621
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- (e) In Part 2—Zones and Subzones, in Table 3—Applicable Policies for Performance Assessed Development, for the class of development ‘tourist accommodation’, insert reference to the Noise and Air Emissions Overlay policies in accordance with the following:

Affected Zones	Noise and Air Emissions Overlay Policies
Capital City Zone	DO 1
City Main Street Zone	PO 1.1, DTS/DPF 1.1
City Riverbank Zone	PO 1.2, DTS/DPF 1.2
Motorsport Park Zone	PO 1.3, DTS/DPF 1.3
Urban Corridor (Boulevard) Zone	
Urban Corridor (Business) Zone	
Urban Corridor (Living) Zone	
Urban Corridor (Main Street) Zone	
Urban Neighbourhood Zone	

- (f) In Part 13—Table of Amendments, update the publication date, Code version number, amendment type and summary of amendments within the ‘Table of Planning and Design Code Amendments’ to reflect the amendments to the Code as described in this Notice.

2. Pursuant to Section 76(5)(a) of the Act, I further specify that the amendments to the Code as described in this Notice will take effect upon the date those amendments are published on the SA planning portal.

Dated: 15 June 2026

AMY BARRATT
Acting Manager Code Amendments
Department for Housing and Urban Development
Delegate of the Minister for Planning

PLANNING, DEVELOPMENT AND INFRASTRUCTURE ACT 2016

SECTION 80

*Ministerial Building Standards**Preamble*

1. The *Planning, Development and Infrastructure Act 2016* (the Act) defines the Building Rules as meaning (amongst other things) the Building Code, being the *Building Code* of Australia published by the Australian Building Codes Board from time to time, and *Ministerial building standards* published by the Minister under the Act.
2. Under Section 80(1) of the Act, the Minister may, by notice published in the Gazette, publish *Ministerial building standards* that:
 - (a) relate to any aspect of building work (including the regulation, control, restriction or prohibition of building work);
 - (b) relate to any aspect of the design, construction, quality, safety, health, amenity, sustainability, adaptive re-use or maintenance of buildings; or
 - (c) modify the Building Code as it applies under the Act (including pursuant to Section 79(1)(b)).
3. Under Section 80(4) of the Act, the Minister may, by subsequent notice published in the Gazette, vary or revoke a *Ministerial building standard*.

NOTICE

Pursuant to Section 80(1) of the Act, I, Nicholas Champion, Minister for Planning, give notice of the commencement of the following Ministerial building standard:

Ministerial Building Standard MBS 013 Electric Vehicle Charging Stations

Dated: 16 June 2026

NICHOLAS CHAMPION
Minister for Planning

MINISTERIAL BUILDING STANDARD MBS 013
Installation of Electric Vehicle Charging Stations

1. Scope and Application

- 1.1 This Standard is published as a Ministerial Building Standard that forms part of the Building Rules under Section 80 of the *Planning, Development and Infrastructure Act 2016* and must be read in conjunction with the requirements of that Act and the *Planning, Development and Infrastructure (General) Regulations 2017*.
- 1.2 The provisions in this Standard apply to covered or underground *electric vehicle charging stations* installed in new or existing standalone Class 7a buildings (carparks), including Class 7a buildings that form part of Class 2 to 9 buildings as defined under the *Building Code*.
- 1.3 The requirements of this Standard are additional to those required by the *Building Code* and do not override any of the *Building Code* provisions.
- 1.4 Unless otherwise stated, a reference to the *Building Code* or an Australian Standard in this Standard is a reference to the edition current at the time of application.
- 1.5 The provisions of this Standard apply from 1 July 2026.

2. Electric Vehicle Charging Stations—Installation Requirements

2.1 Location of electric vehicle charging stations

Electric vehicle charging stations must be located:

- (a) at ground level where possible,
- (b) near a sprinkler protection system, where such a system is present in, or proposed for, the building,
- (c) along *external walls* close to, or adjacent roads, laneways and other open space used by the *fire authority* for fire-fighting purposes,
- (d) a minimum 5m clearance from lift shafts, stairwells, paths of travel to *exits*, equipment intended for use by *fire authorities* and areas where flammable or combustible materials may be stored; and
- (e) with a minimum 5m distance between the *electric vehicle charging stations*.

2.2 Signage

(a) In addition to *exit* signage required by the *Building Code*, signage must be installed that—

- (i) indicates the location and type of *electric vehicle charging stations* within the building,
- (ii) directs *fire authorities* to the *electric vehicle charging stations* in the building; and
- (iii) indicates that in the event of an electric vehicle fire, available fire hose reels should not be used to fight the fire.

(b) Signage required by (a)(i) must be located—

- (i) Where a fire indicator panel is installed in the building, adjacent to the fire indicator panel or at vehicle entry points to the building; or
- (ii) Where no fire indicator panel is present, at vehicle entry points to the building.

2.3 Master electrical isolation switch

A master electrical isolation switch that isolates power to the *electrical vehicle charging stations* must be installed—

- (a) Where a fire indicator panel is installed in the building, adjacent to the fire indicator panel or the primary vehicle entry point to the building; or
- (b) Where no fire indicator panel is present, at the primary vehicle entry point to the building.

2.4 Collision protection

Electric vehicle charging stations must be protected from collision by installing steel bollards located a minimum of 500mm from the *electric vehicle charging station*, measure a minimum 76mm diameter and be a minimum height of 900mm.

3. Interpretation

Building Code has the same meaning as defined in Section 3 of the Act.

Electric vehicle charging station means a standalone or mounted device or system with one or more charging ports and connectors that provide electrical power to recharge an electric vehicle.

Exit has the same meaning as the *Building Code*.

External wall means the outer wall of a building.

Fire authority/ies means the Metropolitan Fire Service of the Country Fire Service.

Required means required by this Standard or the *Building Code*.

PROOF OF SUNRISE AND SUNSET ACT 1923

Almanac for July, August, September 2026

Pursuant to the requirements of the *Proof of Sunrise and Sunset Act 1923*, I Jon William Whelan, Chief Executive, Department for Infrastructure and Transport, at the direction of the Minister for Infrastructure and Transport, publish in the Schedule hereto an almanac setting out the times of sunrise and sunset on every day for the three calendar months July, August and September 2026.

Dated: 9 June 2026

JON WILLIAM WHELAN
Chief Executive
Department for Infrastructure and Transport

SCHEDULE

Sunrise and Sunset Times for Adelaide 2026

Latitude: South 34° 56' Longitude: East 138° 36'
GMT +9.50 hours (Daylight saving GMT +10.5 hours)

Date	July		August		September	
	Rise hr min	Set hr min	Rise hr min	Set hr min	Rise hr min	Set hr min
1	7 24	17 15	7 10	17 34	6 35	17 56
2	7 24	17 15	7 09	17 34	6 34	17 57
3	7 24	17 16	7 08	17 35	6 32	17 58
4	7 24	17 16	7 07	17 36	6 31	17 59
5	7 24	17 16	7 07	17 37	6 30	17 59
6	7 24	17 17	7 06	17 37	6 28	18 00
7	7 23	17 17	7 05	17 38	6 27	18 01
8	7 23	17 18	7 04	17 39	6 25	18 01
9	7 23	17 19	7 03	17 40	6 24	18 02
10	7 23	17 19	7 02	17 40	6 23	18 03
11	7 22	17 20	7 01	17 41	6 21	18 04
12	7 22	17 20	7 00	17 42	6 20	18 04
13	7 22	17 21	6 58	17 43	6 18	18 05
14	7 21	17 21	6 57	17 43	6 17	18 06
15	7 21	17 22	6 56	17 44	6 15	18 06
16	7 21	17 23	6 55	17 45	6 14	18 07
17	7 20	17 23	6 54	17 46	6 13	18 08
18	7 20	17 24	6 53	17 46	6 11	18 09
19	7 19	17 25	6 52	17 47	6 10	18 09
20	7 19	17 25	6 50	17 48	6 08	18 10
21	7 18	17 26	6 49	17 48	6 07	18 11
22	7 17	17 27	6 48	17 49	6 05	18 12
23	7 17	17 27	6 47	17 50	6 04	18 12
24	7 16	17 28	6 45	17 51	6 02	18 13
25	7 15	17 29	6 44	17 51	6 01	18 14
26	7 15	17 29	6 43	17 52	6 00	18 14
27	7 14	17 30	6 42	17 53	5 58	18 15
28	7 13	17 31	6 40	17 54	5 57	18 16
29	7 13	17 32	6 39	17 54	5 55	18 17
30	7 12	17 32	6 38	17 55	5 54	18 18
31	7 11	17 33	6 36	17 56		

*NOTE: Daylight Saving Time is subject to change.

Sunrise and Sunset times calculated on 27/11/25. Certified correct: A. Dolman, 27 May 2026

RETURN TO WORK ACT 2014

Industry Premium Rates Determination 2026-2027

In accordance with the power delegated to me by the Board of the Return to Work Corporation of South Australia ('the Corporation') under the current Instrument of Delegation of the Corporation, I, Michael Francis, Chief Executive Officer, determine that the Industry Premium Rates for the purpose of Section 142 of the *Return to Work Act 2014* ('the Act') are as follows:

Part 1—Preliminary Matters

1. This determination may be cited as the *Industry Premium Rates Determination 2026-2027*.
2. The Industry Premium Rates Determination is made pursuant to subsection 142(1) of the Act and published in the Government Gazette in accordance with subsection 142(2)(a) of the Act.
3. This determination commences on 1 July 2026.
4. If before 1 July 2027, an Industry Premium Rates Determination has not been made for the 2027-2028 period, this determination will apply pending the making of such a determination.

Part 2—Terms of Industry Premium Rates Determination

1. This determination establishes the Industry Premium Rates set out in the Appendix to this determination.
2. The industry premium rate for each South Australian Industry Classification (SAIC) referred to in Column 1 of the Appendix, is fixed by the Corporation as the industry premium rate (expressed as a percentage) opposite each SAIC in Column 3 of the Appendix.
3. Any *RTWSA Premium Provisions*, *RTWSA Premium Order (Return to Work Premium System)* and *RTWSA Premium Order (Retro-Paid Loss Arrangement)* having application for the 2026-2027 premium period will be applied for the purpose of detailing how the industry premium rate is used in the premium calculation for an employer in respect of whom those Premium Orders apply.

Part 3—Specified Criteria for Fixing Industry Premium Rates

1. In respect of the premium rate applicable to the classes of industry, the Industry Premium Rates Determination takes into account the criteria prescribed in Regulation 56 of the *Return to Work Regulations 2015*.

I confirm that this is a true and correct record of the decision of the Corporation made in the exercise of my delegated authority.

Dated: 2 June 2026

M. FRANCIS
Chief Executive Officer

APPENDIX

Return to Work Corporation of South Australia
ReturnToWorkSA Industry Premium Rates 2026-2027

Column 1	Column 2	Column 3
SAIC Code Number	Industry Description	Industry Premium Rate per \$100
AGRICULTURE, FORESTRY AND FISHING		
011101	Nursery Production	3.133
011301	Turf Growing	3.412
011401	Floriculture Production	3.642
012101	Mushroom Growing	3.629
012201	Vegetable Growing	3.754
013101	Grape Growing	2.899
013406	Apple, Pear, Stone Fruit, Berry Fruit, Kiwifruit and Citrus Growing	3.390
013701	Olive growing	4.038
013901	Other Fruit and Tree Nut Growing	3.381
014406	Sheep-Beef Cattle Farming	5.681
014501	Grain-Sheep or Grain-Beef Cattle Farming	3.168
014901	Other Grain Growing	2.867
015901	Other Crop Growing n.e.c.	4.615
016001	Dairy Cattle Farming	6.789
017101	Poultry Farming (Meat)	5.103
017201	Poultry Farming (Eggs)	5.404
018001	Deer Farming	5.166
019101	Horse Farming	5.588
019201	Pig Farming	6.602
019306	Beekeeping	4.591
019901	Other Livestock Farming n.e.c.	4.811
020101	Offshore Longline and Rack Aquaculture	3.074
020201	Offshore Caged Aquaculture	3.227
020301	Onshore Aquaculture	2.867
030101	Forestry	2.903
030201	Logging	5.409
041101	Rock Lobster and Crab Potting	3.203
041201	Prawn Fishing	2.739
041301	Line Fishing	4.533
041901	Other Fishing	5.134
042001	Hunting and Trapping	5.806
051001	Forestry Support Services	2.963
052201	Shearing Services	6.912
052901	Other Agriculture and Fishing Support Services	3.233
MINING		
060001	Coal Mining	3.102
070001	Oil and Gas Extraction	1.968
080101	Iron Ore Mining	2.692
080201	Bauxite Mining	3.589
080301	Copper Ore Mining	1.765
080401	Gold Ore Mining	3.345

Column 1	Column 2	Column 3
SAIC Code Number	Industry Description	Industry Premium Rate per \$100
080501	Mineral Sand Mining	2.581
080601	Nickel Ore Mining	3.587
080701	Silver-Lead-Zinc Ore Mining	3.214
080901	Other Metal Ore Mining	3.962
091101	Gravel and Sand Quarrying	3.643
091901	Other Construction Material Mining	4.324
099001	Other Non-Metallic Mineral Mining and Quarrying	2.724
101101	Petroleum Exploration	4.582
101201	Mineral Exploration	1.125
109001	Other Mining Support Services	2.316
109002	Drilling and Boring Support Services	2.927
	MANUFACTURING	
111106	Meat Processing	7.209
111107	Livestock Processing	5.684
111201	Poultry Processing	5.075
111301	Cured Meat and Smallgoods Manufacturing	8.559
112001	Seafood Processing	3.463
113101	Milk and Cream Processing	3.535
113201	Ice Cream Manufacturing	1.521
113301	Cheese and Other Dairy Product Manufacturing	4.200
114001	Fruit and Vegetable Processing	4.067
115001	Oil and Fat Manufacturing	3.615
116101	Grain Mill Product Manufacturing	1.831
116201	Cereal, Pasta and Baking Mix Manufacturing	3.543
117101	Bread Manufacturing (Factory based)	4.379
117201	Cake and Pastry Manufacturing (Factory based)	3.139
117301	Biscuit Manufacturing (Factory based)	5.754
117401	Bakery Product Manufacturing (Non-factory based)	1.518
118101	Sugar Manufacturing	4.107
118201	Confectionery Manufacturing	4.174
119101	Potato, Corn and Other Crisp Manufacturing	4.661
119201	Prepared Animal and Bird Feed Manufacturing	4.943
119901	Other Food Product Manufacturing n.e.c.	3.733
121101	Soft Drink, Cordial and Syrup Manufacturing	2.254
121201	Beer Manufacturing	1.532
121301	Spirit Manufacturing	1.749
121401	Wine and Other Alcoholic Beverage Manufacturing	1.835
122001	Cigarette and Tobacco Product Manufacturing	4.661
131101	Wool Scouring	3.393
131201	Natural Textile Manufacturing	3.057
131301	Synthetic Textile Manufacturing	2.690
132001	Leather Tanning, Fur Dressing and Leather Product Manufacturing	2.796
133101	Textile Floor Covering Manufacturing	2.175
133201	Rope, Cordage and Twine Manufacturing	2.501
133301	Cut and Sewn Textile Product Manufacturing	3.246
133401	Textile Finishing and Other Textile Product Manufacturing	2.339
134001	Knitted Product Manufacturing	2.454
135101	Clothing Manufacturing	2.227
135201	Footwear Manufacturing	3.478
141101	Log Sawmilling	5.471
141201	Wood Chipping	3.899
141301	Timber Resawing and Dressing	7.104
149101	Prefabricated Wooden Building Manufacturing	3.919
149201	Wooden Structural Fitting and Component Manufacturing	3.448
149301	Veneer and Plywood Manufacturing	5.499
149401	Reconstituted Wood Product Manufacturing	3.000
149901	Other Wood Product Manufacturing n.e.c.	3.821
149902	Wooden Containers Manufacturing	5.715
151001	Pulp, Paper and Paperboard Manufacturing	3.615
152101	Corrugated Paperboard and Paperboard Container Manufacturing	3.642
152201	Paper Bag Manufacturing	5.782

Column 1	Column 2	Column 3
SAIC Code Number	Industry Description	Industry Premium Rate per \$100
152301	Paper Stationery Manufacturing	2.974
152401	Sanitary Paper Product Manufacturing	4.231
152901	Other Converted Paper Product Manufacturing	4.303
161106	Printing	1.319
161206	Printing Support Services	1.059
162007	Reproduction of Recorded Media	0.400
170101	Petroleum Refining and Petroleum Fuel Manufacturing	1.424
170901	Other Petroleum and Coal Product Manufacturing	2.158
181101	Industrial Gas Manufacturing	1.646
181201	Basic Organic Chemical Manufacturing	2.696
181301	Basic Inorganic Chemical Manufacturing	2.560
182101	Synthetic Resin and Synthetic Rubber Manufacturing	5.727
182901	Other Basic Polymer Manufacturing	4.405
183101	Fertiliser Manufacturing	3.802
183201	Pesticide Manufacturing	2.682
184101	Human Pharmaceutical and Medicinal Product Manufacturing	1.998
184201	Veterinary Pharmaceutical and Medicinal Product Manufacturing	2.645
185101	Cleaning Compound Manufacturing	2.507
185201	Cosmetic and Toiletry Preparation Manufacturing	1.564
189101	Photographic Chemical Product Manufacturing	2.358
189201	Explosive Manufacturing	2.961
189901	Other Basic Chemical Product Manufacturing n.e.c.	2.260
191101	Polymer Film and Sheet Packaging Material Manufacturing	3.131
191201	Rigid and Semi-Rigid Polymer Product Manufacturing	4.461
191301	Polymer Foam Product Manufacturing	4.277
191401	Tyre Manufacturing	3.890
191501	Adhesive Manufacturing	2.345
191601	Paint and Coatings Manufacturing	2.689
191602	Inks and Toners Manufacturing	0.726
191901	Other Polymer Product Manufacturing	5.008
192001	Natural Rubber Product Manufacturing	3.600
201001	Glass and Glass Product Manufacturing	2.999
202101	Clay Brick Manufacturing	3.441
202901	Other Ceramic Product Manufacturing	2.642
203101	Cement and Lime Manufacturing	1.100
203201	Plaster Product Manufacturing	5.374
203301	Ready-Mixed Concrete Manufacturing	5.529
203401	Concrete Product Manufacturing	7.576
209001	Other Non-Metallic Mineral Product Manufacturing	5.913
211001	Iron Smelting and Steel Manufacturing	3.712
212106	Iron and Steel Casting	6.903
212201	Steel Pipe and Tube Manufacturing	2.977
213106	Alumina Production	2.739
213201	Aluminium Smelting	3.995
213301	Copper, Silver, Lead and Zinc Smelting and Refining	4.730
213901	Other Basic Non-Ferrous Metal Manufacturing	5.912
214101	Non-Ferrous Metal Casting	2.950
214201	Aluminium Rolling, Drawing, Extruding	3.004
214901	Other Basic Non-Ferrous Metal Product Manufacturing	2.759
221001	Iron and Steel Forging	5.658
222101	Structural Steel Fabricating	4.338
222201	Prefabricated Metal Building Manufacturing	4.171
222301	Architectural Aluminium Product Manufacturing	4.014
222401	Metal Roof and Guttering Manufacturing (except Aluminium)	3.244
222901	Other Structural Metal Product Manufacturing	4.488
223101	Boiler, Tank and Other Heavy Gauge Metal Container Manufacturing	6.795
223901	Other Metal Container Manufacturing	2.816
224001	Sheet Metal Product Manufacturing (except Metal Structural and Container Products)	3.757
229101	Spring and Wire Product Manufacturing	4.245
229201	Nut, Bolt, Screw and Rivet Manufacturing	2.851
229301	Metal Coating and Finishing	4.595

Column 1	Column 2	Column 3
SAIC Code Number	Industry Description	Industry Premium Rate per \$100
229901	Other Fabricated Metal Product Manufacturing n.e.c.	3.081
229902	Cutlery and Hand Tool Manufacturing	10.256
231101	Motor Vehicle Manufacturing	2.767
231201	Motor Vehicle Body and Trailer Manufacturing	4.993
231301	Automotive Electrical Component Manufacturing	2.605
231901	Other Motor Vehicle Parts Manufacturing	3.415
239101	Shipbuilding and Repair Services	5.251
239102	Submarine Building and Repair Services	1.670
239201	Boatbuilding and Repair Services	4.078
239301	Railway Rolling Stock Manufacturing and Repair Services	2.626
239401	Aircraft Manufacturing and Repair Services	0.670
239901	Other Transport Equipment Manufacturing n.e.c.	2.590
241101	Photographic , Optical and Ophthalmic Equipment Manufacturing	0.489
241201	Medical and Surgical Equipment Manufacturing	1.719
241901	Other Professional and Scientific Equipment Manufacturing	0.529
242101	Computer and Electronic Office Equipment Manufacturing	0.510
242201	Communication Equipment Manufacturing	0.542
242901	Other Electronic Equipment Manufacturing	0.428
243101	Electric Cable and Wire Manufacturing	2.733
243201	Electric Lighting Equipment Manufacturing	2.155
243901	Other Electrical Equipment Manufacturing	2.412
244101	Whiteware Appliance Manufacturing	2.674
244901	Other Domestic Appliance Manufacturing	2.764
245101	Pump and Compressor Manufacturing	3.489
245201	Fixed Space Heating, Cooling and Ventilation Equipment Manufacturing	1.714
246101	Agricultural Machinery and Equipment Manufacturing	3.426
246201	Mining and Construction Machinery Manufacturing	2.622
246301	Machine Tool and Parts Manufacturing	2.778
246901	Other Specialised Machinery and Equipment Manufacturing	2.944
249101	Lifting and Material Handling Equipment Manufacturing	5.304
249901	Other Machinery and Equipment Manufacturing n.e.c.	3.346
251101	Wooden Furniture and Upholstered Seat Manufacturing	3.351
251201	Metal Furniture Manufacturing	4.505
251301	Mattress Manufacturing	4.608
251901	Other Furniture Manufacturing	3.299
259101	Jewellery and Silverware Manufacturing	1.319
259201	Toy, Sporting and Recreational Product Manufacturing	3.832
259901	Other Manufacturing n.e.c.	2.116
	ELECTRICITY, GAS, WATER AND WASTE SERVICES	
261101	Fossil Fuel Electricity Generation	0.693
261901	Other Electricity Generation	0.660
262001	Electricity Transmission and Distribution	0.627
264001	On Selling Electricity and Electricity Market Operation	0.557
270001	Gas Supply	0.906
281101	Water Supply	0.901
281201	Sewerage and Drainage Services	2.221
291101	Solid Waste Collection Services	5.711
291901	Other Waste Collection Services	5.714
292101	Waste Treatment and Disposal Services	5.735
292201	Waste Remediation and Materials Recovery Services	6.263
	CONSTRUCTION	
301101	House Construction	2.489
301901	Other Residential Building Construction	3.524
302001	Non-Residential Building Construction	2.586
310101	Heavy and Civil Engineering Construction	2.929
321101	Land Development and Subdivision	1.524
321201	Site Preparation Services	3.811
322101	Concreting Services	5.849
322201	Bricklaying Services	6.020
322301	Roofing Services	7.912
322401	Structural Steel Erection Services	5.792

Column 1	Column 2	Column 3
SAIC Code Number	Industry Description	Industry Premium Rate per \$100
323106	Plumbing Services	2.977
323206	Electrical Services	1.968
323306	Air Conditioning and Heating Services	3.815
323406	Fire and Security Alarm Installation Services	2.166
323901	Other Building Installation Services	3.983
324106	Plastering and Ceiling Services	5.736
324206	Carpentry Services	5.202
324306	Tiling and Carpeting Services	4.251
324406	Painting and Decorating Services	4.817
324506	Glazing Services	6.024
329101	Landscape Construction Services	4.180
329201	Hire of Construction Machinery with Operator	3.856
329901	Other Construction Services n.e.c.	5.594
	WHOLESALE TRADE	
331101	Wool Wholesaling	2.807
331201	Cereal Grain Wholesaling	3.484
331901	Other Agricultural Produce Wholesaling	2.185
331902	Other Agricultural Supply Wholesaling	0.634
332101	Petroleum Product Wholesaling	1.440
332201	Metal Wholesaling	3.890
332202	Mineral Wholesaling	1.941
332301	Industrial and Agricultural Chemical Product Wholesaling	1.552
333101	Timber Wholesaling	3.528
333201	Plumbing Goods Wholesaling	2.036
333901	Builders Hardware Goods Wholesaling	1.971
333902	Household Hardware Goods Wholesaling	1.139
341101	Agricultural and Construction Machinery Wholesaling	1.698
341901	Other Specialised Industrial Machinery and Equipment Wholesaling	1.616
349101	Professional and Scientific Goods Wholesaling	0.666
349201	Computer and Computer Peripheral Wholesaling	0.445
349301	Telecommunication Goods Wholesaling	0.697
349401	Other Electrical and Electronic Goods Wholesaling	0.786
349402	Photographic Equipment Wholesaling	0.400
349901	Other Machinery and Equipment Wholesaling n.e.c.	1.411
350101	Car Wholesaling	1.368
350201	Commercial Vehicle Wholesaling	2.067
350301	Trailer and Other Motor Vehicle Wholesaling	2.085
350401	Motor Vehicle New Parts Wholesaling	2.390
350501	Motor Vehicle Dismantling and Used Parts Wholesaling	2.849
360101	General Line Grocery Wholesaling	2.835
360201	Meat Wholesaling	5.323
360202	Poultry and Smallgoods Wholesaling	2.352
360301	Dairy Produce Wholesaling	2.763
360302	Milk Vending	4.818
360401	Fish and Seafood Wholesaling	3.049
360501	Fruit and Vegetable Wholesaling	4.160
360601	Liquor and Tobacco Product Wholesaling	1.428
360901	Other Grocery Wholesaling	3.133
360902	Confectionery and Soft Drink Wholesaling	2.318
371101	Textile Product Wholesaling	0.881
371201	Clothing and Footwear Wholesaling	0.453
372001	Pharmaceutical and Toiletry Goods Wholesaling	0.873
373101	Furniture and Floor Covering Wholesaling	1.380
373201	Jewellery and Watch Wholesaling	0.863
373301	Kitchen and Dining ware Wholesaling	1.140
373401	Toy and Sporting Goods Wholesaling	1.075
373501	Book and Magazine Wholesaling	1.291
373601	Paper Product Wholesaling	1.533
373901	Other Goods Wholesaling n.e.c.	1.641
380001	Commission-Based Wholesaling	1.506
380002	Wholesaling goods not physically handling any stock	0.764

Column 1	Column 2	Column 3
SAIC Code Number	Industry Description	Industry Premium Rate per \$100
RETAIL TRADE		
391101	Car Retailing	1.535
391201	Motor Cycle Retailing	1.579
391301	Trailer and Other Motor Vehicle Retailing	2.003
392101	Motor Vehicle Parts Retailing	1.459
392201	Tyre Retailing	3.689
400001	Fuel Retailing	2.506
411001	Supermarket and Grocery Stores	2.006
412102	Fresh Fish Retailing	1.360
412106	Fresh Meat and Poultry Retailing	3.321
412206	Fruit and Vegetable Retailing	1.722
412301	Liquor Retailing	1.322
412901	Other Specialised Food Retailing	1.481
421101	Furniture Retailing	2.866
421201	Floor Coverings Retailing	2.049
421301	Housewares Retailing	1.676
421401	Manchester and Other Textile Goods Retailing	2.887
422101	Electrical , Electronic and Gas Appliance Retailing	1.213
422102	Photographic Equipment Retailing	0.495
422201	Computer and Computer Peripheral Retailing	1.173
422901	Other Electrical and Electronic Goods Retailing	1.544
423106	Hardware and Building Supplies Retailing	2.101
423206	Garden Supplies Retailing	2.688
424106	Sport and Camping Equipment Retailing	0.831
424206	Entertainment Media and Musical Instrument Retailing	0.451
424306	Toy and Game Retailing	0.400
424406	Newspaper and Book Retailing	1.006
424506	Marine Equipment Retailing	1.476
425101	Clothing Retailing	1.440
425201	Footwear Retailing	0.959
425301	Watch and Jewellery Retailing	0.747
425901	Other Personal Accessory Retailing	1.312
426001	Department Stores	1.786
426002	General Variety Stores	2.357
427101	Pharmaceutical, Cosmetic and Toiletry Goods Retailing	0.901
427201	Stationery Goods Retailing	0.909
427301	Antique and Used Goods Retailing	3.454
427302	Coin and stamp dealing	0.400
427401	Flower Retailing	2.539
427901	Other Store-Based Retailing n.e.c.	1.294
427902	Tobacco Products Retailing	1.950
431001	Non-Store Retailing	0.812
432001	Retail Commission-Based Buying and/or Selling	0.759
ACCOMMODATION AND FOOD SERVICES		
440001	Accommodation	2.081
451101	Cafes and Restaurants	1.734
451201	Takeaway Food Services	1.154
451301	Catering Services	3.211
452001	Pubs, Taverns and Bars	2.209
453001	Clubs (Hospitality)	2.461
TRANSPORT, POSTAL AND WAREHOUSING		
461001	Road Freight Transport	7.392
461002	Towing Services	5.309
462101	Interurban and Rural Bus Transport	3.935
462201	Urban Bus Transport (Including Tramway)	2.729
462301	Taxi and Other Road Transport	3.373
471006	Rail Freight Transport	1.701
472001	Rail Passenger Transport	2.679
481001	Water Freight Transport	3.556
482001	Water Passenger Transport	2.888

Column 1	Column 2	Column 3
SAIC Code Number	Industry Description	Industry Premium Rate per \$100
490001	Scheduled Air and Space Transport	1.628
490002	Non-Scheduled Air and Space Transport	1.089
501001	Scenic and Sightseeing Transport	2.895
502101	Pipeline Transport	0.933
502901	Other Transport n.e.c.	1.110
510101	Postal Services	1.468
510201	Courier Pick-up and Delivery Services	6.038
521101	Stevedoring Services	4.845
521201	Port and Water Transport Terminal Operations	3.289
521901	Other Water Transport Support Services	1.815
522001	Airport Operations and Other Air Transport Support Services	0.517
529101	Customs Agency Services	0.912
529201	Freight Forwarding Services	2.185
529202	Freight Forwarding Services - not physically handling any stock	0.401
529206	Freight Forwarding Services (Water)	1.601
529901	Other Transport Support Services n.e.c.	2.680
529902	Radio Base Operation	1.788
530101	Grain Storage Services	3.111
530906	Other Warehousing and Storage Services	3.455
530907	Cold Storage	7.196
INFORMATION MEDIA AND TELECOMMUNICATIONS		
541101	Newspaper Publishing	0.789
541201	Magazine and Other Periodical Publishing	0.740
541301	Book Publishing	0.787
541401	Directory and Mailing List Publishing	0.822
541901	Other Publishing (except Software, Music and Internet)	0.761
542001	Software Publishing	0.400
551101	Motion Picture and Video Production	0.843
551201	Motion Picture and Video Distribution	0.609
551301	Motion Picture Exhibition	1.302
551401	Post-production Services and Other Motion Picture and Video Activities	0.653
552101	Music Publishing	0.794
552201	Music and Other Sound Recording Activities	0.400
561001	Radio Broadcasting	0.400
562101	Free-to-Air Television Broadcasting	0.469
562201	Cable and Other Subscription Broadcasting	0.445
570001	Internet Publishing and Broadcasting	0.855
580106	Wired Telecommunications Network Operation	0.670
580206	Other Telecommunications Network Operation	0.626
580901	Other Telecommunications Services	0.624
591001	Internet Service Providers and Web Search Portals	0.634
592101	Data Processing and Web Hosting Services	0.412
592201	Electronic Information Storage Services	1.006
601001	Libraries and Archives	0.400
602001	Other Information Services	0.400
FINANCIAL AND INSURANCE SERVICES		
621001	Central Banking	0.439
622101	Banking	0.428
622201	Building Society Operation	0.400
622301	Credit Union Operation	0.412
622901	Other Depository Financial Intermediation	0.400
623001	Non-Depository Financing	0.411
624006	Financial Asset Investing	0.400
631006	Life Insurance	0.400
632101	Health Insurance	0.559
632206	General Insurance	0.478
633001	Superannuation Funds	0.414
641101	Financial Asset Broking Services	0.404
641901	Other Auxiliary Finance and Investment Services	0.400
642001	Auxiliary Insurance Services	0.517

Column 1	Column 2	Column 3
SAIC Code Number	Industry Description	Industry Premium Rate per \$100
RENTAL, HIRING AND REAL ESTATE SERVICES		
661101	Passenger Car Rental and Hiring	1.392
661901	Other Motor Vehicle and Transport Equipment Rental and Hiring	1.727
662001	Farm Animal and Bloodstock Leasing	3.069
663101	Heavy Machinery and Scaffolding Rental and Hiring	2.735
663201	Video and Other Electronic Media Rental and Hiring	0.873
663901	Other Goods and Equipment Rental and Hiring n.e.c.	3.654
663902	Party Hire	5.636
664001	Non-Financial Intangible Assets (Except Copyrights) Leasing	0.400
671101	Residential Property Operators	1.763
671201	Non-Residential Property Operators	1.272
672001	Real Estate Services	0.517
PROFESSIONAL, SCIENTIFIC AND TECHNICAL SERVICES		
691001	Scientific Research Services	0.400
692101	Architectural Services	0.400
692201	Surveying and Mapping Services	0.866
692301	Engineering Design and Engineering Consulting Services	0.400
692401	Other Specialised Design Services	0.400
692501	Scientific Testing and Analysis Services	0.572
693101	Legal Services	0.480
693201	Accounting Services	0.400
694001	Advertising Services	0.462
695001	Market Research and Statistical Services	0.439
696101	Corporate Head Office Management Services	0.462
696201	Management Advice and Related Consulting Services	0.400
697001	Veterinary Services	1.207
699101	Professional Photographic Services	1.411
699901	Other Professional, Scientific and Technical Services n.e.c.	0.487
700001	Computer System Design and Related Services	0.400
ADMINISTRATIVE AND SUPPORT SERVICES		
721101	Employment Placement and Recruitment Services	1.689
721201	Labour Supply Services	0.739
721202	Employment Programs	2.300
722001	Travel Agency and Tour Arrangement Services	0.454
729101	Office Administrative Services	0.466
729201	Document Preparation Services	1.263
729301	Credit Reporting and Debt Collection Services	0.735
729401	Call Centre Operation	0.819
729901	Other Administrative Services n.e.c.	0.778
731101	Building and Other Industrial Cleaning Services	4.563
731201	Building Pest Control Services	4.441
731301	Gardening Services	4.026
731302	Tree Lopping and Arborist Services	7.867
732001	Packaging Services	2.679
PUBLIC ADMINISTRATION AND SAFETY		
751001	Central Government Administration	0.466
752001	State Government Administration	0.470
753001	Local Government Administration	2.351
754001	Justice	0.680
755101	Domestic Government Representation	0.491
755201	Foreign Government Representation	0.493
760001	Defence	2.867
771101	Police Services	2.246
771201	Investigation and Security Services	3.990
771202	Security Support Services	2.077
771301	Fire Protection and Other Emergency Services	3.879
771401	Correctional and Detention Services	3.861
771901	Other Public Order and Safety Services	4.583
772001	Regulatory Services	0.590

Column 1	Column 2	Column 3
SAIC Code Number	Industry Description	Industry Premium Rate per \$100
EDUCATION AND TRAINING		
801001	Preschool Education	1.466
802101	Primary Education	0.887
802201	Secondary Education	0.874
802301	Combined Primary and Secondary Education	0.900
802401	Special School Education	1.843
810101	Technical and Vocational Education and Training	1.394
810201	Higher Education	0.535
821101	Sports and Physical Recreation Instruction	1.460
821201	Arts Education	1.418
821901	Adult, Community and Other Education n.e.c.	1.286
822001	Educational Support Services	1.294
HEALTHCARE AND SOCIAL ASSISTANCE		
840101	Hospitals (Except Psychiatric Hospitals)	2.061
840201	Psychiatric Hospitals	1.862
851101	General Practice Medical Services	0.498
851201	Specialist Medical Services	0.400
852001	Pathology Services	1.539
852002	Diagnostic Imaging Services	0.439
853101	Dental Services	0.490
853201	Optometry, Optical Dispensing and Audiology Services	0.475
853301	Physiotherapy Services	0.590
853401	Chiropractic and Osteopathic Services	0.400
853901	Other Allied Health Services	0.840
853902	Nursing Services (own account)	3.047
859101	Ambulance Services	3.247
859901	Other Health Care Services n.e.c.	1.029
859902	Community Health Centres (Medical)	2.063
859903	Community Health Centres (Paramedical)	3.748
860101	Aged Care Residential Services	3.468
860901	Other Residential Care Services	4.236
871001	Child Care Services	2.110
879001	Other Social Assistance Services	2.643
ARTS AND RECREATION SERVICES		
891001	Museum Operation	1.733
892101	Zoological and Botanical Gardens Operation	3.450
892201	Nature Reserves and Conservation Parks Operation	3.038
900101	Performing Arts Operation	2.459
900201	Creative Artists, Musicians, Writers and Performers	0.409
900301	Performing Arts Venue Operation	1.647
911101	Health and Fitness Centres and Gymnasia Operation	1.313
911201	Sports and Physical Recreation Clubs and Sports Professionals	1.329
911202	Thoroughbred Horse Racing	25.000
911301	Sports and Physical Recreation Venues, Grounds and Facilities Operation	1.505
911401	Sports and Physical Recreation Administrative Service	0.942
912101	Horse and Dog Racing Administration and Track Operation	1.830
912901	Other Horse Racing Activities	10.753
912902	Other Dog Racing Activities	1.457
913106	Amusement Parks and Centres Operation	1.770
913901	Amusement and Other Recreational Activities n.e.c.	1.705
920101	Casino Operation	1.646
920201	Lottery Operation	0.797
920901	Other Gambling Activities	0.728
OTHER SERVICES		
941101	Automotive Electrical Services	2.139
941201	Automotive Body, Paint and Interior Repair	3.386
941203	Automotive Glass Replacement and Repair Services	1.989
941901	Other Automotive Repair and Maintenance	2.737
942101	Domestic Appliance Repair and Maintenance	2.364
942201	Electronic (except Domestic Appliance) and Precision Equipment Repair and Maintenance	0.673

Column 1	Column 2	Column 3
SAIC Code Number	Industry Description	Industry Premium Rate per \$100
942901	Other Machinery and Equipment Repair and Maintenance	2.429
942902	Agricultural, Farm, Construction and Earthmoving Machinery and Equipment Repair and Maintenance	1.602
949101	Clothing and Footwear Repair	1.155
949901	Other Repair and Maintenance n.e.c.	2.292
951101	Hairdressing and Beauty Services	1.314
951201	Diet and Weight Reduction Centre Operation	2.677
952001	Funeral Services	2.133
952002	Crematorium and Cemetery Services	5.547
953101	Commercial Laundries and Linen Hire Services	5.835
953102	Laundrettes and Dry-Cleaners	3.169
953201	Photographic Film Processing	0.928
953301	Parking Services	2.683
953401	Brothel Keeping and Prostitution Services	1.751
953901	Other Personal Services n.e.c.	1.710
953902	Pet Care Services	4.247
954001	Religious Services	0.834
955101	Business and Professional Association Services	0.694
955201	Labour Association Services	1.095
955901	Other Interest Group Services n.e.c.	1.987
955902	Political Parties	0.400
960101	Private Households Employing Staff	2.978
	NON-CLASSIFIABLE	
990001	Non-Classifiable Economic Unit	25.000

RETURN TO WORK ACT 2014

*Publication of Designated Manners and Forms Notice 2026**Preamble*

Subsection 4(15) of the *Return to Work Act 2014* (“the Act”) provides that the Return to Work Corporation of South Australia (“the Corporation”) may, by notice in the Gazette, designate manners and forms for the purposes of the Act.

In accordance with the power delegated to me by the Corporation under the current Instrument of Delegation of the Corporation, I, Michael Francis, Chief Executive Officer, designate pursuant to the Sections of the Act specified herein the forms by which information is to be provided by an employer.

Part 1—Preliminary Matters

1. This notice may be cited as the *Publication of Designated Manners and Forms Notice 2026*.

Part 2—Designated Forms

2. *Employer Remuneration Return*

Pursuant to subsection 149(1) of the Act, I give notice that the form at Attachment 1 is the designated form for the purpose of that subsection in respect of a return required at the beginning of the 2026-27 premium period.

This form will come into effect on 1 July 2026, and supersedes only the form designated under subsection 149(1) of the Act previously published in the Government Gazette No. 34 dated 19 June 2025.

Part 3—Designated Manners

3. Employers may supply the information required in the form designated in Clause 2 of this Notice titled ‘Employer remuneration return’ in the following designated manners:
 - 3.1 by post
 - 3.2 by phone
 - 3.3 by email
 - 3.4 by lodging via ReturntoWorkSA’s website
4. The information shall be deemed to have been provided if one of the designated manners in Clause 3 of this Part is used.
5. No signature is required for the purposes of Clause 3.2, 3.3 and 3.4 of this Part.

I confirm that this is a true and correct record of the decision of the Corporation made in the exercise of my delegated authority.

Dated: 2 June 2026

M. FRANCIS
Chief Executive Officer

ATTACHMENT 1



www.rtwsa.com
13 18 55

ABN 83 687 563 395

Employer remuneration return

Return to Work Act 2014

Login to online services at www.rtwsa.com to complete this form online

Employer name	Employer number
Postal address	Location number
Location address	Provide completed return by 15 September 2026

SECTION A – Actual remuneration

You are required under section 149 of the *Return to Work Act 2014* (the Act) to complete this return by 15 September 2026 and provide it to us in relation to financial year 2025-26.

Please fill in the actual remuneration paid by you as an employer to workers employed by you for this location during the 2025-26 financial year for each period indicated. If nil please write 'nil'. If you have more than one location, you must provide a separate return for each location.

Please note that a working director is defined as a director who receives salary or wages under a contract of service with the employer.

	Period	Actual remuneration
Section 1 – All workers (include superannuation, working directors and apprentices)		\$. 0 0
		\$. 0 0
Section 2 – Apprentices (see note below)		\$. 0 0
		\$. 0 0

Please note - only complete Section 2 if you employed during the 2025-26 financial year:

- an apprentice who was trained under an approved training contract in an occupation declared to be a 'trade' under section 6 of the *South Australian Skills Act 2008* (or former Act); or
- **for Group Training Organisations only** – a trainee who was trained under an approved training contract (with a group training organisation) in an occupation which is a declared 'vocation' under section 6 of the *South Australian Skills Act 2008* (or former Act)

Number of workers

Provide the total number of workers you employed in South Australia during the 2025-26 financial year whose remuneration has been included above (include working directors, apprentices and trainees).

Company directors

Under section 5(8) of the Act the actual remuneration (i.e. salary, wages, superannuation, etc.) paid or payable to a working director for the financial year must be provided.

Only complete if you employed a working director during the 2025-26 financial year.

Family name	First and middle name	Actual remuneration
		\$. 0 0
		\$. 0 0
		\$. 0 0

Return to *work*.
Return to *life*.



Labour hire

Please fill in details of all businesses (labour hire suppliers) who have supplied labour to you during the 2025-26 financial year. You can ensure your labour suppliers are registered with ReturnToWorkSA by using our employer lookup at www.rtwsa.com.

Labour supply business name	ABN	Total contract amount paid during 2025-26
		\$ 0 0
		\$ 0 0

If more, attach list.

! Premium calculation – choice

If you would like us to calculate your premium for the 2026-27 financial year based on the actual remuneration you paid your workers in the 2025-26 financial year, you do not need to provide any further information. Go to **SECTION C – DECLARATION** to finalise your return.

Benefits of this option:

- ReturnToWorkSA will not adjust your premium at the end of the financial year – there is no extra bill or refund, providing you with certainty of your insurance costs.

If you would like us to calculate your premium for the 2026-27 financial year based on the estimated remuneration you expect will be payable to your workers during the 2026-27 financial year, you must complete both **SECTION B – ESTIMATED REMUNERATION** and **SECTION C – DECLARATION**.

- If you choose this option, ReturnToWorkSA will adjust your premium at the end of the financial year when your actual remuneration is known – you will receive an additional bill or a refund.

SECTION B – Estimated remuneration

! ONLY COMPLETE THIS SECTION IF YOU WOULD LIKE YOUR PREMIUM FOR THE 2026-27 FINANCIAL YEAR CALCULATED USING ESTIMATED REMUNERATION.

Please provide the estimated remuneration that you expect will be payable to your workers during the 2026-27 financial year. If you have more than one location, you must provide a separate return for each location.

Section 1 – All workers (include superannuation, working directors and apprentices)	Estimated remuneration
	\$ 0 0
Section 2 – Apprentices (see note below)	\$ 0 0

Please note - only complete Section 2 if you employ or expect to employ during the 2026-27 financial year:

- an apprentice who was trained under an approved training contract in an occupation declared to be a 'trade' under section 6 of the *South Australian Skills Act 2008* (or former Act); or
- for **Group Training Organisations only** – a trainee who was trained under an approved training contract (with a group training organisation) in an occupation which is a declared 'vocation' under section 6 of the *South Australian Skills Act 2008* (or former Act)

SECTION C – Declaration

I have included all relevant items of remuneration such as wages (including the wages of working directors), superannuation payments, salary sacrifice amounts, non-cash components of remuneration and payments to subcontractors as deemed workers. I hereby declare that:

- the information in this return is true and complete in every respect; and
- all workers have been paid the correct wages and entitlements in accordance with law.

I have documents which verify that such payments were made, as well as documents to support the employment of apprentices or trainees with a group training organisation and remuneration paid to them.

I understand that ReturnToWorkSA relies upon this return to calculate premiums under the *Return to Work Act 2014* (the Act) and I may be liable for a fine of \$50,000 or imprisonment for 2 years for dishonestly giving a return under the Act knowing the return to be false or misleading.

For assistance please refer to the Remuneration guide on the ReturnToWorkSA website www.rtwsa.com.

I declare that the information I have given on this form is complete and correct in every respect to the best of my knowledge and belief.

Date ____ / ____ / ____

	Name (BLOCK LETTERS)
	Position/title
	Organisation
Signature of employer, public officer or authorised person	Phone

Provide your completed form to ReturnToWorkSA by: Post 400 King William Street, Adelaide SA 5000 or GPO Box 2668, Adelaide SA 5001
 Fax (08) 8233 2990 Email premium@rtwsa.com Phone 13 18 55 Visit our website www.rtwsa.com

RETURN TO WORK ACT 2014

RTWSA Premium Order (Retro-Paid Loss Arrangement) 2026-2027

The Board of the Return to Work Corporation of South Australia ('the Corporation') after consultation with the Minister publishes the principles fixing the manner in which a premium payable by an employer (or person who proposes to become an employer) will be calculated for the purposes of Section 143 of the *Return to Work Act 2014* ('the Act'), referred to as the 'RTWSA Premium Order (Retro-Paid Loss Arrangement) 2026-2027' ('this Order').

This Order fixes the manner in which such a premium is to be calculated for the Retro-Paid Loss Arrangement authorised under subsection 143(7)(e) of the Act for the period beginning 1 July 2026 to and including 30 June 2027.

Part 1—Preliminary Matters

1. This Order is the RTWSA Premium Order (Retro-Paid Loss Arrangement) 2026-2027 published pursuant to subsection 143(3) of the Act.
2. This Order takes effect on 1 July 2026.

Part 2—Application

3. This Order applies to employers who, in accordance with subsection 143(7)(e) of the Act, on application and at the discretion of the Corporation, satisfy specified criteria so as to pay a premium determined according to an alternative set of principles. The Corporation delegates to its Chief Executive Officer the function and power to specify such criteria.
4. In accordance with subsection 143(7)(e) of the Act and as determined in Part 7 of the RTWSA Premium Order (Return to Work Premium System) 2026-2027 this Order fixes such an alternative set of principles for calculating premiums (to be known as the Retro-Paid Loss Arrangement premium calculation).
5. If, before 1 July 2027, a RTWSA Premium Order (Retro-Paid Loss Arrangement) has not been made for the 2027-2028 period (or such further period thereafter), this Order continues to apply pending the making of such an order.
6. The terms and conditions in the RTWSA Premium Provisions 2026-2027 apply to, and in respect of, a Retro-Paid Loss Arrangement unless this Order provides otherwise.
7. In this Order, words and expressions have the same meaning as they have in the RTWSA Premium Provisions 2026-2027, unless this Order provides otherwise.

Part 3—Retro-Paid Loss Arrangement Premium Calculation

8. The Retro-Paid Loss Arrangement premium calculated at the commencement of the premium period is the initial premium, determined in accordance with Part 6 of this Order.
9. The Retro-Paid Loss Arrangement premium is then recalculated at each adjustment date as the adjusted premium, determined in accordance with Part 6 of this Order.

Part 4—Returns and Payment Terms

10. Any initial premium will be payable in accordance with the provisions in the then current Payment of Statutory Payments Notice.
11. Any adjusted premium is to be paid in full on the date specified on the adjustment note.

Part 5—Adjustment Dates

12. In this Order:
 - 12.1 adjustment date, in relation to the Retro-Paid Loss Arrangement, means each of the following dates:
 - (a) the date that is 15 months after the date of the commencement of the premium period (the first adjustment date),
 - (b) the date that is 27 months after the date of the commencement of the premium period (the second adjustment date),
 - (c) the date that is 39 months after the date of the commencement of the premium period (the third adjustment date),
 - (d) the date that is 48 months after the date of the commencement of the premium period (the fourth adjustment date).

Part 6—Calculation of Initial Premium and Adjusted Premium

13. The method for calculating the premium for an employer or group of employers:
 - 13.1 at the commencement of the premium period, the premium (initial premium) is calculated as defined in the RTWSA Premium Order (RTW Premium System) 2026-2027, but where, in calculating base premium, 'ra, rb...rn' are each part of the total remuneration in respect of the 2026-2027 premium period, being a part of the total remuneration attributable to each of the employer's relevant SAICs.
 - 13.2 at the 15 month adjustment date, the premium (adjusted premium) is as follows:

$$P = (BP - A) \times 0.6 + C + SUR$$
 but not more than Pmax.
 - 13.3 at the 27 month adjustment date, the premium (adjusted premium) is as follows:

$$P = (BP - A) \times 0.5 + C + SUR$$
 but not more than Pmax.
 - 13.4 at the 39 month adjustment date, the premium (adjusted premium) is as follows:

$$P = (BP - A) \times 0.4 + C + SUR$$
 but not more than Pmax.
 - 13.5 at the 48 month adjustment date, the premium (adjusted premium) is as follows:

$$P = (BP - A) \times 0.4 + C + SUR$$
 but not more than Pmax.

Where:

BP is the base premium calculated in accordance with Part 4 of the RTWSA Premium Provisions 2026-2027 but where 'ra, rb...rn' are each part of the total remuneration in respect of the 2026-2027 premium period, being a part of the total remuneration attributable to each of the employer's relevant SAICs.

A is the apprentice and trainee incentive amount, if any, for an employer or group of employers determined with respect to the premium period or part thereof in accordance with Part 5 of the RTWSA Premium Provisions 2026-2027.

SUR is the Supplementary Underwriting Rate being a premium adjustment (either a decrease or an increase) to allow the premium of an employer, within a particular category or class, to be adjusted. Any adjustment is at the discretion of the Corporation and subject to the claims experience and a specific risk assessment of the employer by the Corporation.

P is the adjusted premium for the time being payable by an employer or group of employers in respect of the premium period (including, where adjustments are required to be made to that premium by reason of the operation of this Order, the premium so payable by reason of those adjustments).

C is the total of the cost of claims for an employer or group of employers as defined in Part 8 of this Order in respect of claims with a date of injury in the premium period. For this purpose date of injury is the date the person suffered the injury, or the deemed date of injury under the Act.

P_{max} is the maximum premium that is payable by an employer or group of employers calculated in accordance with Part 7 of this Order.

GST and the **WHS** fee have appeared to form part of this formula in prior RTWSA Premium Provisions, however they do not form part of the premium payable, so have been removed to clarify the fact that they do not form part of the premium payable but are in addition to the premium payable. **GST** and the **WHS** fee remain payable in accordance with Part 10.

14. The method to apportion adjusted premium for each member of a group at each adjustment date (the adjusted premium) is as follows:

$$P_E = \frac{P \times BP - A}{BP_G - A_G}$$

Where:

P_E is the premium for the time being payable by an employer who is a member of a group in respect of the premium period calculated in accordance with 13.2, 13.3, 13.4 and 13.5 of Part 6 of this Order (including, where adjustments are required to be made to that premium by reason of the operation of this Order, the premium so payable by reason of those adjustments).

BP is the base premium for an employer that is a member of a group calculated in accordance with Part 4 of the RTWSA Premium Provisions 2026-2027, but where 'ra, rb...rn' are each part of the total remuneration in respect of the 2026-2027 premium period, being a part of the total remuneration attributable to each of the employer's relevant SAICs.

A is the apprentice and trainee incentive amount, if any, for an employer determined with respect to the premium period or part thereof in accordance with Part 5 of the RTWSA Premium Provisions 2026-2027.

BP_G is the sum of the **BP** for all the members of a group of which the employer is a member.

A_G is the sum of **A** for all members of a group of which the employer is a member.

Part 7—Maximum and Minimum Premium Payable

15. For the purposes of this Order, the maximum premium (**P_{max}**) that is payable by an employer or group of employers in respect of the premium period is calculated as follows:

$$P_{max} = [(BP \times 2) - A] + SUR$$

GST and the **WHS** fee have appeared to form part of this formula in prior RTWSA Premium Provisions, however they do not form part of the premium payable, so have been removed to clarify the fact that they do not form part of the premium payable but are in addition to the premium payable. **GST** and the **WHS** fee remain payable in accordance with Part 10.

16. Despite any other provision of this Order, an initial premium or an adjusted premium is to be no less than the minimum premium specified in the RTWSA Premium Provisions 2026-2027.

Part 8—Cost of Claims

17. Cost of claims means the total of:

- 17.1 costs paid on, and in respect of, each claim for compensation allocated to a particular employer (irrespective of whether the claim for compensation was withdrawn by the worker, accepted or rejected); and
- 17.2 for claims in which a worker has or is expected to have an entitlement for a lump sum payment in accordance with Part 4 Division 6 and/or Part 4 Division 7 of the Act where the payment has not been made, the cost of claims will include an estimate assessed by the Corporation of the outstanding liability for expected lump sum payment(s); and
- 17.3 for claims in which a worker is a seriously injured worker (as defined in Part 2 Division 4 of the Act), the current and most accurate estimate assessed by the Corporation of the outstanding liability for each claim.

18. The costs of each claim are the total costs for the claim, as described in clause 17 of this Part, based on the evidence available at the time of the relevant adjustment date.

19. Excluded from the costs of each claim are:

- 19.1 costs associated with claims for unrepresentative injuries,
- 19.2 costs associated with successfully prosecuted fraudulent claims,
- 19.3 actual recoveries for compulsory third party and common law actions under Section 66 of the Act,
- 19.4 the amount of income support paid in the first two weeks of a worker's incapacity where the Corporation has undertaken the liability of the employer in accordance with subsection 64(14) of the Act, and
- 19.5 claims costs in excess of \$500,000.

20. But, in any case where a single event leads to 3 or more individual claims, the maximum total combined costs of all those claims in relation to that event will not exceed \$1,000,000.

Part 9—Exit to Self-Insurance

21. If an employer to whom this Order applies is registered as a self-insured employer under Section 129 of the Act:
- 21.1 within 15 months from the commencement of the premium period, premium will be calculated in accordance with clause 13.1 of Part 6 of this Order; or
 - 21.2 on or after 15 months and prior to 48 months from the commencement of the premium period, the adjusted premium will be payable within 28 days of commencement of the self-insurance registration. The calculation of adjusted premium will be based on the balance of all premium that would have been payable under Part 6 of this Order, by applying the adjustment formula applicable immediately prior to commencement of the self-insurance registration with C (in that formula). This will be calculated as at the date immediately prior to commencement of the self-insurance registration.

Part 10—Liability to Pay GST and the WHS Fee

22. The Premium an employer will be liable to pay for each premium period, or part thereof will be subject to GST, which GST will be remitted by the Corporation to the Australian Tax Office.
23. An employer will be liable to pay the WHS fee in addition to a premium and the GST applicable to that premium, which WHS fee will be remitted by the Corporation to SafeWork SA.
24. Neither the GST nor the WHS fee which an employer is liable to pay in connection with a premium are retained by the Corporation to fund the Return to Work Scheme.
25. In this Part 10 the following terms have the meanings set out below—
- “**GST**” is the Goods and Services Tax as defined in Part 2 of the RTWSA Premium Provisions 2026-2027;
- “**WHS fee**” is the work health and safety registration fee as defined in accordance with Part 2 of the RTWSA Premium Provisions 2026-2027.

I confirm that this is a true and correct record of the decision of the Board of the Corporation made on the 21st day of May 2026.

Dated: 21 May 2026

G. MCCARTHY
Board Chair

RETURN TO WORK ACT 2014

RTWSA Premium Order (Return to Work Premium System) 2026-2027

The Board of the Return to Work Corporation of South Australia (‘the Corporation’) after consultation with the Minister publishes the principles fixing the manner in which a premium payable by an employer (or person who proposes to become an employer) will be calculated for the purposes of Section 143 of the *Return to Work Act 2014* (‘the Act’), referred to as the ‘RTWSA Premium Order (Return to Work Premium System) 2026-2027’ (‘this Order’). This Order fixes the manner in which such a premium is to be calculated so as to take effect on 1 July 2026 and up to and including 30 June 2027.

Part 1—Preliminary Matters

This Order is the RTWSA Premium Order (Return to Work Premium System) 2026-2027 published pursuant to subsection 143(3) of the Act and takes effect on 1 July 2026.

Part 2—Application

1. This Order applies to all employers other than a newly registered employer in the circumstance described in Clause 2 or unless another order applies.
2. A newly registered employer, who commenced to be an employer after 1 July 2025 and who employed workers after 1 July 2025, who is not subject to the transfer of business provisions in Section 160 of the Act, will have their premium calculated in accordance with Part 6 of the RTWSA Premium Provisions 2026-2027 until that employer has experienced a full premium period.
3. If before 1 July 2027, a RTWSA Premium Order (Return to Work Premium System) has not been made for the 2027-2028 period, this Order continues to apply pending the making of such an order.
4. The terms and conditions in the RTWSA Premium Provisions 2026-2027 apply unless this Order provides otherwise.
5. In this Order, words and expressions have the same meaning as they have in the RTWSA Premium Provisions 2026-2027, unless this Order provides otherwise.

Part 3—Calculation of Premium Payable by an Employer

6. The premium payable by an employer for a premium period, or part thereof, is to be calculated by the following formula:

$$P = BP \times (1 - D) + C^* - A + SUR$$

* C is subject to a maximum of 3 x D x BP

Where:

P is the total premium

D is the base premium discount factor calculated in accordance with Part 4 of this Order

BP is the base premium calculated in accordance with Part 4 of the RTWSA Premium Provisions 2026-2027

C is the cost of claims calculated in accordance with Part 5 of this Order

A is the apprentice and trainee incentive amount, if any, for an employer determined with respect to the premium period or part thereof in accordance with Part 5 of the RTWSA Premium Provisions 2026-2027

SUR is the Supplementary Underwriting Rate being a premium adjustment (either a decrease or an increase) to allow the premium of an employer, within a particular category or class, to be adjusted. Any adjustment is at the discretion of the Corporation and subject to the claims experience and a specific risk assessment of the employer by the Corporation.

GST and the WHS fee have appeared to form part of this formula in prior orders, however they do not form part of the premium payable, so have been removed to clarify the fact that they do not form part of the premium payable but are in addition to the premium payable. GST and the WHS fee remain payable in accordance with Part 9.

Part 4—Base Premium Discount Factor

7. The base premium discount factor (D) for an employer is as follows:
- 7.1. where the employer’s annualised base premium is less than \$10,000, the premium discount factor is 0.05.

- 7.2. where the employer's annualised base premium is or exceeds \$10,000 and is less than \$50,000, the premium discount factor is 0.1.
- 7.3. where the employer's annualised base premium is or exceeds \$50,000 and is less than \$100,000, the premium discount factor is 0.15.
- 7.4. where the employer's annualised base premium is or exceeds \$100,000 and is less than \$500,000, the premium discount factor is 0.2.
- 7.5. where the employer's annualised base premium is or exceeds \$500,000 and is less than \$1,000,000, the premium discount factor is 0.25.
- 7.6. where the employer's annualised base premium is or exceeds \$1,000,000 the premium discount factor is 0.30.

Part 5—Cost of Claims

8. Cost of claims means income support payments, where:
 - 8.1. payments were made in the financial year preceding the premium period to which the premium applies, and
 - 8.2. the payments were paid with respect to claims with a date of injury in the three financial years preceding the commencement of the premium period to which the premium applies, but excluding:
 - 8.2.1. the amount of income support paid in the first two weeks of a worker's incapacity where the Corporation has undertaken the liability of the employer in accordance with subsection 64(14) of the Act, and
 - 8.2.2. the income support payments paid in respect of claims arising from an unrepresentative injury as defined by Section 4 of the Act, and
 - 8.2.3. the income support payments associated with successfully prosecuted fraudulent claims.

Part 6—Group Training Organisation Arrangement

9. Where an employer is registered with the South Australian Government as meeting the National Standards for Group Training Organisations in the relevant premium period, the premium will be calculated in accordance with the following formula:

$$P = BP - A + SUR$$

GST and the WHS fee have appeared to form part of this formula in prior orders, however they do not form part of the premium payable, so have been removed to clarify the fact that they do not form part of the premium payable but are in addition to the premium payable. GST and the WHS fee remain payable in accordance with Part 9.

10. This arrangement shall only apply if the employer has registered and obtained a separate employer number with ReturnToWorkSA for the purpose of reporting apprentice and trainee remuneration.

Part 7—Alternative Set of Principles (Retro Paid Loss Arrangement)

11. For the purposes of Section 143(7)(e) of the Act, the RTWSA Premium Order (Retro-Paid Loss Arrangement) 2026-2027 is an alternative set of principles for the payment of premium for an employer or employers.

Part 8—Provision of a Deposit, Bond or Guarantee or Other Security

12. As permitted by Section 143(7) of the Act the Corporation will be entitled, in its discretion, to require any employer within a class set out below to provide security for the due payment of premium or other money due to the Corporation. Such security may, at the discretion of the Corporation, be constituted by a deposit, bond, guarantee, and/or a security over assets of that employer or over the assets of any person or entity providing a guarantee.
13. The following classes of employer are specified for the purposes of Section 143(7)(f)—
 - (a) an employer who has been or is a non-compliant employer;
 - (b) an employer in respect of which any manager, director, officer or other person having material influence over the affairs of the employer—
 - (i) has previously been a manager director officer or person having material influence over the affairs of a non-compliant employer; or
 - (ii) is a related person to a manager, director, officer or other person having material influence over the affairs of a non-compliant employer;
 - (c) an employer who would be capable of being treated as a member of a group under the *Payroll Tax Act 2009* where any other member of the group has been or is a non-compliant employer;
 - (d) an employer who is or has been or is an associated entity of a non-compliant employer;
 - (e) an employer who has not disclosed information to which the Corporation is entitled under either Section 149 or 150 of the Act in a timely manner.

14. In this Part 8 the following terms have the meanings set out below—

“**non-compliant employer**” is an employer who has defaulted in the payment of premium or other money due to the Corporation, within the 3 years prior to the commencement of this Premium Order or who has failed to comply with Section 128 of the Act or any equivalent provision in prior legislation;

“**associated entity**” means entities that are associated under Section 50AAA of the *Corporations Act 2001* of the Commonwealth;

“**related person**” means spouse, domestic partner, parent, grandparent, child, grandchild, stepchild, brother, sister, stepbrother, stepsister, half-brother, half-sister, aunt, uncle, cousin or a spouse or domestic partner of any of those persons.

Part 9—Liability to pay GST and the WHS Fee

15. The premium an employer will be liable to pay for each premium period, or a part thereof, will be subject to GST, which GST will be remitted by the Corporation to the Australian Tax Office.
16. An employer will be liable to pay the WHS fee in addition to a premium and the GST applicable to that premium, which WHS fee will be remitted by the Corporation to SafeWork SA
17. Neither the GST nor the WHS fee which an employer is liable to pay in connection with a premium are retained by the Corporation to fund the Return to Work Scheme.
18. In this Part 9 the following terms have the meanings set out below—

“**GST**” is the Goods and Services Tax as defined in Part 2 of the RTWSA Premium Provisions 2026-2027;

“**WHS fee**” is the work health and safety registration fee as defined in Part 2 of the RTWSA Premium Provisions 2026-2027.

I confirm that this is a true and correct record of the decision of the Board of the Corporation made on the 21st day of May 2026.

Dated: 21 May 2026

G. MCCARTHY
Board Chair

RETURN TO WORK ACT 2014

RTWSA Premium Provisions 2026-2027

The Board of the Return to Work Corporation of South Australia ('the Corporation') after consultation with the Minister publishes the following terms and conditions that will apply in relation to the calculation, imposition and payment of premiums for the purposes of subsection 138(1) of the *Return to Work Act 2014* ('the Act') and these terms and conditions will be referred to as the 'RTWSA Premium Provisions 2026-2027'.

The RTWSA Premium Provisions 2026-2027 apply for the premium period 2026-2027 (and each premium period thereafter until modified in accordance with subsection 138(1) of the Act).

Part 1—Preliminary Matters

1. These terms and conditions apply to the calculation, imposition and payment of premiums on or after 1 July 2026.

Part 2—Definitions

2. For the purposes of the RTWSA Premium Provisions 2026-2027, RTWSA Premium Order (Return To Work Premium System) 2026-2027 (as amended from time to time) and the RTWSA Premium Order (Retro-Paid Loss Arrangement) 2026-2027 (as amended from time to time) the following definitions will apply except where otherwise modified:

apprentice: a person who is or will be trained by their employer under an approved training contract in an occupation declared to be a 'trade' under Section 6 of the *South Australian Skills Act 2008*.

approved training contract: has the same meaning as a contract approved as a training contract under the *South Australian Skills Act 2008*.

ceasing employer: a registered employer that ceases to be an employer required to be registered under Part 9 of the Act.

employer: has the same meaning as in Section 4 of the Act.

financial year: the period from 1 July in a calendar year to 30 June in the next calendar year with a full financial year being the whole of that 12-month period and part financial year being any period less than the whole 12-month period.

GST: the Goods and Services Tax, has the same meaning as in the A New Tax System (*Goods and Services Tax Act 1999*) of the Commonwealth.

GTO: a Group Training Organisation which is registered as such under the National Standards for Group Training Organisations in South Australia and which has a registered office in South Australia.

industry premium rate: a rate that corresponds to a SAIC as determined by the Corporation from time to time and published in the Government Gazette.

new employer: an employer who takes over a business on account of a transfer of business as defined by Section 160 of the Act.

newly registered employer: an employer who has not been registered for one full premium period.

old employer: an employer who has disposed of a business under a transfer of business as defined by Section 160 of the Act.

period: includes any financial year, or as provided in Part 8.

premium period: refers to any financial year for which premium is calculated.

Regulations: the *Return to Work Regulations 2015*.

remuneration: is the remuneration payable by an employer to or for the benefit of workers during a premium period and includes all liabilities for payment made or to be made to or for the benefit of a worker which by the determination of the Corporation constitutes remuneration but does not include payments determined by the Corporation not to constitute remuneration.

SAIC: South Australian Industry Classification.

the Act: *Return to Work Act 2014*.

trainee: a person who is or will be trained by their employer under an approved training contract (entered into prior to 23 May 2013 or with a GTO) in an occupation which is a declared 'vocation' under Section 6 of the *South Australian Skills Act 2008*.

WHS fee: the work health and safety registration fee calculated for each financial year and collected by the Corporation on behalf of SafeWork SA in accordance with Schedule 5 of the *Work Health and Safety Act 2012*.

Part 3—Liability to pay premiums

3. For the purposes of Section 139(1) of the Act, an employer will be liable to pay a premium for each premium period.

Part 4—Calculation of Base Premium for employers

4. Pursuant to Section 142(4) of the Act, the base premium (BP) is to be calculated in accordance with the following formula:

$$BP = (Ra \times Ia) + (Rb \times Ib) + \dots (Rn \times In)$$

Where:

Ra, Rb, ...Rn are each a part of the total remuneration in respect of the period:

- (a) for which the premium is to be calculated; or
- (b) preceding the period for which the premium is to be calculated,

as chosen by the employer at the time of completing the return for the current premium period, being a part of the total remuneration attributable to each of the employer's relevant SAICs.

Ia, Ib, ...In are each an industry premium rate expressed as a percentage that corresponds to each relevant SAIC applicable to the employer.

Non-payment or underpayment of remuneration lawfully payable will not reduce the remuneration used as a basis for calculation of an employer's base premium.

Part 5—Apprentice and Trainee Incentive Amount

5. The apprentice and trainee incentive amount (A) for an employer is to be calculated in accordance with the following formula:

$$A = (Aa \times Ia) + (Ab \times Ib) + \dots (An \times In)$$

Where:

Aa, Ab, ...An are each a part of the total remuneration payable by the employer to:

- 5.1. apprentices (as defined in Part 2) in respect of the period for which the premium is to be calculated, being a part of the total remuneration attributable to a SAIC applicable to the employer.
- 5.2. trainees (as defined in Part 2) but only for the term or the balance of the term of an approved training contract (as defined in Part 2) entered into prior to 23 May 2013 and in respect of the period for which the premium is to be calculated, being a part of the total remuneration attributable to a SAIC applicable to the employer.
- 5.3. in the case of an employer who is a GTO, GTO trainees (both as defined in Part 2) employed by that GTO in respect of the period for which the premium is to be calculated, being a part of the total remuneration applicable to a SAIC applicable to the employer.

Ia, Ib, ...In are each an industry premium rate being a percentage rate that corresponds to each relevant SAIC applicable to the employer.

6. If the employer has not supplied a return with respect to remuneration (as required under the Act) in respect of any relevant period, the apprentice and trainee incentive amount ("A") is taken to be zero for the purposes of the calculation of the employer's premium but the premium may be recalculated when the required return as to remuneration has been supplied.

Part 6—Premium payable by a newly registered employer

7. Where an employer is a newly registered employer, the premium payable ("P") is calculated in accordance with the following formula:

$$P = (BP - A) + SUR$$

Where:

P is the premium payable for a premium period or part thereof

SUR is the Supplementary Underwriting Rate being a premium adjustment (either a decrease or an increase) to allow the premium of an employer, within a particular category or class, to be adjusted. Any adjustment is at the discretion of the Corporation and subject to the claims experience and a specific risk assessment of the employer by the Corporation.

GST and the WHS fee have appeared to form part of this formula in prior RTWSA Premium Provisions, however they do not form part of the premium payable, so have been removed to clarify the fact that they do not form part of the premium payable but are in addition to the premium payable. GST and the WHS fee remain payable in accordance with Part 10.

Part 7—Transfer of Business

8. For the purposes of Section 160 of the Act it is determined that the claims history of the old employer will be applied to the calculation of the premium payable by the new employer in the following circumstances:
 - 8.1. where the new employer has employed workers who constituted all or a majority of the workers employed by the old employer at any time at the business location or locations transferred to the new employer, and
 - 8.2. the workers at any time carried out activities/services for the new employer that are the same or similar to activities/services carried out by those workers for the old employer.
9. In any other case involving a transfer of business pursuant to Section 160 of the Act, the Corporation will be entitled in its discretion to apply claims experience with respect to the employer before the transfer to the employer who takes over the business on account of the transfer.
10. These provisions apply whether or not the business of the new employer or the activities and/or services performed are at the same business location.

Part 8—Designated period and designated minimum premium

11. For the purposes of Section 143(9)(a) of the Act, the designated period is a financial year.
12. For the purposes of Section 143(9)(b) of the Act, the designated minimum premium is \$200, subject to any instalment payment rounding and excluding GST and the WHS fee, which are payable in accordance with Part 10.

Part 9—Cessations

13. For the purposes of Section 139(3) of the Act, the Corporation will calculate a ceasing employer's refund as follows:
 - 13.1. the ceasing employer's premium ("**final premium**") will be calculated in accordance with the formula in Part 3 of the RTWSA Premium Order (Return to Work Premium System) 2026-2027, but where, in calculating base premium, 'Ra, Rb, ...Rn' is the remuneration declared in the return for the current premium period multiplied by the percentage of that period that the ceasing employer was registered; and
 - 13.2. if the premium already paid by the ceasing employer is greater than the final premium, the ceasing employer is entitled to a refund of an amount equal to the difference between the premium already paid and the final premium.
14. If the premium already paid by a ceasing employer in the current premium period is less than the final premium, the ceasing employer is required to pay the Corporation an amount equal to the difference between the premium already paid in the current premium period and the final premium (being an adjusted premium).
15. For the avoidance of doubt, nothing in this Part 9 impacts the Corporation's power under Section 144(6)(b) of the Act.

Part 10—Liability to pay GST and the WHS fee

16. The premium an employer will be liable to pay for each premium period, or a part thereof, will be subject to GST, which GST will be remitted by the Corporation to the Australian Tax Office.
17. An employer will be liable to pay the WHS fee in addition to a premium and the GST applicable to that premium, which WHS fee will be remitted by the Corporation to SafeWork SA.
18. Neither the GST nor the WHS fee which an employer is liable to pay in connection with a premium are retained by the Corporation to fund the Return to Work Scheme.

I confirm that this is a true and correct record of the decision of the Board of the Corporation made on the 21st day of May 2026.

Dated: 21 May 2026

G. MCCARTHY
Board Chair

SOUTH AUSTRALIAN SKILLS ACT 2008

Publication of the South Australian Skills Standards

Pursuant to the provisions of Division 3, Section 26 of the *South Australian Skills Act 2008 (SAS Act)* and Section 5 of the *South Australian Skills Regulations 2021 (the Regulations)*, the South Australian Skills Commission (SASC) gives notice of the publication of the South Australian Skills Standards (Standards).

South Australia's apprenticeship and traineeship system is underpinned by the *SAS Act*, the *Regulations*, and the Standards.

The 14 Standards came into force on 1 July 2021. Compliance with the Standards is required, and a failure to comply with a provision of the Standards may result in compliance action being taken.

The *SAS Act* or the *Regulations* (whichever is applicable) will prevail to the extent that there is any inconsistency with a provision of the Standards.

Each Standard should be read in conjunction with:

- (1) the other Standards; and
- (2) supporting information for employers of apprentices and trainees.

In addition to the requirements under the *SAS Act*, employers must comply with such other laws, professional standards or regulatory frameworks as may apply to their business and industry sector. In particular, these Standards do not override the *Work Health and Safety Act 2012* and *Fair Work Act 2009*.

Transitional Arrangements

Transitional arrangements for these Standards will apply, for more detail visit <http://www.skillscommission.sa.gov.au/2021-legislation-changes/transitional-arrangements>

Notice of Variation

The South Australian Skills Commission gives notice that it has varied the South Australian Skills Standards, originally published in the *South Australian Government Gazette*, No. 45 on 1 July 2021.

These variations take effect from 1 July 2026.

Dated: 18 June 2026

COMMISSIONER CAMERON BAKER
Chair of the South Australian Skills Commission

SOUTH AUSTRALIAN SKILLS STANDARDS

*Under the South Australian Skills Act 2008 and the South Australian Skills Regulations 2021***Contents**

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Standard 4—Host Employment Arrangements

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Introduction

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The *SAS Act* or the *Regulations* (whichever is applicable) will prevail to the extent that there is any inconsistency with a provision of the Standards.

Each Standard should be read in conjunction with:

- (1) the other Standards; and
- (2) supporting information for employers of apprentices and trainees.

In addition to the requirements under the *SAS Act*, employers must comply with such other laws, professional standards or regulatory frameworks as may apply to their business and industry sector. In particular, these Standards do not override the *Work Health and Safety Act 2012* and *Fair Work Act 2009*.

Transitional Arrangements

Transitional arrangements for these Standards will apply. For more detail see:

www.skillscommission.sa.gov.au/2021-legislation-changes/transitional-arrangements

STANDARD 1—DECLARATION OF TRADES AND VOCATIONS

This Standard relates to the occupations that must be declared a trade or declared vocation in accordance with the *South Australian Skills Act 2008 (the SAS Act)* before they can be aligned to an apprenticeship (trade) or traineeship (declared vocation).

The purpose of this Standard is to outline the steps that must be taken in order to have an occupation declared as a trade or declared vocation, and the obligations on applicants who are looking to have their application assessed by the South Australian Skills Commission (the Commission).

Governance Arrangements

The Minister for Education, Training and Skills (the Minister) has delegated the responsibility for declaring an occupation to be a trade or declared vocation to the Commission. The Commission maintains the Traineeship and Apprenticeship Pathways (TAP) Schedule, which lists all apprenticeships and traineeships available in South Australia.

The TAP Schedule can be accessed via the South Australian Skills Commission website <https://skillscommission.sa.gov.au/traineeship-and-apprenticeship-tap-schedule>.

Compliance with the Standard

1.1 *Gazetted of declared trades and vocations (SAS Act, S6, S45, Regulation 4)*

- 1.1.1 Under Section 6 of the *SAS Act*, the Minister may, by notice in the *South Australian Government Gazette* (the Gazette) and on the recommendation of the Commission, declare an occupation to be a trade or declared vocation.
- 1.1.2 A declaration notice published in the Gazette must, in relation to each trade or vocation to which the notice relates:
 - (a) identify the job or occupation, or class of job or occupation, to which the trade or vocation relates
 - (b) identify any relevant pathways (including, where appropriate, pathways at a national level) to the trade or vocation
 - (c) contain any information required by the *South Australian Skills Regulations 2021 (the Regulations)*.
- 1.1.3 A relevant pathway to a trade or vocation may, in addition to the primary qualification relating to that trade or vocation, include:
 - (a) pre-apprenticeships or pre-traineeships
 - (b) specified skill sets
 - (c) higher qualifications
 - (d) such other matters as the Minister thinks appropriate.
- 1.1.4 Apprenticeships and traineeships are established by the Commission to link Australian Qualifications Framework (AQF) approved primary qualifications to trades and declared vocations. Part 4 of the *SAS Act* confers regulatory requirements for the establishment of apprenticeships and traineeships on the Commission. Under Section 45(2), the Commission may, by notice in the Gazette:
 - (a) determine a standard form contract for the purposes of this part
 - (b) determine a probationary period for a Training Contract for a specified trade or declared vocation
 - (c) determine standard conditions for a Training Contract for a specified trade or declared vocation including:
 - (i) the term of the contract
 - (ii) the qualifications available for a person in the trade or declared vocation
 - (iii) any other condition considered necessary by the Commission.
- 1.1.5 Under Section 45(3), the Commission may, by further notice in the Gazette, vary or revoke a notice under Section 45(2).
- 1.1.6 Under Section 45A of the *SAS Act*, training in a trade must occur under a Training Contract, except in the further training or re-training of a person who has:
 - (a) already completed the training required under a Training Contract; or
 - (b) has an equivalent qualification; or
 - (c) has been certified by the Commission as competent in relation to the relevant trade.
- 1.1.7 Under Section 45B of the *SAS Act*, training in a declared vocation may occur under a Training Contract.

1.2 Application process (SAS Act S6)

1.2.1 An application to declare a trade or vocation must be in the approved form located at <https://skillscommission.sa.gov.au/careers-and-pathways/declaration-of-trades-and-vocations> and contain all the requested information.

1.2.2 The applicant is responsible for:

- (a) Developing the application for declaring a trade or vocation, including providing information on the proposed apprenticeship(s) or traineeship(s) aligned to that trade or vocation, and relevant industry support for the proposed trade or vocation
- (b) Nominating a contact person who can speak on the applicant's behalf in discussions with the Commission
- (c) Ensuring the application is signed by the Chair, Chief Executive, or other delegate of the applicant, as approved by the Commission
- (d) Submitting the application to the Commission (or its delegate) for an initial assessment of the application's completeness, accuracy and suitability. The Commission (or its delegate) may request amendments to the application to address any gaps in information or matters of concern.
- (e) Attending a meeting of a subcommittee of the Commission to present their proposal as outlined in the application and to discuss any concerns or questions raised. Where applicable, the relevant Industry Skills Council Chair will also be invited to attend.
- (f) Where required, addressing any queries or concerns raised by the subcommittee regarding the application. This may include amending and re-submitting the application, and/or attending a further meeting to discuss the amendments. The process by which an application, or responses to the subcommittee's questions should be re-submitted, will be determined on a case-by-case basis.

1.2.3 Upon receipt of all requested information, the subcommittee of the Commission will recommend whether to approve the application or not. The Commission will make the final determination.

1.2.4 In addition to applicant-driven applications, the Commission may of its own volition elect to declare occupations as trades or declared vocations.

1.3 Information required (SAS Act S6)

1.3.1 In the application, the applicant must include the proposed:

(a) *Occupational title of the trade or declared vocation*

The applicant should use occupational titles listed on the Occupation Standard Classification for Australia or National Training Register website. For pre-apprenticeships and pre-traineeships, the term 'pre-apprenticeship' or 'pre-traineeship' may be appended to an existing occupational title, or a unique occupational title may be used. If the occupational title is not listed by the Occupation Standard Classification for Australia or Australian Apprenticeships site or is not considered appropriate, a case will need to be made in the application for a new occupational title.

(b) *Trade or declared vocation status*

In determining the proposed status, the applicant should be aware the *SAS Act* prohibits employers from training a person in a trade except under a Training Contract, and that many industrial instruments prohibit the employment of juniors in declared trades other than through an apprenticeship. Pre-apprenticeships and pre-traineeships are declared vocations.

(c) *Job or occupation, or class of job or occupation, to which the trade or vocation relates*

In most instances, the job or trade title will be the same as the proposed occupational title. However, where the occupational title is broad (for example, Horticulture), the application should list the job or occupation, or class of job or occupation, to which the trade or vocation relates, to demonstrate the connection to an employment outcome.

(d) *Training*

- The application must demonstrate the alignment between the proposed trade or vocation and the associated AQF aligned qualification.
- The qualification must be either:
 - a nationally recognised Vocational Education and Training (VET) qualification approved by the Australian Skills Quality Authority (ASQA) and taken from a training package or existing accredited course
 - a higher education qualification approved by the Tertiary Education Quality and Standards Agency (TEQSA).
- Applicants can check available training package qualifications and VET accredited courses through the National Training Register.

(e) *Industrial Arrangements*

The application should include the relevant awards or other industrial arrangements, including enterprise level agreements.

(f) *Nominal term of a Training Contract*

The nominal term of a Training Contract will dictate the standard probationary period. For more information, applicants are referred to Standard 8, Training Contract Conditions.

(g) *Probationary period for a Training Contract*

Standard probationary periods are 60 and 90 days, depending on the nominal term of the Training Contract. For more information, applicants are referred to Standard 8, Training Contract Conditions. If the applicant is seeking a non-standard probationary period, a case will need to be made in the application.

(h) *Level of supervision*

The level of supervision may be Low, Medium, or High. The proposed level must comply with Standard 5, Supervision.

(i) *Supervisor requirements*

The application should list the qualifications, experience, and/or licensing required of a person supervising an apprentice or trainee in the trade or vocation.

- (j) *Entry Requirements*
Entry requirements may include minimum levels of training or experience, certification or licensing requirements, or a combination of these requirements.
- (k) *Conditions*
In addition to any other relevant conditions, the application should indicate whether the proposed trade or vocation is suitable for school-based Training Contracts, people below a certain age, and new and existing workers.
- (l) *Identified pathways*
The application should identify any relevant pathways to the trade or vocation, or, in the case of pre-apprenticeships or pre-traineeships, the trade or vocation to which the proposal is a pathway.
- (m) *Maintenance*
Where a primary qualification is accompanied by non-accredited training, the application should indicate how the applicant will maintain the currency of the training and acknowledge the applicant will participate in any future review of the trade or declared vocation by the Commission.
- 1.3.2 In addition to the information required in Clause 1.3.1, applications for higher education qualification-aligned trades and vocations must include information on:
- (a) *Student tuition fees and wages*
The applicant must provide the proposed arrangements regarding the payment of student tuition fees (HECS-HELP; FEE-HELP; tuition fees) and wages under the trade or vocation.
- (b) *Commercial in confidence or intellectual property (IP)*
Where there are commercial in confidence or IP matters arising as a result of the proposed pathway, the applicant must describe how these will be managed.
- (c) *Work placements*
Under training contract arrangements, work-based training (recorded in a Training Plan) replaces any ‘work placement’ requirements. Where the proposed qualification includes work placement requirements, the applicant must 1) list these, and 2) describe how the requirements will be satisfied under training contract arrangements.
- (d) *Nominal term of a high education qualification-aligned training contract*
In addition to providing the proposed nominal term, applicants must outline how the proposed term considers the Equivalent Full Time Study Load (EFTSL), AQF requirements for off-job training, and the expectations of employers and industry regarding hours of work and training contract hours.
- (e) *Delivery providers*
The applicant must list the provider/s or consortia that are approved to deliver the qualification or course.
- (f) *Conditions*
The applicant must list any proposed conditions or industry requirements associated with the declaration, including any requirements for endorsement by professional associations. The applicant should also note the following standard conditions will apply to all higher education qualification-aligned trades and vocations:
- any material updates to the qualification/course must be agreed to by the professional associations and industry partners identified in the application; and
 - the higher education partner is required to notify the South Australian Skills Commission of any material changes to the course/qualification during the term of the declaration; and
 - an employment contract and a training contract are both required as a condition of the declaration.
- 1.4 *Consultation and evidence of demand and support for the trade or vocation (SAS Act S6)*
- 1.4.1 The applicant must consult with relevant stakeholders when developing the application, in order to provide evidence of:
- (a) Industry demand in South Australia – where possible to include an estimate of annual commencements in the proposed trade or vocation.
- (b) Broad support for the trade or vocation – any alternative or dissenting views should be included in the application for the Commission’s consideration.
- 1.4.2 At a minimum, consultation should be undertaken with the relevant:
- (a) Industry Skills Council, where applicable
- (b) Industry and employer association(s)
- (c) Professional associations
- (d) Registering bodies
- (e) Employee representatives
- (f) Training organisations.
- 1.4.3 Evidence to support the application should include submissions from the relevant Industry Skills Council, industry and employer associations and employee representatives.
- 1.4.4 All submissions must be signed by the Chair, Chief Executive, or other delegate of the organisation, as approved by the Commission.

- 1.4.5 The submissions should reflect the unique perspective of the stakeholder and must confirm:
- (a) Industry demand for the trade or vocation
 - (b) Support for the proposed:
 - Occupational title
 - Trade or declared vocation status
 - Job or occupation, or class of job or occupation, to which the trade or vocation relates
 - Training
 - Industrial arrangements
 - Nominal term
 - Probationary period
 - Level of supervision
 - Supervisor requirements
 - Entry requirements
 - Conditions
 - Identified pathways.
- 1.5 *Maintenance and review (SAS Act S6)*
- 1.5.1 Maintenance of the [Traineeship and Apprenticeship Pathways \(TAP\) Schedule](#) will be undertaken by the Commission.
 - 1.5.2 Apprenticeships and traineeships listed on the TAP Schedule will be varied as required, by notice in the Gazette, to maintain the currency of the training associated with the trade or declared vocation.
 - 1.5.3 Where an updated qualification is deemed by ASQA to be equivalent to the one it replaces, no consultation will be undertaken. Where an updated qualification is deemed to be non-equivalent, relevant stakeholders will be consulted prior to any update.
 - 1.5.4 Where a primary qualification is accompanied by non-accredited training, the applicant must participate in any review of the trade or declared vocation undertaken by the Commission to maintain the currency of the training.
 - 1.5.5 The Commission will review every new pathway approved after 1 July 2021, where there has been no take-up within 24 months, with the review to ideally include the original applicant.
 - 1.5.6 More comprehensive reviews will be undertaken on an as needs basis as determined by the Commission.

STANDARD 2—EMPLOYER REGISTRATION

This Standard relates to the registration of employers to train apprentices and trainees under a Training Contract in accordance with the *South Australian Skills Act 2008* (the *SAS Act*).

The primary purpose of the Training Contract system is to ensure the provision of quality training for apprentices and trainees while they undertake employment relevant to the trade or vocation.

Employer registration assists in this process by ensuring employers are made aware of their rights and obligations when employing apprentices and trainees.

Registered employers will be placed on the South Australian Skills Register at www.skillscommission.sa.gov.au/Regulations-and-standards/employer-register.

If apprentices and trainees are to be hosted to another employer (or employers) to provide on the job training and experience, this Standard should be read in conjunction with Standard 4 - Host Employment Arrangements.

Governance Arrangements

Under the *SAS Act*, the South Australian Skills Commission (the Commission) (or its delegate) is responsible for the regulation of the apprenticeship and traineeship system. To this end, it is empowered to:

- register an employer to train a person in a Training Contract for a period of up to 5 years
- renew an employer's registration for a period of up to 5 years
- vary, suspend, or cancel an employer's registration, at any time during the period the registration is in force.

Compliance with the Standard

2.1 *Registration of employers (SAS Act, S46, S54F)*

- 2.1.1 An employer must not enter into a Training Contract to train a person unless the employer is:
 - (a) registered
 - (b) operating within the scope of their registration
 - (c) complying with any other conditions of the registration.
- 2.1.2 To become registered, an employer must apply to the Commission.
- 2.1.3 Upon application, the Commission will register the employer if:
 - (a) the employer is not prohibited
 - (b) the employer satisfies the requirements set out in this Standard
 - (c) it is, in the Commission's opinion, appropriate to do so.
- 2.1.4 An application to be registered as an employer must be made using the online Employer Registration Application Portal available at <https://skillscommission.sa.gov.au/employer-registration>
- 2.1.5 The employer must provide all the information requested in the application form.

- 2.1.6 In addition, the employer must:
- (a) have completed any training exercises included in the application process
 - (b) read and accept the terms and conditions contained in the application form
 - (c) declare the information contained in the application is true and accurate and that the applicant is authorised to make the application on behalf of the employer.
- 2.2 *Scope of registration (SAS Act, S46, S54F)*
- 2.2.1 When applying for registration, an employer must select the trades (apprenticeships) or declared vocations (traineeships) for which they wish to be registered.
- 2.2.2 As part of the application, the employer must certify they are able to deliver and support the full range of on and off-job training required for an apprentice or trainee to become competent in the selected trade or vocation, or that they otherwise have arrangements in place to transfer the Training Contract (whether through host employment arrangements or via the substitution of the employer—for more information, applicants are referred to Standard 4, Host Employment Arrangements, and Standard 9, Transfer of Training Contracts and Substitute Employer, respectively) in order to provide the full range of training.
- 2.2.3 Each trade or declared vocation selected by the applicant and approved by the Commission represents a condition placed on the employer's registration under Section 54F(3)(b) of the *SAS Act*. Collectively, the list of one or more trades and declared vocations represents the scope of the employer's registration.
- 2.2.4 An employer must not enter into a Training Contract to train a person unless the employer is operating within the scope of their registration.
- 2.2.5 An employer will be required to select at least one trade or declared vocation to be registered for during the initial registration process.
- 2.2.6 The employer may request additional trades or declared vocations be added to their scope of registration by applying through mySkillsSA at <https://skillscommission.sa.gov.au/employer-registration>
- 2.3 *Other conditions of registration (SAS Act, S54F, Regulation 9)*
- 2.3.1 In addition to the scope of registration, under Section 54F(3)(b) of the *SAS Act* the Commission may impose such other conditions on an employer's registration as determined by the Commission. Such conditions may include:
- (a) limiting the number of apprentices and trainees that the employer may employ at any one time
 - (b) setting a minimum age limit for the apprentices and trainees an employer may employ
 - (c) provision to enter into a host employment arrangement in accordance with Standard 4, Host Employment Arrangements.
- 2.3.2 The Commission must impose a condition on registration as prescribed by the *South Australian Skills Regulations 2021* (the *Regulations*). Regulation 9 makes it a requirement of the registration that an employer satisfies the employer supervision requirements as set out in Standard 5.
- 2.3.3 The Commission may impose conditions on an employer's registration at the time of the initial registration, or renewal of registration, or during the period of registration.
- 2.4 *Variation, suspension, and cancellation of registration (SAS Act, S54G)*
- 2.4.1 An employer's registration may be varied, suspended, or cancelled, whether through an application by the employer or on the Commission's own volition.
- 2.4.2 An employer may apply to the Commission to vary or revoke a condition placed on their registration, or to cancel their registration. Applications to vary or cancel a registration should be made via mySkillsSA available at: <https://skillscommission.sa.gov.au/employer-registration>
- 2.4.3 The Commission must cancel an employer's registration upon application by the employer and may vary or revoke a condition (not being a condition imposed by the *Regulations*) of the registration as outlined in Section 54G(2)(b) of the *SAS Act* and the *Regulations*.
- 2.4.4 If the Commission declares an employer to be prohibited, it must cancel the employer's registration.
- 2.4.5 Additionally, if the Commission is satisfied that:
- (a) an employer has contravened a provision of the *SAS Act*, or a corresponding law (the corresponding laws are determined in accordance with Section 54G of the *SAS Act* and are contained in the appendices to these Standards)
 - (b) failed to comply with a compliance notice
 - (c) contravened a condition of the employer's registration
 - (d) it is otherwise in the public interest, or the interest of the apprentices or trainees employed by the employer, to vary, suspend, or cancel the employer's registration, it may do such of the following as it thinks fit:
 - (i) vary or revoke a condition of the employer's registration
 - (ii) impose a new condition on the registration
 - (iii) suspend the registration for a specified period, or until further notice
 - (iv) cancel the registration.
- 2.4.6 The Commission may exercise one or more of these powers irrespective of whether the contravention occurred in South Australia or not.
- 2.4.7 The Commission must give the employer at least 28 days written notice before taking action to vary (or revoke a variation), suspend, or cancel the registration.
- 2.4.8 However, the Commission may suspend an employer's registration without providing 28 days written notice if it believes on reasonable grounds that:
- (a) an apprentice or trainee employed by the employer is at imminent risk of harm
 - (b) it is reasonably necessary or appropriate to suspend the employer's registration without providing 28 days written notice, in order to manage that risk.

- 2.5 *Substitution of an employer following the variation, suspension, or cancellation of registration (SAS Act, S54H)*
- 2.5.1 When an employer's registration is suspended or cancelled, or varied such that it is no longer, in the opinion of the Commission, appropriate for the employer to continue as the employer in relation to a Training Contract, the Commission may substitute the employer for another employer.
- 2.5.2 The Commission may do so on its own motion or on the application of a party to the Training Contract. A substitution may be permanent, or for a period specified by the Commission.
- 2.5.3 The proposed employer must:
- not be a prohibited employer
 - be registered (or have applied for registration)
 - be complying with all the conditions of their registration
 - consent to the substitution.
- 2.5.4 When an employer is substituted under Section 54H of the *SAS Act*, the employment of the apprentice or trainee continues with the new employer and the Training Contract continues in force. Any rights, obligations, and liabilities of the former employer in respect of the Training Contract are transferred to the new employer.
- 2.5.5 A party to a Training Contract affected by the variation, suspension, or cancellation of an employer's registration may apply to substitute another employer for the Training Contract.
- 2.5.6 Transfer fees will not apply to the substitution of an employer under Section 54H of the *SAS Act*.
- 2.6 *Renewal of registration (SAS Act, S54F)*
- 2.6.1 The Commission may register an employer for a period of up to 5 years. To continue to enter into Training Contracts to train a person, the employer must renew their registration prior to the expiry of this period.
- 2.6.2 The Commission will notify an employer within 6 months of the expiry of their registration period, inviting them to apply for renewal of their registration for a further period of up to 5 years.
- 2.6.3 An application to renew registration must be made using mySkillsSA available at:
<https://skillscommission.sa.gov.au/employer-registration>
- 2.7 *Other obligations (SAS Act, S54K, S54L)*
- 2.7.1 The employer is responsible for maintaining the accuracy and currency of their registration. An employer must notify the Commission if:
- there is a material change in any information provided to the Commission regarding the registration
 - the employer sells, or offers for sale, the business relating to the registration
 - the employer, or the business relating to the registration, becomes insolvent or bankrupt
 - the employer is convicted of an indictable offence or a summary offence for which a term of imprisonment may be imposed.
- 2.7.2 An employer must maintain appropriate records to demonstrate that the obligations in the *SAS Act*, *Regulations* and Standard 14, Record Keeping, have been met.
- 2.8 *Offences relating to employer registration (SAS Act, S54I)*
- 2.8.1 A person must not falsely represent that they are a registered employer.
- 2.8.2 A registered employer must not falsely represent that the employer's registration is, or is not, subject to a specified condition, or a condition of a specified kind.
- 2.8.3 A person must not falsely represent that:
- another person is a registered employer
 - the registration of another person is, or is not, subject to a specified condition, or a condition of a specified kind.
- 2.8.4 The maximum penalty for each of these offences is \$10,000.
- 2.9 *Review of decisions by the South Australian Civil and Administrative Tribunal (SAS Act, S70F)*
- 2.9.1 The South Australian Civil and Administrative Tribunal (SACAT) has jurisdiction to review a decision of the Commission to refuse to register or renew a registration, to impose a condition on a registration, or to vary, suspend or cancel a registration under Part 4, Division 3A of the *SAS Act*.
- 2.9.2 An applicant must apply to the SACAT within 28 days of receiving notice of the relevant decision.
- 2.9.3 The SACAT may allow an extension of time to this application period if it is satisfied that:
- special circumstances exist
 - another party will not be unreasonably disadvantaged because of the delay in commencing proceedings.
- 2.9.4 An application to the SACAT to review a decision must be made using the online form available at:
www.sacat.sa.gov.au/application-form
- 2.9.5 Fees apply for commencing a review in the SACAT. The SACAT can reduce or waive a fee in a particular case, or in relation to a particular class of applicant, based on financial hardship or where it is in the interests of justice to do so. An applicant may also apply for a partial waiver of the fee if they hold a valid concession card.

STANDARD 3—PROHIBITED EMPLOYERS

This Standard outlines the conditions under which an employer may be declared by the South Australian Skills Commission (the Commission) to be a prohibited employer and outlines the conditions under which a declaration may be revoked.

A prohibited employer is an employer that the Commission reasonably believes (and declares as such) is not suitable to employ an apprentice or trainee. Employers that are declared as prohibited by the Commission reserve the right to seek a review by the South Australian Civil and Administrative Tribunal ([SACAT](#)).

This Standard applies to the Commission (including delegate(s)) and employers (including prohibited employers and those utilising hosting arrangements).

Employers must comply with all other legislative requirements of an employer.

Governance Arrangements

The decision to declare an employer prohibited and to revoke or vary a declaration rests with the Commission.

Compliance with the Standard

- 3.1 *Declaring an employer prohibited (South Australian Skills Act 2008 (SAS Act), S54B, S54G, S54H Regulation 8)*
- 3.1.1 The Commission may, by notice in writing and in accordance with any requirements set out in the *South Australian Skills Regulations 2021* (the [Regulations](#)), declare an employer to be a prohibited employer if the Commission reasonably believes the employer is not a suitable person to employ an apprentice or trainee.
- 3.1.2 To assist the Commission in determining whether or not to declare an employer to be prohibited, more information may be required from or relating to the employer, including:
- (a) the safety and wellbeing of apprentices and trainees employed by the employer
 - (b) whether the employer is able to provide, or arrange to provide, an apprentice or trainee with the facilities, range of work, supervision and training required under a Training Plan for the apprentice or trainee
 - (c) the employer's record in delivering training to apprentices or trainees
 - (d) whether the employer behaves, or permits their employees to behave, in an objectionable way towards apprentices or trainees
 - (e) whether the employer has contravened the *SAS Act*, or any other Act (whether of the State, another jurisdiction or the Commonwealth) relating to employment
 - (f) the criminal history of the employer
 - (g) whether the employer is a fit and proper person to employ an apprentice or trainee
 - (h) any other matter prescribed by the [Regulations](#).
- 3.1.3 The Commission may seek and take into account more information than indicated in the above Clause 3.1.2 and may seek information from more than one person concerned in the ownership and/or management of the employer. The Commission may have regard to any other matter the Commission considers relevant to the decision whether to declare the employer to be a prohibited employer.
- 3.1.4 Before declaring an employer to be prohibited, the Commission must give notice in writing to the employer of the proposed declaration and allow a period of 14 days (or such longer period as the Commission may allow) to make submissions in writing to the Commission as to why the declaration should not be made.
- 3.1.5 The Commission may vary, suspend or cancel the registration of a registered employer without notice if it believes on reasonable grounds that an apprentice or trainee employed by the employer is at imminent risk of harm, and it is necessary or appropriate to vary, suspend or cancel the registration of an employer without giving notice, in order to manage the risk.
- 3.1.6 If the Commission declares an employer to be a prohibited employer, that employer's registration to employ an apprentice or trainee is cancelled from the date of the declaration.
- 3.1.7 Under Section 54B(3) of the *SAS Act*, a declaration may be conditional or unconditional and may be for a stated or indefinite period.
- 3.1.8 A notice declaring an employer to be prohibited must set out the following:
- (a) the conditions (if any) that apply in relation to the declaration under Section 54B(3)(a) of the *SAS Act*
 - (b) if the declaration is for a period stated in the notice or an indefinite period in accordance with Section 54B(3)(b) of the *SAS Act*.
- 3.1.9 Prohibited employers will be listed on the [South Australian Skills Register](#), including details of any conditions and the stated period of prohibition.
- 3.2 *Obligations for prohibited employers (SAS Act, S54D, S54E)*
- 3.2.1 A prohibited employer must not:
- (a) employ, or offer to employ, a person as an apprentice or trainee
 - (b) train or undertake to train a person in a trade
 - (c) train or undertake to train a person in a declared vocation under a Training Contract
 - (d) permit an apprentice or trainee to be placed with the prohibited employer under a host employment arrangement
 - (e) falsely represent that they are not a prohibited employer.
- 3.2.2 A prohibited employer who is the subject of a conditional declaration under Section 54B of the *SAS Act* must not falsely represent that the declaration is, or is not, subject to a specified condition, or a condition of a specified kind.
- 3.2.3 A person must not falsely represent that:
- (a) another person is not a prohibited employer
 - (b) a declaration under Section 54B of the *SAS Act* that another person is a prohibited employer is, or is not, subject to a specified condition, or a condition of a specified kind.
- 3.2.4 A breach of these obligations may result in a maximum penalty of \$10,000.
- 3.3 *Revocation of declaration (SAS Act, S54C)*
- 3.3.1 The Commission may, by notice in writing vary or revoke a declaration or a condition of a declaration if the Commission is satisfied that it is, in all circumstances, appropriate to do so.
- 3.3.2 An application to vary or revoke a declaration or a condition of a declaration by a prohibited employer must be made using the application form, available at www.skills.sa.gov.au/business/forms and include the following information:
- (a) name of the employer
 - (b) contact details of the parties to the application
 - (c) reasons for the request to vary or revoke a condition
 - (d) evidence to support the application.
- 3.3.3 If the Commission varies or revokes a declaration or a condition of a declaration the South Australian Skills Register must be updated to reflect the revocation or variation.

3.4 *Obligations for employers (SAS Act, S54J)*

- 3.4.1 An employer must not place, or permit the placement of, an apprentice or trainee under the Training Contract with a prohibited employer.
- 3.4.2 A list of prohibited employers will be available on the [South Australian Skills Register](#), including details of any conditions and whether the declaration is for a specified or indefinite period.
- 3.4.3 If an employer places, or permits placement of, an apprentice or trainee under the Training Contract with a prohibited employer the Commission may do one or more of the following:
- give the employer a written warning
 - vary, suspend or cancel the employer's registration under Section 54G(3) of the *SAS Act*
 - issue a compliance notice under Section 63 of the *SAS Act*
 - declare the employer to be a prohibited employer.

3.5 *Other conditions related to prohibited employers (SAS Act, S48, S54F, S54H)*

- 3.5.1 The Commission must refuse to approve an agreement as a Training Contract if the employer is a prohibited employer, and may refuse to approve a Training Contract if the Commission reasonably suspects that the employer has engaged in conduct that is likely to result in the employer being declared a prohibited employer.
- 3.5.2 The Commission must confirm that an employer is not prohibited prior to:
- registering an employer
 - substituting an employer in relation to a Training Contract.

3.6 *Review of decisions by the South Australian Civil and Administrative Tribunal (SAS Act, S70F)*

- 3.6.1 The South Australian Civil and Administrative Tribunal (SACAT) has jurisdiction to review a decision of the Commission to prohibit an employer.
- 3.6.2 An applicant must apply to the SACAT within 28 days of receiving notice of the relevant decision.
- 3.6.3 The SACAT may allow an extension of time to this application period if it is satisfied that:
- special circumstances exist
 - another party will not be unreasonably disadvantaged because of the delay in commencing proceedings.
- 3.6.4 An application to the SACAT to review a decision must be made using the online form available at: www.sacat.sa.gov.au/application-form
- 3.6.5 Fees apply for commencing a review in the SACAT. The SACAT can reduce or waive a fee in a particular case, or in relation to a particular class of applicant, based on financial hardship or where it is in the interests of justice to do so. An applicant may also apply for a partial waiver of the fee if they hold a valid concession card.

STANDARD 4—HOST EMPLOYMENT ARRANGEMENTS

This Standard relates to the hosting of apprentices and trainees to a host employer (or employers) providing on the job training and experience. It supplements and should be read in conjunction with Standard 2, Employer Registration.

Host employment arrangements apply to the:

- employer, registered under the *South Australian Skills Act 2008* (the *SAS Act*), who is party to a Training Contract utilising hosting arrangements
- apprentice or trainee who is party to the Training Contract in question
- Nominated Training Organisation (NTO) for the Training Contract in question
- host employer or employers hosting the apprentice or trainee.

Governance Arrangements

Under the *SAS Act*, the South Australian Skills Commission (the Commission) (or its delegate) is responsible for the regulation of the apprenticeship and traineeship system.

Compliance with the Standard

4.1 *Registration of employers and host employment arrangements (SAS Act, S46)*

- 4.1.1 An employer must not enter into a Training Contract to train a person unless the employer is:
- registered, however see paragraph 4.3.2, below, regarding the Commission's general authority to registered employers to host to unregistered employers.
 - operating within the scope of their registration
 - complying with any other conditions of the registration, including any provision to enter into host employment arrangements
- 4.1.2 However, an employer that does not wish to directly employ an apprentice or trainee may enter into a host employment arrangement with a registered employer, whereby:
- the registered employer remains the legal employer of the apprentice or trainee in question
 - the host employer trains the apprentice or trainee on-job and otherwise meets its responsibilities and obligations as outlined in a written agreement with the registered employer.

4.2 *Prohibited employer (SAS Act, S54B, S54D, Regulation 8)*

- 4.2.1 The Commission may declare an employer to be a prohibited employer in accordance with Standard 3, Prohibited Employers. Prohibited employers will be recorded on the [South Australian Skills Register](#).
- 4.2.2 A prohibited employer must not permit an apprentice or trainee to be placed with the prohibited employer under a host employment arrangement. The maximum penalty for a breach of this requirement is \$10,000.
- 4.2.3 To ensure an apprentice or trainee is not unintentionally or inadvertently placed with a prohibited employer, registered employers seeking to place an apprentice or trainee with a host employer must refer to the [South Australian Skills Register](#) prior to entering into a host employment arrangement.

4.3 *Obligations for registered employers under a host employment arrangement (SAS Act, S54F, S54J)*

- 4.3.1 In addition to meeting any other obligation of their registration, registered employers seeking to enter into host employment arrangements are required to:
- develop an upfront written agreement between the registered employer and the host employer regarding their respective roles and responsibilities with regard to the apprentice or trainee
 - ensure apprentices/trainees are able to raise issues of concern with the registered employer at any time
 - provide a timely, responsive service to their apprentices and trainees, and an immediate response where there is an alleged workplace health and safety risk to an apprentice or trainee, who has a genuine fear for their safety
 - ensure the off-job training arrangements are meeting the needs of their apprentices and trainees in accordance with the Training Plans entered into with those apprentices and trainees
 - rotate apprentices and trainees to alternative work sites, as necessary, to ensure that all work-based learning requirements are met
 - provide wellbeing care/monitoring support to the apprentice or trainee in line with the requirements described below
 - provide the Commission with a list of the host employers utilised in all host employment arrangements, and the apprentices and trainees placed with each of those host employers on a 6 monthly basis
 - notify the Commission in the event they believe a host employer is not suitable to either directly employ, or host apprentices or trainees under a host employment arrangement
 - maintain appropriate records to demonstrate that the obligations in the *SAS Act*, *South Australian Skills Regulations 2021* (the *Regulations*) and Standard 14, Record Keeping have been met.
- 4.3.2 The registered employer must not, without authorisation of the Commission:
- place, or permit the placement of, an apprentice or trainee under the Training Contract with an employer who is not a registered employer
 - For the purposes of the above Clause 4.3.2 (a), and subject to the requirements of this Standard, the Commission provides a general authorisation for registered employers to place apprentices/trainees with unregistered host employers.

4.4 *Wellbeing and monitoring support meetings (SAS Act 54J)*

- 4.4.1 In addition to responding as required to any issues of concern raised by apprentices and trainees, registered employers must provide wellbeing and monitoring support to individual apprentices and trainees at least every 8 weeks, in accordance with the following matrix:

Apprentice/Trainee Year	Minimum wellbeing care meetings per year	Face-to-face wellbeing care meetings per year
1 or 2	6	6 (3 of these must be at the worksite)
3 or more	6	3 (1 of these must be at the worksite)

- 4.4.2 For apprentices and trainees in the third or greater year of their apprenticeship/traineeship, communication methods such as phone, email or video calls may be used, where it is not practicable to hold a face-to-face meeting (either at the worksite or away from it).
- 4.4.3 In the event of exceptional or unforeseen circumstances (for example, restrictions caused by a pandemic or major disaster), the Commission may determine that all face-to-face wellbeing care meetings with apprentices and trainees at all year levels can be held using communication methods such as phone, email, or video calls. The Commission will publish any such determinations on its website, and include (where known) the duration for which the determination applies.
- 4.4.4 These meetings should confirm that the on-job training is commensurate with the level and stage of the apprenticeship or traineeship and the qualification.
- 4.4.5 A written record of these discussions must be kept.
- 4.4.6 Apprentices and trainees must be given the opportunity to speak with their legal employer in a confidential manner, irrespective of the method of communication. Some wellbeing care meetings may also occur away from the worksite.

4.5 *Obligations for employers under a host employment arrangement (SAS Act 54J)*

- 4.5.1 An employer, operating as a host employer, must comply with all obligations contained in a written agreement with the registered employer. In addition, employers operating as host employers must:
- provide suitable work to enable the apprentice or trainee to develop some or all of the required competencies, as outlined in the upfront written agreement, to the required standard
 - ensure the apprentice or trainee has access to a suitable range of equipment, tools, materials, personnel, and other resources to achieve some or all of the required competencies, as outlined in the upfront written agreement, to the required standard
 - provide supervision to the apprentice or trainee in accordance with the Standard 5, Supervision
 - support the apprentice or trainee to speak with the registered employer in a confidential manner and to raise any issues of concern both directly with the host employer and with the registered employer.

4.6 *Commission may require information from a prescribed person (SAS Act, S70C, Regulations, 17, 18)*

- 4.6.1 For the purposes of Section 70C of the *SAS Act*, a prescribed person as stated in the *Regulations* includes:
- a host employer with whom an apprentice or trainee is or was placed
 - a supervisor of an apprentice or trainee under a Training Contract.

- 4.6.2 Employers (including both registered and host employers), supervisors and Apprentice Connect Australia Providers are required to provide information or documents related to the host employment arrangement or the apprentice or trainee to the Commission, if requested. The request must be in the form of a notice in writing and specify the nature of the information or documents required and the time in which they must be provided.
- 4.6.3 The maximum penalty for a breach of this requirement is \$10,000.
- 4.6.4 If a host employer that is a public sector agency refuses or fails to comply with a notice to provide information or documents, the Commission may, after consultation with the public sector agency:
- (a) report the refusal or failure to the Minister for Education, Training and Skills (the Minister) and to the Minister responsible for the public sector agency (if any)
 - (b) include details of the refusal or failure in the annual report of the Commission.

STANDARD 5—SUPERVISION

This Standard relates to the requirements for the training and supervision of apprentices and trainees in the workplace in accordance with *South Australian Skills Act 2008* (the [SAS Act](#)).

The primary purpose of the Training Contract system is to ensure the provision of quality training for apprentices and trainees while they undertake employment relevant to the trade or declared vocation. Appropriate and effective supervision is a key element in achieving this purpose. It is intended to create minimum standards that all employers must meet, to develop apprentices' and trainees' skills, knowledge, and experience to a standard where they can work safely, confidently and effectively in their occupation, trade or declared vocation. This includes setting maximum supervision ratios and defining what types of supervision can be used.

Governance Arrangements

Under the *SAS Act*, the South Australian Skills Commission (the Commission) (or its delegate) is responsible for the regulation of the apprenticeship and traineeship system. To this end, it is empowered to:

- register an employer to train a person in a Training Contract for a period of up to 5 years
- renew an employer's registration for a period of up to 5 years
- vary, suspend, or cancel an employer's registration, at any time during the period the registration is in force.

Compliance with the Standard

5.1 Supervision of apprentices and trainees

- 5.1.1 Supervision is the oversight and coordination of on-job training provided to an apprentice or trainee learning a trade or declared vocation.
- 5.1.2 Employers are responsible for ensuring an apprentice or trainee:
- (a) is supervised
 - (b) receives on-job training by a skilled or qualified person in the competencies laid out in the agreed Training Plan
 - (c) is provided with work relevant and appropriate to the trade or declared vocation.
- 5.1.3 If an employer delegates or assigns the responsibility of supervising or providing on-job training to any staff member, or a contractor, the employer must make sure that the staff member or contractor understands these requirements and adheres to them.
- 5.1.4 Employers are responsible for ensuring that supervisors:
- (a) have not been convicted of an indictable offence under a law of the Commonwealth or any Australian state or territory, where these offences have been disclosed to the employer
 - (b) have an aptitude for and interest in training others
 - (c) have the relevant technical skill and qualifications and good understanding of the trade or declared vocation
 - (d) are competent and experienced in the activities in which they will be providing training and instruction
 - (e) do not supervise more apprentices or trainees than is permitted by the supervision ratios specified in this Standard
 - (f) use the correct supervision type in accordance with this Standard
 - (g) are not themselves an apprentice or trainee, unless Commission approval for this to occur has been obtained.

5.2 Provision of on-job training

- 5.2.1 The employer appointed to provide on-job training to an apprentice or trainee must meet specific quality standards of training.
- 5.2.2 While providing on-job training in a task to an apprentice or trainee, employers must ensure that they, or the nominated supervisor:
- (a) formally induct the apprentice(s) or trainee(s) into the workplace
 - (b) give clear instructions, and set clear expectations, about what the apprentice or trainee is being asked to complete, and to what standard
 - (c) explain how the task relates to other tasks undertaken in the trade/declared vocation
 - (d) discuss safety issues connected to the task before the apprentice or trainees commences the task
 - (e) break down the task into a step-by-step process
 - (f) demonstrate how the task is performed, and explain its steps while the apprentice or trainee observes
 - (g) observe the apprentice or trainee while they attempt the task
 - (h) provide opportunities for the apprentice or trainee to practice the task
 - (i) provide feedback about what they did well and what they need to do differently
 - (j) coach the apprentice or trainee to develop their confidence in performing the task
 - (k) routinely check the apprentice or trainee's subsequent work in that task
 - (l) provide positive constructive feedback that assists the apprentice or trainee to become proficient in the task.

5.3 *Supervision ratios*

- 5.3.1 Some apprentices or trainees need more supervision than others. To make sure that all apprentices or trainees are adequately supervised, employers must not exceed the supervision ratios that apply to them.
- 5.3.2 There are different supervision ratios, depending on the 'prescribed supervision level' for the trade or vocation which is published in the [Traineeship and Apprenticeship Pathways \(TAP\) Schedule](#). Employers must refer to the schedule, to find the prescribed supervision level that applies to the apprentices or trainees they employ.
- 5.3.3 If an employer employs apprentices or trainees with different prescribed supervision levels, then they must use the supervision ratio for the highest of those levels.
- 5.3.4 The table below sets out the supervision ratios that employers must not exceed and is drawn from the [Traineeship and Apprenticeship Pathways \(TAP\) Schedule](#).

SUPERVISION LEVEL RATING	MAXIMUM SUPERVISION RATIO
	1:3
HIGH	A single supervisor may not supervise any more than 3 apprentices or trainees at any one time.
	1:6
MEDIUM	A single supervisor may not supervise any more than 6 apprentices or trainees at any one time.
	1:10
LOW	A single supervisor may not supervise any more than 10 apprentices or trainees at any one time.

- 5.3.5 An employer must not exceed these supervision ratios unless they have applied for and received written approval from the Commission to do so (and they must also comply with any conditions set out in that written approval). Application form available at <https://skillscommission.sa.gov.au/resources-and-publications/forms>.

5.4 *Types of supervision*

In determining the appropriate type of supervision, refer to Clause 5.5 of this Standard.

- 5.4.1 An apprentice or trainee's supervision may be:
- direct
 - indirect; and/or
 - in some special circumstances, remote.
- The default type of supervision is direct supervision, which must be provided until an employer can demonstrate that they have assessed the apprentice or trainee as being able to work under indirect supervision in relation to a task. Remote supervision cannot occur without the written approval of the Commission.
- 5.4.2 If an apprentice or trainee is carrying out work requiring a high-risk work licence under the [Work Health and Safety Regulations 2012](#) (SA), the:
- apprentice must be enrolled in the applicable course to obtain that high-risk work licence
 - employer must make sure the apprentice is under the direct supervision of a person who holds a high-risk work licence of the same class, until the apprentice has successfully passed the high-risk work licence assessment.

Direct Supervision

- 5.4.3 Direct supervision means that the apprentice or trainee's supervisor (a person qualified or experienced in the apprentice or trainee's trade or declared vocation) is:
- physically able to see and hear the apprentice or trainee; and
 - physically present in the workplace with them (i.e. they must not provide supervision electronically by phone, radio or webcam); and
 - working with them to provide training and instruction on a given task; and
 - accessible to them at all times on site and available to respond to their issues as they arise, or answer questions.

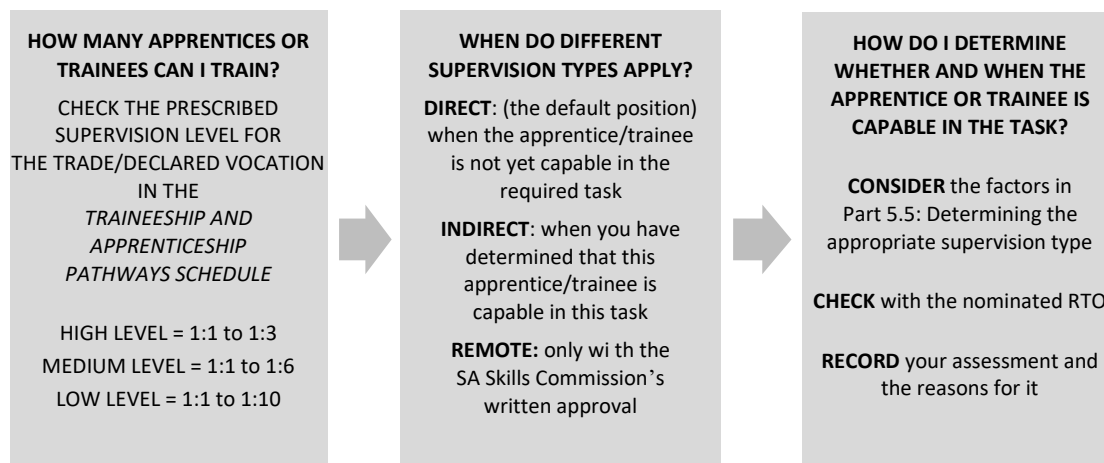
Indirect Supervision

- 5.4.4 An employer may provide indirect supervision for an apprentice or trainee performing a task if:
- It is reasonable in the circumstances and has regard for any health and safety risks to the apprentice or trainee undertaking the task independently; and
 - before the task is undertaken, the employer can demonstrate that a supervisor has assessed the apprentice or trainee as having the required skills, technical knowledge and experience to safely, correctly, effectively and autonomously perform the task without risk to their safety or the safety of others.
- 5.4.5 Indirect supervision means that:
- before the apprentice or trainee commences a work task under indirect supervision for the first time, the supervisor must discuss and plan that task with them in person; and
 - while the apprentice or trainee is performing a task:
 - the supervisor must intermittently observe the apprentice or trainee to ensure that the task is being completed safely and to a satisfactory standard; or
 - if working separately from their supervisor intermittently or temporarily (for example, attending a job at a client's premises), the apprentice or trainee must be able to communicate with their supervisor via telephone, radio, webcam or other technology; and
 - if the supervisor leaves the worksite for any reason (for example, to take a lunch break), the apprentice or trainee is not engaged on a task for which direct supervision is required and/or that is a high-risk task.

Remote Supervision

- 5.4.6 Remote supervision, where a supervisor is not present at the site where the apprentice or trainee is working, is prohibited unless the Commission has given its prior written approval. An application for remote supervision should only be made where:
- the apprentice or trainee is geographically remote from their supervisor; and
 - the apprentice or trainee's separation from their supervisor is not intermittent or of a temporary nature (in this situation, indirect supervision may be appropriate); and
 - the apprentice or trainee is able to communicate with their supervisor via telephone, radio, webcam or other technology; and
 - the supervisor (or another suitably qualified supervisor) can attend the apprentice or trainee's physical location within a reasonable time if an issue arises.
- 5.4.7 An employer must record all periods of work that an apprentice or trainee undertakes under remote supervision and maintain appropriate records, to demonstrate obligations in the *SAS Act, South Australian Skills Regulations 2021* (the *Regulations*) and Standard 14, Record Keeping have been met.

Table 2: How to determine the type of supervision required



5.5 Determining whether direct or indirect supervision is the appropriate supervision type

- 5.5.1 Employers are required to use direct supervision until they have made an assessment about the task, and about the apprentice or trainee, which permits them to use indirect supervision.
- 5.5.2 The type of supervision provided at any given time must be consistent with the purpose of developing an apprentice's or trainees' skills, knowledge and experience such that, upon completion, they can work confidently, effectively and safely in the trade or vocation in which they are being trained according to their Training Contract.
- 5.5.3 Employers should start from the assumption that an apprentice or trainee has minimal or no capability or awareness of the work to be undertaken or the risks associated with it. They should only depart from that assumption if they can see (either from their work, or from some evidence of previous training) that the apprentice or trainee has some relevant prior knowledge or experience.
- 5.5.4 To avoid any uncertainty, in relation to tasks or activities undertaken, direct supervision must be provided where an apprentice or trainee is attempting or undertaking activities or tasks they have not previously performed.
- 5.5.5 For apprentices and trainees who commence an apprenticeship or traineeship while they are at school, or are otherwise under 18 years of age, a presumption should be made in favour of constant and direct supervision, unless a risk assessment determines otherwise. However, this presumption only applies for that part of the Training Contract served while the student is at school, or under 18 years of age, and not for the full duration of the Training Contract.
- 5.5.6 Indirect supervision by an employer is only permitted:
- where the task/activity is not inherently dangerous or hazardous
 - where the apprentice or trainee has:
 - been provided with on-job training and instruction relevant to the task in the workplace
 - been provided with training relevant to the task by the Nominated Training Organisation (NTO)
 - routinely performed the task or activity proficiently and safely under supervision
 - demonstrated the ability to understand when to seek guidance and support.
- 5.5.7 In determining whether supervision can progress from direct supervision to indirect supervision, employers must consider the tasks/activities the apprentice or trainee is to undertake, before considering the following factors, in consultation with the apprentice or trainee's NTO:
- any accepted industry supervision standards and Codes of Practice (for example, the [National Electrical and Communications Association's Guidelines](#) for the Supervision of Apprentices/Trainees in the Electrical, Electricity Supply, Refrigeration, Instrumentation, Electronics, and Communications Declared Vocations)
 - the apprentice or trainee's age and maturity
 - whether the apprentice or trainee is a new or existing worker
 - the complexity of the task

- (e) whether the task is new to the apprentice or trainee
 - (f) the apprentice or trainee's level of experience in performing the task
 - (g) the apprentice or trainee's level of skill in performing the task
 - (h) the apprentice or trainee's level of confidence in performing the task
 - (i) the apprentice or trainee's willingness to seek guidance and support when required
 - (j) the workplace, health and safety risks involved in performing the task
 - (k) the training risks associated with the worksite and the task arising from:
 - (i) characteristics of people (for example, co-workers, clients, customers, patients) with whom they will be interacting
 - (ii) the tools, machinery, equipment and materials to be used
 - (iii) characteristics of animals with which they will be working or may encounter
 - (iv) the environment in which they are working.
 - (l) for apprentices or trainees with a disability, any additional supervision or other supports to ensure the apprentice or trainee can undertake their task/s effectively and safely.
- 5.5.8 An employer must be able to demonstrate that they made their assessment of the apprentice or trainee, and the task, before permitting indirect supervision, and maintain appropriate records to demonstrate that the obligations in the *SAS Act, Regulations* and Standard 14, Record Keeping have been met.
- 5.5.9 Some apprentices or trainees will be in greater need of direct supervision. A supervisor may find themselves with some apprentices or trainees who require direct supervision, and others who they have assessed as requiring indirect supervision. In such situations:
- (a) the supervisor's supervision ratio remains unchanged, however
 - (b) the supervisor may simultaneously provide direct supervision of apprentices or trainees who require it, while at the same time permitting indirect supervision of those apprentices or trainees who have been assessed as capable of performing the relevant task under indirect supervision.
- 5.5.10 The supervisor's duties for direct and indirect supervision will remain the same.
- 5.6 *Approved exemptions and variations*
- 5.6.1 Employers may apply to the Commission for:
- (a) approval to exceed the maximum supervision ratio applicable to them (Low, Medium or High)
 - (b) approval to provide remote supervision for an individual apprentice or trainee.
- 5.6.2 Employers must make their application in writing, using the [online application to exceed supervision Ratios template](#).
- 5.6.3 Employers applying for approval to exceed the maximum supervision ratio must:
- (a) state their reasons for wishing to exceed the maximum supervision ratio (including the rationale for engaging additional apprentices or trainees instead of additional tradespersons or qualified persons)
 - (b) demonstrate how appropriate supervision will be maintained under an alternative ratio regime
 - (c) demonstrate how they would manage on-job training under an alternative ratio regime
 - (d) demonstrate how they would mitigate the risks associated with their type of work under an alternative ratio regime
 - (e) demonstrate that they have a good completion rate at or above the South Australian average for that trade or declared vocation
 - (f) provide evidence to substantiate their application.
- 5.6.4 Industry sectors and Industry Skills Councils may apply in writing to the Commission for a variation, including a strengthening or relaxation, of existing supervision ratios for specific occupational areas. Each application will require evidence to support the proposed variation and will be considered on its merits by the Commission. If the Commission approves an application by an industry sector or Industry Skills Council, it will publish the decision (including any conditions attaching to the decision) on its website.

STANDARD 6—TRAINING PLAN AND NOMINATED TRAINING ORGANISATIONS

This Standard relates to training organisations and their requirement to provide a workable framework for parties to Training Contracts and their Nominated Training Organisation (NTO). NTOs have requirements under the *South Australian Skills Act 2008* (the *SAS Act*) where they are nominated for an apprentice or trainee in relation to each Training Contract.

The NTO must be a:

- Registered Training Organisation (RTO)
- recognised higher education provider.

The NTO Standard applies to the:

- RTO or higher education provider nominated for an apprentice or trainee under each Training Contract to which the apprentice or trainee is a party
- employer who is party to the Training Contract
- apprentice or trainee who is party to the Training Contract.

Governance Arrangements

NTOs are providers and assessors of nationally recognised training that have been registered by the Australian Skills Quality Authority (ASQA) in the case of RTOs or the Tertiary Education Quality and Standards Agency (TEQSA) in the case of higher education providers. Only NTOs can issue nationally recognised qualifications.

The South Australian Skills Commission (the Commission) (or its delegate) regulates apprenticeships and traineeships in South Australia under the *SAS Act*. Obligations of NTOs under the *SAS Act* will be regulated by the Commission.

Compliance with the Standard**6.1 Selection of a Nominated Training Organisation (SAS Act, S54P)**

- 6.1.1 As part of the process to establish a Training Contract, the employer and apprentice or trainee must agree on which RTO or higher education provider will be the NTO for the Training Contract.
- 6.1.2 Having agreed, the employer and apprentice or trainee must obtain the acceptance of the NTO in relation to the nomination.
- 6.1.3 The Apprentice Connect Australia Provider (ACAP) facilitating the establishment of the Training Contract may assist the employer and apprentice or trainee to select the NTO and may obtain the proposed NTO's acceptance on their behalf.
- 6.1.4 The NTO must accept or decline their nomination in the online portal located at <https://skillscommission.sa.gov.au/myskills-sa>, within 30 calendar days of the data becoming available in the portal.
- 6.1.5 The NTO becomes responsible for their obligations when they accept the nomination.

6.2 Training Plan (SAS Act, S54Q, S54R, Regulation 14)

- 6.2.1 The NTO for a Training Contract must prepare (and obtain the necessary endorsement of) the Training Plan for that contract within 28 days of accepting a nomination.
- 6.2.2 If the NTO is unable to prepare a Training Plan within this timeframe, it must apply to the Commission for an extension via <https://skillscommission.sa.gov.au/myskills-sa> and in the prescribed manner, at least 7 days in advance of the 28 day deadline. Note: an extension to inform the Commission a training plan has been developed, if granted, will apply for a further period of 28 days only and not an indeterminate or other period of time.
- 6.2.3 The Training Plan must be presented on the form approved by the Commission and contain all the requested information. The Commission has approved a proforma Training Plan, available at:
<https://skillscommission.sa.gov.au/assets/Training-Plan-Document-SASC-Template.pdf>
- 6.2.4 The Training Plan must contain the following information:
 - (a) contact details of the apprentice or trainee, employer and NTO
 - (b) details of the school (for school-based apprenticeships or traineeships)
 - (c) details of the apprenticeship or traineeship being undertaken
 - (d) the Australian Qualification Framework (AQF) qualification to be undertaken and any other relevant pathway to a trade or declared vocation (including non-accredited training) that the Commission has aligned to the qualification as part of the trade vocational declaration process
 - (e) the units of competence/units of study and any other training (accredited/non-accredited) that will make up the AQF qualification (including elective units) and a timeline of when these units will be undertaken by the apprentice or trainee
 - (f) the mode of delivery of formal training (on-job or off-job)
 - (g) the developmental goals of the apprentice or trainee under the Training Plan
 - (h) the responsibilities of the apprentice or trainee, employer and NTO, with respect to training under the Training Contract
 - (i) any additional expectations of the apprentice or trainee, employer or NTO that are agreed to by the parties to the Training Contract.
- 6.2.5 When developing the Training Plan, the NTO must engage with the employer and the apprentice or trainee and discuss:
 - (a) how, when and where the training will be delivered
 - (b) the units of competence/units of study that will be delivered
 - (c) who will assess the apprentice or trainee
 - (d) the type of assessments that will be conducted.
- 6.2.6 The Training Plan must be endorsed by the employer and the apprentice or trainee, as well as additional endorsement (as appropriate) from:
 - (a) an apprentice's or trainee's parent or guardian, where the apprentice or trainee is under 18, and where the apprentice or trainee's parents are party to the Training Contract
 - (b) a school principal (or delegate of the principal), where the Training Plan is for a school-based Training Contract.
- 6.2.7 Once a Training Plan has been endorsed by all parties, the NTO must notify the Commission within 28 days.
- 6.2.8 The Training Plan comes into effect from any commencement date specified in the document.
- 6.2.9 The NTO must provide a copy of the Training Plan to the employer and the apprentice or trainee within 14 days of the Training Plan coming into effect.
- 6.2.10 The NTO is responsible for delivering training in accordance with the Training Plan and as agreed with the employer and the apprentice or trainee.
- 6.2.11 The NTO must maintain the currency and suitability of the Training Plan, and monitor the apprentice's or trainee's progress towards meeting the required training, over the life of the Training Contract, until all outcomes are achieved, or the Training Contract ceases.
- 6.2.12 The NTO must review the Training Plan as required, including:
 - (a) if the training that is the subject of the Training Plan is modified
 - (b) upon request by the parties to the Training Contract
 - (c) at a minimum, every 6 months regardless.
- 6.2.13 A variation to the Training Plan must be endorsed by all the relevant parties and will come into effect from a date specified in the Training Plan.
- 6.2.14 The NTO must provide a copy of the revised Training Plan to the employer and the apprentice or trainee within 14 days of the revised Training Plan coming into effect, and must notify the Commission of the variation within 28 days.

- 6.3 *Substitution of a Nominated Training Organisation (SAS Act, S54T)*
- 6.3.1 The employer and the apprentice or trainee may substitute the NTO for a Training Contract, where:
- the employer and apprentice or trainee agree on the new NTO
 - the employer and apprentice or trainee seek acceptance of the new NTO in respect of the nomination
 - the NTO accepts the nomination and agrees to be the NTO for the apprentice or trainee.
- 6.3.2 The nominated ACAP for the Training Contract may assist the employer and apprentice or trainee to select a new NTO and may obtain the new NTO's acceptance on their behalf.
- 6.3.3 Substitution of the NTO triggers an automatic review of the Training Plan by the new NTO. Notwithstanding any revisions made necessary by this review, the Training Plan for the apprentice or trainee continues in force and any rights, obligations and liabilities of the former NTO are transferred to the new NTO.
- 6.3.4 Where the NTO ceases to be the NTO in relation to a Training Contract, it must make the Training Plan and progress towards agreed learning outcomes available to the new NTO and maintain records for the period of which it was the NTO in accordance with Section 54U of the *SAS Act*.
- 6.3.5 The new NTO must notify the Commission of its inclusion under the Training Contract within 14 days.
- 6.4 *Obligations for Nominated Training Organisations (SAS Act, Division 3D, Regulations 14, 15)*
- 6.4.1 Where there are issues with an employer or with the apprentice or trainee, the NTO should engage with the employer and/or apprentice or trainee in the first instance. Where concerns are ongoing, the NTO should contact the Commission.
- 6.4.2 The NTO must notify the Commission where:
- it becomes aware that an apprentice or trainee is not meeting the requirements of the Training Plan
 - it becomes aware that an employer is not meeting its obligations under the Training Contract or Training Plan
 - it becomes aware that the health or safety of an apprentice or trainee is at risk
 - it becomes aware that it may not be able to comply with any obligations applicable to the NTO under the Training Plan
 - it ceases to be the NTO under the Training Contract
 - ASQA or TEQSA has made a decision in relation to the NTO that impacts its ability to fulfil its obligations under the Training Plan.
- 6.4.3 When notifying the Commission of any of the above matters, the NTO must include details of the:
- name of the employer
 - name of the apprentice or trainee
 - name of the NTO
 - relevant contact person's name, phone number and email address in the NTO
 - progress achieved against the Training Plan at the date of the notice
 - details of efforts made to engage the employer and apprentice or trainee, where the training goals are not being achieved.
- 6.4.4 The NTO for a Training Contract must keep such records in accordance with ASQA requirements for RTOs, TEQSA requirements for higher education providers and the Standard 14, Record Keeping. Records must be retained for at least 7 years after the completion, expiry or termination of the Training Contract to which the record relates.
- 6.4.5 The NTO must not refuse or fail to comply with the obligations outlined in Division 3D of the *SAS Act*.
- 6.4.6 The Commission may notify the Department of State Development (DSD), ASQA or TEQSA of any failure to comply with the obligations for NTOs set out in the *SAS Act*.
- 6.4.7 The maximum penalty for a breach of the requirement is \$5,000 and the expiation fee is \$315.
- 6.5 *Obligations for employers (SAS Act, S54J)*
- 6.5.1 The employer must not prevent or obstruct apprentices or trainees from participating in training required to be delivered by the NTO under a Training Plan or prejudice the employment of the apprentice or trainee as a result of participating in, or attempting to participate in, such training.
- 6.5.2 The employer must not take any other steps to discourage the apprentice or trainee from participating in training as outlined in the Training Plan and must comply with any other obligations specified in the Training Contract or Training Plan that are applicable to the employer.
- 6.5.3 These conditions are taken to be a condition of the employer's registration. If the employer fails to comply with these obligations the Commission may do one or more of the following:
- give the employer a written warning
 - vary, suspend or cancel the employer's registration under Section 54G(3) of the *SAS Act*
 - issue a compliance notice under Section 63 of the *SAS Act*
 - declare the employer to be a prohibited employer.
- 6.6 *Obligations for apprentices and trainees (SAS Act, S54M)*
- 6.6.1 The apprentice or trainee must comply with obligations specified in the Training Contract or Training Plan that are applicable to them.
- 6.6.2 The apprentice or trainee must, participate in the development of their Training Plan as far as is reasonably practicable, attend training specified in the Training Plan, and contribute to the attainment of their development goals under the Training Contract or Training Plan.
- 6.6.3 If the apprentice or trainee fails to comply with these obligations the Commission may do one or more of the following:
- give the apprentice or trainee a written warning
 - require the parties to the Training Contract to attend a conciliation conference under Section 52 of the *SAS Act*
 - suspend or terminate the Training Contract under Section 51 and 51B of the *SAS Act*.

STANDARD 7—TRAINING CONTRACT APPROVAL

This Standard relates to the approval of Training Contracts to train apprentices and trainees in accordance with the *South Australian Skills Act 2008* (the *SAS Act*).

Training contracts are between an employer and an apprentice or trainee, through which the employer agrees to employ and train the apprentice or trainee in the qualification aligned to the trade or declared vocation. All Training Contracts are to be approved by the South Australian Skills Commission (the Commission).

Governance Arrangements

Under the *SAS Act*, the Commission (or its delegate) is responsible for the regulation of the apprenticeship and traineeship system. The Commission's powers include the authority to assess, approve or decline Training Contracts.

[Apprentice Connect Australia Providers](#) are contracted by the Australian Government to deliver support services to the parties to the Training Contract, this may include lodgement of Training Contract applications with the Commission.

Compliance with the Standard**7.1 Training under Training Contracts (*SAS Act, S45A, S45B S46*)**

- 7.1.1 Under the *SAS Act*, an employer must not undertake to train a person in a trade except under a Training Contract.
- 7.1.2 However, the above Clause 7.1.1 does not apply in relation to the further training or re-training of a person who has:
 - (a) already completed the training required under a Training Contract
 - (b) an equivalent qualification
 - (c) been certified by the Commission as competent in relation to the relevant trade.
- 7.1.3 An employer who wishes to train an employee in a declared vocation can choose whether to enter in a Training Contract or not.
- 7.1.4 An employer must not enter into a Training Contract to train a person unless the employer is:
 - (a) a registered employer
 - (b) operating within the scope of the employer's registration
 - (c) complying with any other condition of the registration.
- 7.1.5 The maximum penalty for a breach of this requirement is \$5,000, and the expiation fee is \$315.
- 7.1.6 Two or more employers may, with the approval of the Commission, enter into a Training Contract with the same apprentice or trainee.
- 7.1.7 The Commission provides a general authorisation for Registered Employers to place apprentices and trainees with unregistered host employers, in accordance with Standard 4, Host Employment Arrangements.

7.2 Training contract applications (*SAS Act, S46, S48*)

- 7.2.1 An employer must apply to the Commission for approval of an agreement as a Training Contract within 28 days after entering an agreement where:
 - (a) the employer is to train a person in a trade, or to otherwise train a person under a Training Contract
 - (b) it is intended to be a Training Contract.
- 7.2.2 The maximum penalty for a breach of this requirement is \$5,000, and the expiation fee is \$315.
- 7.2.3 A Training Contract application must utilise the relevant standard form contract and contain the following conditions:
 - (a) a condition that the apprentice or trainee will be employed by the employer party to the Training Contract in accordance with the applicable award or industrial agreement
 - (b) a condition specifying the probationary period for a Training Contract for the relevant trade or declared vocation
 - (c) the standard conditions for a Training Contract for the relevant trade or declared vocation
 - (d) a condition that the apprentice or trainee will be trained and assessed in accordance with the Training Plan (to be agreed between the parties and a Nominated Training Organisation (NTO) chosen jointly by the parties)
 - (e) any other conditions that have been agreed between the employer and the apprentice or trainee after consultation with the registered training provider.
- 7.2.4 A person under the age of 15 years must not enter into a Training Contract unless otherwise permitted by an industrial award, or the person has, on application, obtained written approval of the Commission.
- 7.2.5 An Apprentice Connect Australia Provider (ACAP) may submit an application on behalf of a party to the Training Contract.
- 7.2.6 The Commission may, by notice in writing, require an employer to provide, within a specified period, such other specified information or documents as may be required by the Commission for the purposes of determining an application.

7.3 Training contract approval (*SAS Act S48, SAS Regulation 6*)

- 7.3.1 The Commission must, on determining an application for a Training Contract, notify the employer and apprentice or trainee of:
 - (a) the Commission's determination
 - (b) the date of the determination
 - (c) reasons for the refusal, if refused.
- 7.3.2 The Commission will refuse to approve an application for a Training Contract if:
 - (a) the employer is a prohibited employer
 - (b) the employer would commit an offence under Section 46(4) of the *SAS Act* by training a person under the proposed Training Contract
 - (c) the trade or vocation that is the subject of the Training Contract is not a declared trade or vocation under the *SAS Act*
 - (d) in the opinion of the Commission, the employer is not able to provide, or arrange to provide, an apprentice or trainee with the facilities, range of work, supervision and training required under a Training Plan for the apprentice or trainee.

- 7.3.3 The Commission may refuse to approve an agreement as a Training Contract for any other reason the Commission considers appropriate, including where:
- (a) the agreement does not utilise the relevant standard form contract
 - (b) the agreement does not otherwise comply with the *SAS Act*
 - (c) the qualification to which the agreement relates is, in the opinion of the Commission, an inappropriate qualification for a Training Contract
 - (d) the employer, or the apprentice or trainee, will, in the opinion of the Commission, be unable to fulfil their obligations under the proposed Training Contract
 - (e) the requirements under the *SAS Act* in relation to a Training Plan for the apprentice or trainee are unlikely to be satisfied
 - (f) a term of the proposed Training Contract is, in the opinion of the Commission, prejudicial to the interests of the apprentice or trainee
 - (g) the Commission reasonably suspects that the employer has engaged in conduct that is likely to result in the employer being declared a prohibited employer.
- 7.3.4 An employer who has made an application under this section that has been refused by the Commission must not, except with the written authority of the Commission, continue to train a person in a trade under the refused agreement.
- 7.3.5 The maximum penalty for a breach of this requirement is \$5,000, and the expiation fee is \$315.
- 7.4 *Training contract obligations on the employer (SAS Act S54J, S54L, Regulation 11)*
- 7.4.1 The obligations of the employer who is a party to a Training Contract in this Standard are in addition to those contained in the Training Contract and are to:
- (a) employ and train the apprentice or trainee as agreed in the Training Contract and Training Plan
 - (b) provide the relevant wages and conditions to the apprentice or trainee employed to complete the Training Contract
 - (c) provide appropriate facilities and expertise to assist in the training of the apprentice or trainee in accordance with the requirements of the Training Plan
 - (d) ensure the apprentice and trainee receives on-job training and assessment in accordance with the requirements of the Training Plan
 - (e) release the apprentice or trainee from work and pay the appropriate wages to attend any training and assessment specified in the Training Plan
 - (f) provide supervision to the apprentice or trainee in accordance with Standard 5, Supervision
 - (g) work with an NTO and the apprentice or trainee to ensure that the Training Plan is complied with, training records are kept up to date, and progress is monitored, reviewed and supported, in accordance with Standard 6, Training Plan and Nominated Training Organisations
 - (h) notify the Commission of any material change to the Training Contract, in accordance with the *SAS Act*
 - (i) attempt to resolve a dispute between the parties to the Training Contract in the first instance, but if such attempts fail, apply to the Commission for consideration of the matter
 - (j) comply with any other obligation specified in the Training Contract or Training Plan that is applicable to the apprentice or trainee
 - (k) inform the Commission and the NTO within 5 working days, if the Training Contract has become jeopardised.
- 7.4.2 Additionally, an employer in relation to a Training Contract must comply with the following provisions, which will be taken to be a condition of the employer's registration:
- (a) the employer must comply with the Standards
 - (b) the employer must permit an apprentice or trainee under the Training Contract to carry out their obligations under the Training Contract
 - (c) the employer must comply with any other obligation specified in the Training Contract or Training Plan that is applicable to the employer.
- 7.4.3 The employer must not:
- (a) prevent or obstruct the apprentice or trainee from carrying out their obligations under a Training Plan
 - (b) prevent or obstruct the apprentice or trainee from participating in any training required to be delivered by the NTO under a Training Plan
 - (c) prejudice the employment of the apprentice or trainee, or place the apprentice or trainee at a disadvantage, because the apprentice or trainee participates or attempts to participate in such training
 - (d) take any other steps to discourage the apprentice or trainee from participating in such training
 - (e) place, or permit the placement of, an apprentice or trainee under the Training Contract with a prohibited employer
 - (f) without the authorisation of the Commission, place, or permit the placement of, an apprentice or trainee under the Training Contract with an employer who is not a registered employer.
- 7.4.4 The Commission may, in relation to an employer's failure to satisfy the employer's obligations under the Training Contract, do one or more of the following:
- (a) give the employer a written warning
 - (b) vary, suspend, or cancel the employer's registration
 - (c) issue a compliance notice
 - (d) declare the employer to be a prohibited employer.

- 7.4.5 An employer must maintain appropriate records to demonstrate that the obligations in the *SAS Act, South Australian Skills Regulations 2021* (the *Regulations*) and Standard 14, Record Keeping have been met.
- 7.4.6 The maximum penalty for a breach of this requirement is \$5,000, and the expiation fee is \$315.
- 7.5 *Training contract obligations on the apprentice or trainee (SAS Act S54M)*
- 7.5.1 An apprentice or trainee, in relation to a Training Contract, must:
- (a) comply with the Standards
 - (b) comply with any other obligation specified in the Training Contract or Training Plan that is applicable to the apprentice or trainee
 - (c) as far as is reasonably practicable:
 - (i) participate in the development of their Training Plan
 - (ii) contribute to the attainment of their development goals under the Training Contract and Training Plan.
- 7.5.2 The Commission may, in relation to an apprentice or trainee failing to comply with their obligations under a Training Contract, do one or more of the following:
- (a) give the apprentice or trainee a written warning
 - (b) require the parties to the Training Contract to attend a dispute resolution process
 - (c) suspend the Training Contract
 - (d) terminate the Training Contract.
- 7.6 *Review of decisions by the South Australian Civil and Administrative Tribunal (SAS Act, S70F)*
- 7.6.1 The South Australian Civil and Administrative Tribunal (SACAT) has jurisdiction to review a decision of the Commission to refuse an application by a person under 15 years of age to enter into a Training Contract under Section 46(7) of the *SAS Act*.
- 7.6.2 An applicant must apply to the SACAT within 28 days of receiving notice of the relevant decision.
- 7.6.3 The SACAT may allow an extension of time to this application period if it is satisfied that:
- (a) special circumstances exist
 - (b) another party will not be unreasonably disadvantaged because of the delay in commencing proceedings.
- 7.6.4 An application to the SACAT to review a decision must be made using the online form available at:
www.sacat.sa.gov.au/application-form
- 7.6.5 Fees apply for commencing a review in the SACAT. The SACAT can reduce or waive a fee in a particular case, or in relation to a particular class of applicant, based on financial hardship or where it is in the interests of justice to do so. An applicant may also apply for a partial waiver of the fee if they hold a valid concession card.

STANDARD 8—TRAINING CONTRACT CONDITIONS

This Standard relates to the setting of Training Contract conditions, including the probationary period in accordance with the *South Australian Skills Act 2008* (the *SAS Act*). The South Australian Skills Commission (the Commission) is responsible for the regulation of the apprenticeship and traineeship system.

Governance Arrangements

The Commission, under Section 45(2) of the *SAS Act*, may determine ‘standard conditions’ for specified trades and declared vocations, through notice in the South Australian Government Gazette (the Gazette). These standard conditions, which form part of the standard form contract, include:

- the term (duration in months) of the Training Contract
- the qualifications available for a person in the trade or declared vocation
- any other condition considered necessary by the Commission
- the Commission has determined that parties to a (full-time or part-time) Training Contract may agree to average the hours worked under the Training Contract as a condition of the Training Contract.

Refer to Standard 1, Declaration of Trades and Vocations for more information on this Standard’s conditions.

Compliance with the Standard

8.1 *Gazettal of standard form Training Contract (SAS Act, S45, S46, S49A)*

- 8.1.1 Section 46(6) of the Act states that a standard form contract must be in the required form and contain the following additional terms and conditions:
- (a) that the apprentice or trainee will be employed by the employer who is party to the contract in accordance with the applicable award or industrial agreement
 - (b) the probationary period for the relevant trade or declared vocation
 - (c) the standard conditions for the relevant trade or declared vocation
 - (d) that the apprentice or trainee will be trained and assessed in accordance with the Training Plan (to be agreed between the employer, the apprentice or trainee and a nominated training organisation chosen jointly by the employer and the apprentice or trainee)
 - (e) any other conditions that have been agreed between the employer and the apprentice or trainee after consultation with the nominated training provider.
- 8.1.2 The Commission may determine a probationary period for a Training Contract for a specified trade or declared vocation, through notice in the Gazette. The Commission may also extend the probationary period for an individual Training Contract on application by a party to a Training Contract, or for a specified class of Training Contracts by notice in the Gazette with the approval of the Minister for Education, Training and Skills (the Minister).
- 8.1.3 The Commission may vary hours of training under a Training Contract to reflect a part-time or full-time training arrangement.
- 8.1.4 The Commission may also vary or revoke a previously gazetted condition under Section 45(3) of the *SAS Act*. Any revocation or variation will apply to all qualifications to which the gazetted notice relates.

8.2 *Contract variation to full-time and part-time training arrangements (SAS Act, S50)*

- 8.2.1 Employers and their apprentices and trainees must comply with the standard conditions of the Training Contract. They may seek to vary these in prescribed circumstances.
- 8.2.2 Parties to a Training Contract by agreement may apply, and the Commission may approve, a variation to a Training Contract:
- (a) from a part-time to a full-time training arrangement
 - (b) from a full-time to a part-time training arrangement
- provided the agreed working arrangement is permitted by the relevant award or industrial agreement under which the apprentice or trainee is employed.
- 8.2.3 An application must be made in the prescribed form and must contain any information required by the Commission to consider the application. The [application form](#) is available from the Commission's website.
- 8.2.4 The Commission on its own motion may vary the full-time or part-time training arrangement under a Training Contract if there are circumstances to justify the change. For example, if the Commission determines that an agreed full-time or part-time training arrangement is inconsistent with a relevant award or other industrial instrument under which the apprentice or trainee is employed.
- 8.2.5 Where the Commission makes a determination on its own motion, the Commission will provide any affected party an opportunity to provide its views on the proposed variation to the Training Contract.

8.3 *School-based apprenticeships or traineeships (SAS Act, S50)*

- 8.3.1 Parties to a school-based apprenticeship or traineeship, by agreement, must apply to the Commission for approval of a variation to the Training Contract:
- (a) from part-time to full-time training
 - (b) from full-time to part-time training
- commencing when the school-based apprentice or trainee completes school.
- 8.3.2 Alternatively, the Commission on its own motion may vary the full-time or part-time training arrangement under a school-based apprenticeship or traineeship when the apprentice or trainee finishes school, for example, when:
- (a) the agreed training arrangement is not conducive to the apprentice or trainee meeting their workplace-based training obligations under the Training Contract or Training Plan
 - (b) the Commission determines that the agreed full-time or part-time training arrangement is not consistent with a relevant award or other industrial agreement under which the apprentice or trainee is employed.

8.4 *Averaging of hours (SAS Act, S45)*

- 8.4.1 Parties to a (full-time or part-time) Training Contract may agree to average the hours worked under the Training Contract as a condition of the Training Contract.
- 8.4.2 Hours worked under a standard apprenticeship or traineeship may be averaged over a four-week cycle.
- 8.4.3 Hours worked under a school-based apprenticeship or traineeship may be averaged over a three-month cycle.
- 8.4.4 An agreement to average the training hours over a particular work cycle must be in advance of the training commencing and must include the rostered hours of employment and training for the period over which the averaging applies.
- 8.4.5 The agreed arrangement must:
- (a) provide a regular pattern of on and off-job training that enables both on-job and off-job structured training to be planned and implemented according to the Training Plan. For example, a full-time pattern of hours per week of 40, 40, 40 and 30 (average 38 hours) is appropriate. However, under a school-based apprenticeship or traineeship, a part-time pattern of hours per week of 20, 0, 12, 8 is unlikely to be appropriate, as the training pattern is not conducive to the student meeting their academic obligations.
 - (b) be consistent with (and not disrupt) the training objectives contained in the Training Contract and Training Plan
 - (c) in relation to school-based apprenticeships or traineeships, not interfere with the student's school commitments
 - (d) be consistent with the award, industrial agreement and national employment standards that apply to the employment of the apprentice or trainee, including any requirements relating to:
 - (i) rostering
 - (ii) consultation
 - (iii) notice periods.
- 8.4.6 An employer must maintain records of an apprentice or trainee's attendance at the workplace and at training and maintain appropriate records to demonstrate that the obligations in the *SAS Act, South Australian Skills Regulations 2021* (the *Regulations*) and Standard 14, Record Keeping have been met.
- 8.4.7 These records should include any agreement to average hours and the hours recorded should reflect the pattern of work and training agreed by the employer and apprentice or trainee.
- 8.4.8 The maximum penalty for a breach of the requirements relating to the making and retention of records is \$5,000, and the expiation fee is \$315.

8.5 *Minimum hours under part-time Training Contracts (SAS Act, S46)*

- 8.5.1 As published by notice in the Gazette an apprenticeship or traineeship may be undertaken on a full or time-part basis but cannot be undertaken on a casual basis.
- 8.5.2 Parties to a part-time apprenticeship or traineeship may agree on the hours worked under the Training Contract, provided:
- (a) part-time minimum hours worked under a standard apprenticeship or traineeship are at least 15 hours per week
 - (b) part-time minimum hours worked under a school-based apprenticeship or traineeship are at least 7.5 hours per week.
- 8.5.3 The agreed arrangement must be consistent with the award or industrial agreement to which the apprenticeship or traineeship relates.

- 8.6 *Standard probationary periods under Training Contracts (SAS Act, S46)*
- 8.6.1 The Commission, by notice in the Gazette, has determined the standard probationary period for Training Contracts. The standard (or nominal) probationary period for a Training Contract:
- up to and including 24 months duration is 60 days
 - greater than 24 months duration is 90 days.
- 8.6.2 These standard probationary periods apply to full-time and part-time apprenticeships and traineeships.
- 8.6.3 The Commission by further gazetted notice may vary the above standard probationary periods.
- 8.6.4 The Commission has the discretion to approve probationary periods that differ from the standard probationary periods noted in Clause 8.6.1.
- 8.7 *Application to extend the standard probationary period for a Training Contract (SAS Act, S49A)*
- 8.7.1 A party to a Training Contract may apply to the Commission to vary the Training Contract to extend the probationary period for that Training Contract.
- 8.7.2 An [application to extend](#) the probationary period:
- may be made by the employer, the apprentice or trainee, or both (Note: if the application is not a joint application by the employer and apprentice or trainee, the Commission must not decide an application unless it has sought the views of the other party to the Training Contract about whether or not the application should be granted)
 - may not be for a period in excess of 6 months in total, or 25% of the term of the Training Contract, whichever is the lesser.
 - must be submitted to the Commission no less than 14 days before the expiry of the nominal probationary period, unless the Commission is satisfied that:
 - good reasons exist to accept a shorter notice period; and
 - the other party to the Training Contract will not be unreasonably disadvantaged
 - if an application to extend the probationary period is not resolved within 14 days, the apprentice or trainee will continue to be employed on a probationary basis until such time as the application is resolved.
- 8.7.3 Upon assessing an application to extend the probationary period for a Training Contract, the Commission will advise the parties to the application of the outcome, in writing. The Commission will advise:
- if the application is approved, the period for which the probationary period is extended
 - if the application is declined, the reason(s) and process for review.
- 8.8 *Variation by the Commission of the probationary period for a class of Training Contracts (SAS Act, S49A(3))*
- 8.8.1 The Commission, with the approval of the Minister, may extend the probationary period for a specified class of Training Contracts. However, the probationary period, as extended, must not exceed 6 months in total or 25% of the term of the Training Contract, whichever is the lesser.
- 8.8.2 Before the Commission varies the probationary period for a specified class of Training Contracts, it must:
- consult with apprentices or trainees who are a party (or likely to be party) to a Training Contract that is among the specified class of contract, or a body representing the interests of those apprentices or trainees
 - consult with employers who are a party (or likely to be party) to a Training Contract that is among the specified class of contract, or a body representing the interests of those employers.
- 8.9 *Apprentice or trainee is under 18 years of age*
- 8.9.1 If an application to extend the probationary period under a Training Contract is made in relation to an apprentice or trainee under the age of 18, and provided the apprentice or trainee's parent(s) or guardian(s) are party to the Training Contract, the Commission must, if practicable, consult the apprentice or trainee's parent or guardian.
- 8.10 *Review of decisions by the South Australian Civil and Administrative Tribunal (SAS Act, S70F, Regulation 20)*
- 8.10.1 The South Australian Civil and Administrative Tribunal (SACAT) has jurisdiction to review a decision of the Commission to approve or refuse an application to extend the probationary period for a Training Contract under Section 49A of the *SAS Act*.
- 8.10.2 An applicant must apply to the SACAT within 28 days of receiving notice of the relevant decision.
- 8.10.3 The SACAT may allow an extension of time to this application period if it is satisfied that:
- special circumstances exist
 - another party will not be unreasonably disadvantaged because of the delay in commencing proceedings.
- 8.10.4 An application for the SACAT to review a decision must be made using the online form available at: <https://www.sacat.sa.gov.au/apply-online-now2>
- 8.10.5 Fees apply for commencing a review in the SACAT. The SACAT can reduce or waive a fee in a particular case, or in relation to a particular class of applicant, based on financial hardship or where it is in the interests of justice to do so. An applicant may also apply for a partial waiver of the fee if they hold a valid concession card.

STANDARD 9—TRANSFER OF TRAINING CONTRACTS AND SUBSTITUTE EMPLOYER

This Standard relates to the substitution of an employer of an apprentice or trainee and covers three broad situations in which the Training Contract is taken over by (or transferred to) another employer. Transfer of a Training Contract through the first two situations described below are subject to approval by the Commission. A change of business ownership requires the South Australian Skills Commission (the Commission) to be notified of the change of ownership.

A substitution or transfer of a Training Contract occurs where:

- an apprentice or trainee under a Training Contract established in another state or territory transfers to a South Australian-based employer
- an application is made to the Commission to substitute the current employer of an apprentice or trainee with a different employer
- the Commission determines, on its own motion, to substitute the current employer of an apprentice or trainee with a different employer
- there is a change in the ownership of the business under which an apprentice or trainee is employed.

This Standard applies to the Commission, employers and prospective employers of apprentices and trainees.

Governance Arrangements

Decisions to approve the transfer of a Training Contract and substitution of an employer are decided by the Commission (or its delegate).

Compliance with the Standard**9.1 Transfer of Training Contracts between jurisdictions (SAS Act, S45, S48A, Regulation 7)**

- 9.1.1 In the event an apprentice or trainee under a Training Contract established in another state or territory relocates to South Australia, the *SAS Act* permits the Commission to:
- (a) recognise (with or without modification) the Training Contract (and associated Training Plan) as a Training Contract and Training Plan under the *SAS Act*
 - (b) substitute the employer under the Training Contract with a South Australian based employer
 - (c) recognise the previous employment and training completed in the jurisdiction
 - (d) make other appropriate arrangements.
- 9.1.2 The Commission must decline to recognise the Training Contract of a relocating apprentice or trainee if the proposed new employer is a prohibited employer.
- 9.1.3 The Commission may refuse recognition of the Training Contract if:
- (a) there is no nominated training organisation for the apprentice or trainee
 - (b) there is no Training Plan relating to the Training Contract
 - (c) the trade or vocation is not a declared trade or vocation under the *SAS Act* or does not have an equivalent under the *SAS Act*
 - (d) the proposed employer
 - (i) is not registered or has not applied for registration
 - (ii) is not operating within the scope of their registration
 - (iii) has failed to comply with a condition of their registration.
- 9.1.4 A relocating apprentice or trainee seeking to have their Training Contract recognised and/or the proposed (South Australian-based) employer must notify the Commission as early as practicable (the Training Contract made in another jurisdiction will not be enforceable until the Commission recognises it).
- 9.1.5 Notification of the transfer, via a form determined by the Commission is available at <https://skillscommission.sa.gov.au/resources-and-publications/forms> and should include:
- (a) name and contact details of the apprentice or trainee and of the previous and proposed employer
 - (b) name and contact details of the training organisation under the Training Contract
 - (c) commencement date of employment with proposed employer
 - (d) a copy of the Training Contract and Training Plan
 - (e) name of the nominated training organisation (if not the training organisation under the Training Contract).
- 9.1.6 The Commission will consider this information in reaching a decision whether or not to recognise the transfer and will advise the applicant(s):
- (a) whether or not the Training Contract is recognised
 - (b) the date from which it is recognised
 - (c) the trade or vocation, or equivalent trade or vocation under the recognised Training Contract
 - (d) conditions (if any) under which the Training Contract is agreed to be recognised.
- 9.1.7 If the Commission has insufficient information to enable it to determine whether a Training Contract is recognised, it will notify the applicant(s) and request further information.

9.2 Transfer due to a change of ownership of business (SAS Act, S54 MA)

- 9.2.1 In the event an owner of a business who employs one or more apprentices or trainees transfers ownership of the business to another employer, the Training Contract continues with the new employer and the rights, obligations and liabilities of the former owner/employer transfer to the new owner/employer.
- 9.2.2 Rights, obligations, and liabilities include:
- (a) to provide training as required by the Training Contract and Training Plan
 - (b) to meet relevant occupational, health, safety and welfare requirements.
- 9.2.3 Both the former owner/employer and new owner/employer must notify the Commission and the NTO of the change of business ownership and consequent transfer of the Training Contract(s) within 21 days of it occurring. Notification is made via the [transfer to new employer form](#).
- 9.2.4 Notice to the Commission and the NTO should include:
- (a) date of the transfer of ownership of the business (note, an employer must also notify the Commission of an offer to sell the business to which the Training Plan(s) relates and in the event the business becomes insolvent or bankrupt)
 - (b) name and contact details of the apprentice or trainee
 - (c) name and contact details of the former owner/employer and new owner/employer
 - (d) a copy of the Training Contract and Training Plan
 - (e) name of the NTO
 - (f) proof of registration by the new owner/employer, or that the employer has applied for registration.

9.3 *Substitution of an employer under Training Contract and transfer fees (SAS Act, S54N, S54O, Regulation 13)*

9.3.1 An application may be made to the Commission to substitute the employer of an apprentice or trainee and determination of the application may, unless waived or previously paid between the parties to the transfer, invoke a transfer fee payable by the proposed employer to the previous employer.

9.3.2 This application may be made by:

- (a) the existing/previous employer (or person on their behalf)
- (b) the proposed employer (or a person on their behalf)
- (c) the apprentice or trainee (or a person on their behalf).

9.3.3 The application must contain the following information:

- (a) contact details of the parties to the application
- (b) reason(s) for the substitution
- (c) the number of employees employed by the business to which the apprentice or trainee is being transferred
- (d) evidence of the transfer fee transaction or of an agreement to pay the transfer fee, if a request to waive the transfer fee is not made to the Commission
- (e) if the proposed employer is seeking to have the transfer fee waived (see below for grounds to waive the transfer fee) by the Commission, the ground(s) for waiving the fee
- (f) if the previous/existing employer objects to the transfer, reasons for the objection.

9.3.4 The Commission may invite the existing employer to provide a written submission about whether the application to substitute the proposed employer should be granted or not, and may make any enquiries of any of the parties about whether the transfer of the apprentice or trainee to the new employer is appropriate in the circumstances.

9.4 *Application in relation to an apprentice or trainee under 18 years of age*

9.4.1 The Commission must be satisfied, in relation to an application to substitute an employer in relation to an apprentice under 18 years of age, that the application is in the best interests of the apprentice or trainee and where the parent(s) or guardian(s) are party to the Training Contract, may enquire about the merits of the application with the parent(s) or guardian(s) of the apprentice or trainee.

9.5 *Consideration of an application to substitute an employer by application*

9.5.1 For the purposes of Section 54N(3) of the *SAS Act*, the Commission must be satisfied that:

- (a) if the proposed employer has consented to the substitution, there is evidence in writing of such consent
- (b) the proposed employer is not a prohibited employer.
- (c) the proposed employer is:
 - (i) registered
 - (ii) operating within scope of the registration
 - (iii) complying with conditions of the registration.

(requirement (i.) is suspended when the proposed employer has applied for registration, and the application has yet to be determined and the Commission is satisfied they are a fit and proper person to enter into a Training Contract. The Commission may inform itself of this question in any way it sees fit).

- (d) The proposed employer has paid, or agreed to pay, any transfer fee payable under Section 54O, or that there are grounds for a waiver.

(Note: The Commission may consider information, or a submission provided by the parties, or make any enquiries on its own initiative, on the appropriateness of the substitution. It may consider, for example, whether any coercion or inducement has been applied by any party against another party to agree to the substitution).

9.6 *Existing employer may provide a submission on the application*

9.6.1 Except where the existing employer is an applicant to substitute, the Commission should, where practicable, have regard to any submission of the existing employer in relation to the application. However, a submission by the existing employer will not be determinative of the outcome.

9.7 *Notice of the Commission's decision*

9.7.1 The Commission will notify the parties of its decision on the application and will advise whether the application is successful. If an application is successful, the Commission will advise the parties:

- (a) the date the substitution is taken to have occurred
- (b) the transfer fee payable by the proposed employer to the previous employer, unless waived or reduced
- (c) a condition that confirmation of the substitution is subject to an application to register the proposed employer being approved, if applicable.

9.7.2 If the application is unsuccessful the Commission will advise the parties of this outcome and the reason(s) for the decision.

9.8 *Transfer fee (SAS Act S54O)*

9.8.1 The transfer fee payable upon confirmation of the substitution being approved outlined in the *South Australian Skills (Fees) Notice 2025* is as follows:

Small business (20 or fewer employees)

First year of Training Contract	\$1,876
Second year of Training Contract	\$3,753
Third year of Training Contract	\$5,630
Fourth year of Training Contract	\$7,504

Medium to large business (21 or more employees)

First year of Training Contract	\$2,346
Second year of Training Contract	\$4,691
Third year of Training Contract	\$7,036
Fourth year of Training Contract	\$9,383

- 9.8.2 For the purpose of Section 54O(6) of the *SAS Act*, the size of the business is to be calculated at the date of the proposed substitution and should include permanent, temporary, casual, part-time, managerial and executive employees in addition to employees on paid leave and workers' compensation.
- 9.8.3 Transfer fees are reviewed annually and increased in line with the standard indexation rate.
- 9.9 *Transacting the transfer fee (SAS Act S54O, Regulation 12(e))*
- 9.9.1 The transfer fee is paid directly by the proposed employer to the existing employer and a record of the transaction must be retained by both the previous and proposed employer.
- 9.9.2 A proposed employer must not seek compensation for payment of a transfer fee from the apprentice or trainee under the Training Contract to which the application relates.
- 9.10 *Disputes relating to an application to substitute an employer and payment of the transfer fee (SAS Act, S52, S54O(3))*
- 9.10.1 The Commission, before determining an application to substitute an employer, may direct the parties to the Training Contract to undertake dispute resolution of a specified kind. For more information, parties are referred to Standard 12, Complaint Handling, Mediation and Advocacy.
- 9.10.2 If the proposed employer defaults on payment of the transfer fee, the previous employer may commence proceedings for recovery of the transfer fee from a civil court of competent jurisdiction. Independent legal advice should be obtained before commencing proceedings for recovery of the transfer fee and note, in this situation, the Commission does not have a role pursuing an unpaid fee on behalf of an employer.
- 9.11 *Waiver of the transfer fee (SAS Regulation 13)*
- 9.11.1 The transfer fee payable by a proposed employer to the existing employer may be waived or reduced in certain prescribed circumstances where:
- the transfer is mutually agreed by the proposed employer and the existing employer
 - it is unlikely that the existing employer will be able to provide employment to the apprentice or trainee for the duration of the Training Contract
 - it is unlikely that the existing employer will be able to provide the scope of training or supervision necessary for the apprentice or trainee to complete the training required under the Training Contract
 - it is appropriate to do so in the circumstances.
- 9.11.2 If a request to waive the transfer fee is not made at the same time as the application to substitute the employer, the proposed employer may apply to the Commission for a waiver of the transfer fee within 7 days of the application to substitute the employer.
- 9.11.3 Where a request to waive the transfer fee is made, the Commission may make enquiries of the existing and/or proposed employer to determine whether, in the circumstances, it is appropriate to grant a waiver.
- 9.12 *Review of decisions by the South Australian Civil and Administrative Tribunal (SAS Act, S70F, Regulation 20)*
- 9.12.1 The South Australian Civil and Administrative Tribunal (SACAT) has jurisdiction to review a decision of the Commission to approve or refuse a substitution of an employer under Section 54N of the *SAS Act*.
- 9.12.2 An applicant must apply to the SACAT within 28 days of receiving notice of the relevant decision.
- 9.12.3 The SACAT may allow an extension of time to this application period if it is satisfied that:
- special circumstances exist; and
 - another party will not be unreasonably disadvantaged because of the delay in commencing proceedings.
- 9.12.4 An application to the SACAT to review a decision must be made using the online form available at:
www.sacat.sa.gov.au/applications-and-hearings/how-to-apply-to-sacat
- 9.12.5 Fees apply for commencing a review in the SACAT. The SACAT can reduce or waive a fee in a particular case, or in relation to a particular class of applicant, based on financial hardship or where it is in the interests of justice to do so. An applicant may also apply for a partial waiver of the fee if they hold a valid concession card.

STANDARD 10—TRAINING CONTRACT SUSPENSION

This Standard relates to Training Contract suspension in accordance with the *South Australian Skills Act 2008* (the *SAS Act*). The South Australian Skills Commission (the Commission) may, on an application or on its own motion, suspend a Training Contract.

Governance Arrangements

Under the *SAS Act*, the Commission (or its delegate) is responsible for the regulation of the apprenticeship and traineeship system. To this end, its powers include the authority to:

- assess and approve (or decline) applications for Training Contract suspension
- suspend a Training Contract, on its own motion.

Compliance with the Standard10.1 *Training contract suspension (SAS Act, S51)*

- 10.1.1 The Commission may, on an application under Section 51 of the *SAS Act*, or on its own motion, suspend a Training Contract.

- 10.1.2 An application for Training Contract suspension:
- (a) may be made by a party to a Training Contract
 - (b) can be made by logging into [mySkillsSA](#)
 - (c) must be accompanied by such information or documents as required by the Commission to consider the application.
- 10.1.3 A suspension:
- (a) must be by notice in writing
 - (b) may be conditional or unconditional.
- 10.1.4 Additionally, the Commission may, by notice in writing, vary or revoke a condition of a suspension.
- 10.1.5 A suspension commences on the day specified by the Commission and remains in force for the period specified in the notice, or until further notice by the Commission (as the case requires).
- 10.2 *Training contract suspension criteria (SAS Act S51, S70G)*
- 10.2.1 Parties may make an application for Training Contract suspension for consideration by the Commission. An application for Training Contract suspension that is not mutually agreed by the parties may require dispute resolution at the discretion of the Commission.
- 10.2.2 A person must not exert undue influence or pressure on, or use unfair tactics against, another person in relation to any matter relating to or arising out of, a Training Contract, including suspension.
- 10.2.3 The maximum penalty for breach of the above Clause 10.2.2 in this Standard is \$10,000.
- 10.2.4 A suspension is for a period of time agreed between the parties to the Training Contract or determined by the Commission. This should not be for more than 30 days, although the Commission may apply its discretion to suspend for a longer period in appropriate circumstances.
- 10.2.5 A suspension is based upon a commitment by the parties to resume the Training Contract after the period of suspension.
- 10.2.6 During the period of suspension, the parties and the employer are required to keep in contact about resuming the Training Contract.
- 10.2.7 The period of suspension is not recognised as part of the nominal term of the Training Contract. Upon resumption of the Training Contract, the nominal term of the Training Contract will be extended to cover the period of suspension.
- 10.2.8 The Training Contract resumes at the end of the period of suspension. However, if the parties agree, and the Commission is advised in writing, the Training Contract can resume prior to the end date of the suspension. Above Clause 10.1.5 indicates the Commission's role to determine a period of suspension and notify the parties as the case requires.
- 10.2.9 If a suspension commences during the probationary period of the Training Contract, the probationary period is to be extended by the amount of the probationary period lost through suspension of the Training Contract.
- 10.2.10 Where the parties agree, the apprentice or trainee may continue with their off-job training during the period of suspension. Where the parties agree, time spent at off-job training will be credited towards the Training Contract and an adjustment made to the nominal term of the contract and suspension duration. The apprentice or trainee should continue to be paid for the time they are engaged in their off-job training as per the award under the Training Contract.
- 10.3 *Training contract suspension for business-related reasons (SAS Act S51)*
- 10.3.1 An application for Training Contract suspension may be made to the Commission for business related reasons such as re-structuring or re-location of the business.
- 10.3.2 Suspension must be a last resort. Evidence must be provided to the Commission that the Training Contract suspension is required due to all other options having been exhausted.
- 10.3.3 Other options that may first be considered before an application for Training Contract suspension are:
- (a) completing outstanding off-job training or bringing forward future off-job training
 - (b) placing the apprentice or trainee with an alternative registered employer, host employer or group training organisation
 - (c) taking of any accrued leave, for example, annual leave, rostered days off
 - (d) rotating the apprentice or trainee with another apprentice or trainee who is due to attend off-job training or due to take leave, where both are employed by the same group training organisation or employer
 - (e) negotiating a reduction in hours if possible, under the industrial award/agreement and varying the Training Contract accordingly.
- 10.3.4 After 30 days, the Commission may review and extend a suspension upon consideration of the circumstances, including ongoing action taken to exhaust other options by the parties during the period of suspension.
- 10.3.5 Other options as stated in the above Clause 10.3.3 of this Standard must continue to be considered during the suspension period before any further application for suspension are applied for.
- 10.4 *Training contract suspension for non-business-related reasons (SAS Act S51)*
- 10.4.1 The Commission may consider an application for Training Contract suspension for non-business-related reasons where the application is mutually agreed and meets the criteria in this Standard.
- 10.4.2 Any accrued leave, including sick leave where appropriate, should be taken prior to seeking a non-business-related suspension.
- 10.4.3 Non-business-related suspension reasons include:
- (a) pregnancy
 - (b) parental leave
 - (c) a non-work-related injury or illness affecting the apprentice or trainee's ability to undertake work and training (where sick leave has been exhausted)
 - (d) higher level work or duties with the employer
 - (e) personal reasons or commitments.

- 10.4.4 Consistent with Clause 10.2.4 the maximum suspension for non-business related reasons is 30 days. The Commission may exercise its discretion to consider longer term suspensions, for example, for reasons of pregnancy, medical reasons, natural disaster or pandemic.
- 10.5 *Training contract suspension related to a declared emergency (SAS Act S51)*
- 10.5.1 The Commission may consider a special circumstances application for Training Contract suspension for reasons relating to a declared emergency or disaster.
- 10.5.2 A declared emergency is defined as: An active Major Emergency or Disaster, per Division 3 of the *Emergency Management Act 2004* (Act).
- 10.5.3 The maximum suspension for reasons relating to a declared emergency is 90 days, unless the State Co-ordinator revokes a declaration as defined in Division 3 of Act. The Commission may exercise its discretion to consider longer term suspensions following an application by a party to the Training Contract, or on the Commission's own motion.
- 10.5.4 For applications made with the consent of a single party to the Training Contract, the Commission will allow 14 days to seek representations from the other parties to the Training Contract.
- 10.6 *Dispute resolution in relation to a Training Contract suspension (SAS Act, S52)*
- 10.6.1 If either party to the Training Contract does not agree to the suspension, the party may dispute the suspension in writing to the Commission.
- 10.6.2 The Commission may, before determining an application for suspension of a Training Contract, require the parties to the Training Contract to undertake dispute resolution of a specified kind.
- 10.6.3 Refer to Standard 12, Complaints Handling, Mediation and Advocacy for detailed information regarding dispute resolution.
- 10.7 *Employer may suspend apprentice or trainee for wilful and serious misconduct (SAS Act, S64)*
- 10.7.1 If an employer has reasonable grounds to believe that an apprentice or trainee employed by the employer is guilty of wilful and serious misconduct, the employer may (without first obtaining the approval of the Commission) suspend the apprentice's or trainee's employment.
- 10.7.2 If an employer suspends an apprentice's or trainee's employment under the above Clause 10.6.1, the employer must, in accordance with any requirement set out in the Standards, as soon as reasonably practicable:
- refer the matter to the Commission for mediation
 - notify the South Australian Employment Tribunal (SAET) that the matter has been so referred
 - notify the apprentice or trainee that the matter has been so referred
 - comply with any other reasonable requirement of the Commission in relation to the mediation.
- 10.7.3 The maximum penalty for a breach of this requirement is \$5,000 and the expiation fee is \$315.
- 10.7.4 If a matter is not resolved by mediation, the employer must, as soon as reasonably practicable after the conclusion of the mediation (but in any event, within 3 days) refer the matter to the SAET for consideration.
- 10.7.5 The maximum penalty for a breach of this requirement is \$5,000 and the expiation fee is \$315.
- 10.7.6 The above Clause 10.6.1 applies, except where:
- the employer and the trainee or apprentice agree to a longer suspension (whether during mediation or otherwise)
 - the Commission extends the suspension for a specified period (not being more than 3 days after the conclusion of the mediation)
 - the SAET confirms or extends the suspension under Section 65 of the *SAS Act*.
- 10.7.7 A suspension under Section 64 of the *SAS Act* and the above Clause 10.6.1 in this Standard will cease after 7 working days, unless cancelled sooner.
- 10.8 *South Australian Employment Tribunal may suspend employment of apprentice or trainee (SAS Act, S65)*
- 10.8.1 If a dispute arises between parties to a Training Contract or a party to a Training Contract is aggrieved by the conduct of another party, a party to the contract may apply to the SAET for consideration of the matter.
- 10.8.2 The SAET may, if it thinks fit, suspend the employment of an apprentice or trainee commencing on a date specified in the order.
- 10.8.3 The SAET may confirm, extend (for a period not exceeding four weeks), or revoke a suspension imposed by an employer under Section 64 of the Act and in the event of revocation:
- order the employer to pay any remuneration, or compensation for any non- monetary benefit, to which the apprentice or trainee would, but for the suspension, have been entitled
 - order the employer to treat the period of suspension as service for specified purposes.
- 10.9 *Offence to suspend Training Contract (SAS Act, S51C)*
- 10.9.1 A person who, without being authorised to do so under the *SAS Act*, suspends or purports to suspend a Training Contract, is guilty of an offence.
- 10.9.2 The maximum penalty for a breach of this requirement is \$5,000 and the expiation fee is \$315.
- 10.10 *False or misleading information (SAS Act, S75)*
- 10.10.1 A person must not make a statement that is false or misleading in a material particular (whether by reason of the inclusion or omission of any particular) in any information provided under the Act.
- 10.10.2 The maximum penalty for a breach of this requirement is \$10,000.

STANDARD 11—TRAINING CONTRACT COMPLETION

This Standard relates to the completion of Training Contracts in accordance with the *South Australian Skills Act 2008* (the *SAS Act*). It is the responsibility of each party to a Training Contract to take appropriate action to support completion of the apprenticeship or traineeship.

Governance Arrangements

Under the *SAS Act*, the South Australian Skills Commission (the Commission (or its delegate) is responsible for the regulation of the apprenticeship and traineeship system. To this end, its powers include the authority to assess, approve or decline applications for Training Contract completion.

Compliance with the Standard11.1 *Means to complete Training Contracts (SAS Act, S49)*

11.1.1 A Training Contract may be considered complete when:

- (a) there is agreement from the employer and the apprentice or trainee that the apprentice or trainee has achieved competency in the workplace
- (b) a Nominated Training Organisation (NTO) has certified that the qualification specified in the Training Contract has been completed by the apprentice or trainee.

11.1.2 A party to a Training Contract must notify the Commission, before the nominal completion date for the contract is reached, if the contract will not be completed by that date.

11.1.3 An application to extend the term of a Training Contract must be made prior to the expiry of the training contract, via [mySkillsSA](#)

11.1.4 The Commission may consider whether a Training Contract is completed in the following circumstances:

- (a) a party to a Training Contract may apply to the Commission to complete a traineeship or apprenticeship
- (b) the Commission may certify on its own motion that the apprentice or trainee is to be considered to have completed the training required under the contract, without an application from one or both of the parties.

11.1.5 Applications under above Clause 11.1.4 a) must:

- (a) be made in the prescribed form, available at [mySkillsSA](#).
- (b) be accompanied by such information or documents as required by the Commission to consider the application, including evidence of successful completion of the qualification specified in the Training Contract.

11.1.6 Where the contractual parties are in dispute, and the employer or apprentice or trainee does not accept the apprentice or trainee is competent, or the employer cannot be found, the Commission may obtain independent industry advice in regard to the competency of the apprentice or trainee.

11.1.7 The Commission will notify the parties to a Training Contract of the result of the application, and if successful certify that the apprentice or trainee is to be taken to have completed the training required under the contract.

11.1.8 If the Commission certifies that the (current or former) apprentice or trainee has completed the training required under the contract, the Commission may:

- (a) if the contract is still in operation, finalise the contract and relieve the parties of their obligations under the contract; and
- (b) certify that the apprentice or trainee has completed the training required under the contract for the relevant trade or declared vocation.

11.2 *Dispute resolution (SAS Act, S65)*

11.2.1 Where the contractual parties are in dispute about whether:

- (a) the apprentice or trainee has achieved competency in the workplace
- (b) there is evidence that the apprentice or trainee has successfully completed the qualification specified in the Training Contract a party to the Training Contract may apply to the South Australian Employment Tribunal (SAET) for consideration of the matter.

11.2.2 As per Section 65(2)(a) of the *SAS Act*, the SAET may make recommendations to the Commission about the assessment of the skills of an apprentice or trainee and, if appropriate, the granting of an appropriate qualification under the Australian Qualifications Framework (AQF).

11.2.3 Applications to the SAET under the *SAS Act* must be during the term of the relevant Training Contract or within 6 months after the expiry, termination, or cancellation of the relevant Training Contract. The SAET may extend the time within which any such application may be made.

11.2.4 Under Section 66 of the *SAS Act* and as described in Section 43 of the SAET Act 2014, parties are required to attend a compulsory conciliation conference, if directed to do so. This applies to both the employer and the apprentice or trainee.

11.2.5 If a conflict occurs between a determination of the Commission about the completion of a Training Contract and a determination of the SAET, the determination of the SAET prevails.

11.2.6 The SAET has powers to exercise an order under the *SAS Act*. Parties must not contravene an order of the SAET, with the maximum penalty for non-compliance being \$5,000.

11.3 *False or misleading information (SAS Act, S75)*

11.3.1 A person must not make a statement that is false or misleading in a material particular (whether by reason of the inclusion or omission of any particular) in any information provided under the *SAS Act*.

11.3.2 The maximum penalty for a breach of this requirement is \$10,000.

STANDARD 12—COMPLAINT HANDLING, MEDIATION AND ADVOCACY

This Standard details a range of complaint handling, mediation, and advocacy services in accordance with the *South Australian Skills Act 2008* (the *SAS Act*) and the South Australian Skills Commission (the Commission). The services are provided free of charge and are confidential and impartial.

The services of complaint handling, mediation and advocacy may relate to the resolution of disputes in respect of apprenticeships and traineeships, vocational education and training, higher education, and international education.

Stakeholders to whom this Standard applies include apprentices, trainees, employers, students, international students and training and education providers. Stakeholders may also include a parent or guardian, where applicable.

Governance Arrangements

The Standard on Complaint Handling, Mediation and Advocacy is governed by the Commission. Complaints raised with other agencies can be referred to the Commission where appropriate.

Compliance with the Standard12.1 *Scope of functions (SAS Act, S19, S52)*

12.1.1 The functions of the Commission under the *SAS Act* are to undertake complaint handling and provide, where appropriate, mediation and advocacy services in disputes relating to apprenticeships and traineeships, vocational education and training, higher education or international education, and to otherwise assist in the resolution of such disputes including by providing advocacy services for parties in proceedings before the South Australian Employment Tribunal (SAET).

12.1.2 The following party/parties may raise a complaint or dispute with the Commission:

- (a) apprentices/trainees
- (b) parents/guardians of apprentices and trainees
- (c) employers
- (d) Nominated Training Organisations (NTOs)
- (e) students
- (f) international students
- (g) the delegated regulator of the apprenticeship and traineeship system, where issues are identified through the course of regulating the system (including under Section 52).

12.2 *Expectations of the parties*

12.2.1 All parties accessing services of the Commission through complaint handling, mediation, advocacy, or dispute resolution are expected to:

- (a) attempt to resolve the matter with the other party verbally or in writing
- (b) provide full contact details including physical address, mobile number and email
- (c) provide copies of relevant correspondence, documentation, and evidence to the Commission
- (d) maintain appropriate contact with the Commission
- (e) maintain confidentiality
- (f) not disseminate information or advice provided by the Commission
- (g) not misuse confidential information
- (h) make and attend appointments, as required
- (i) follow all reasonable instructions
- (j) comply with any other reasonable requirement of the Commission in relation to the dispute resolution.

12.2.2 Parties may raise complaints confidentially, however, the Commission will be limited in what action it can take in these circumstances.

12.3 *Complaint handling*

12.3.1 The Commission will provide an independent complaint handling service and investigate complaints relating to the provision of apprenticeships and traineeships, vocational education and training, higher education or international education.

12.3.2 The independent complaint handling process may include:

- (a) the investigation of a complaint
- (b) the negotiation and mediation of matters arising out of a complaint
- (c) making recommendations in relation to complaints
- (d) notifying the parties of the outcome of the complaint within a reasonable timeframe.

12.4 *Advocacy*

12.4.1 The Commission may speak for and negotiate on behalf of:

- (a) education and training providers and clients of education and training providers, in the resolution of any matters arising out of the delivery of education and training
- (b) an employer, an apprentice/trainee and/or an NTO in the resolution of any matters arising in relation to a Training Contract with the other party/parties to the Training Contract
- (c) an employer or an apprentice/trainee in the resolution of any matters arising in relation to a Training Contract, including by providing advocacy services for parties in proceedings before the SAET.

12.5 *Mediation (SAS Act, S54N, S54O, s64, Regulation 13)*

- 12.5.1 The Commission may provide mediation between parties to a Training Contract or between previous and proposed employers, in the case of transfer. Mediation aims to resolve disputes in a timely manner and the parties are encouraged to act in good faith during discussions or negotiations to reach an outcome that is satisfactory for all parties.
- 12.5.2 The Commission may provide mediation services in the following instances:
- (a) arising from a complaint as outlined above
 - (b) referral of a matter by an employer where an apprentice or trainee has been suspended for serious misconduct
 - (c) where there is disagreement between the parties in relation to the transfer fee under Section 54O of the *SAS Act* and Regulation 12
 - (d) any other instances where the Commission sees fit.
- 12.5.3 An explicit settlement agreement made between the parties as a result of a mediation (facilitated by the Commission) is legally enforceable.
- 12.5.4 If a matter related to wilful and serious misconduct is unable to be resolved by mediation, the employer must as soon as is reasonably practicable after the conclusion of the mediation (but in any event within 3 days), refer the matter to the [SAET](#) for consideration.

12.6 *Dispute resolution (SAS Act, S52)*

- 12.6.1 Parties who wish to vary a Training Contract must mutually agree to do so via application to the Commission. An exception to this is a withdrawal from a Training Contract during a probationary period, where mutual agreement is not required and either party can apply individually to the Commission.
- 12.6.2 Under the *SAS Act*, the Commission may, before determining an application for termination, suspension, or substitution of an employer in relation to a Training Contract, require the parties to the Training Contract to undertake dispute resolution of a specified kind.
- 12.6.3 For the purposes of Section 52 of the *SAS Act*, dispute resolution may be undertaken by the Commission in accordance with the approach to mediation outlined in Clause 12.5. In addition, or as an alternative, the Commission may use direct negotiation when attempting to resolve disputes. Each dispute will be individually assessed.
- 12.6.4 In the event a party does not respond to a formal request to agree to vary a Training Contract, an additional three contacts will be attempted via email, phone/message or text (subject to current contact details), prior to a Commission decision that may result in a training contract suspension or termination.

12.7 *Suspension for wilful and serious misconduct (SAS Act, S64, s65)*

- 12.7.1 An employer may suspend an apprentice or trainee for serious misconduct if the employer has reasonable grounds to believe that an apprentice or trainee employed by the employer is guilty of wilful and serious misconduct.
- 12.7.2 The employer may, without first obtaining the approval of the Commission, suspend the apprentice or trainee from employment under the *SAS Act*.
- 12.7.3 A suspension under this Section will cease after 7 working days, unless cancelled sooner, except where:
- (a) the employer and the trainee or apprentice agree to a longer suspension (whether in the course of mediation or otherwise)
 - (b) the Commission extends the suspension for a specified period (not being more than 3 business days after the conclusion of the mediation)
 - (c) the South Australian Employment Tribunal (SAET) confirms or extends the suspension under Section 65.
- 12.7.4 A referral to the [SAET](#) under this Section will be dealt with under Part 3 Division 1 of the *South Australian Employment Tribunal Act 2014*.
- 12.7.5 If an employer suspends an apprentice or trainee from employment for wilful and serious misconduct, in accordance with the requirements set out in this Standard, the employer must, as soon as reasonably practicable:
- (a) refer the matter to the Commission for mediation
 - (b) notify the SAET that the matter has been so referred
 - (c) notify the apprentice or trainee that the matter has been so referred
 - (d) comply with any reasonable requirements of the Commission in relation to the mediation.
- 12.7.6 If a matter is unable to be resolved by mediation the employer must, as soon as is reasonably practicable after the conclusion of the mediation (but in any event within 3 business days), refer the matter to the SAET for consideration.
- 12.7.7 Where directed, the employer and apprentice or trainee must undertake dispute resolution of a specified kind determined by the Commission.
- 12.7.8 The employer and/or apprentice or trainee must not contravene an order of the SAET.

12.8 *Services for parties in proceedings before the South Australian Employment Tribunal*

- 12.8.1 The South Australian Employment Tribunal (SAET) considers disputes between employers and apprentices and trainees related to their Training Contracts or working conditions. Either party to a Training Contract can make an application to SAET for consideration if there is a dispute between the parties, or one of the parties has a grievance.
- 12.8.2 The SAET deals with:
- (a) disputes between parties to a Training Contract
 - (b) a grievance by one party to the Training Contract about the conduct of the other party
 - (c) suspension of an apprentice or trainee on reasonable grounds of serious and wilful misconduct.
- 12.8.3 Applications to the SAET under the *SAS Act* must be during the term of the relevant Training Contract or within 6 months after the expiry, termination, or cancellation of the relevant Training Contract, the SAET may extend the time within which any such application may be made.

- 12.8.4 Under Section 66 of the *SAS Act* and as described in Section 43 of the *South Australian Employment Tribunal Act 2014*, parties are required to attend a Compulsory Conciliation Conference. This applies to both employer and apprentice or trainee.
- 12.8.5 Under Section 65 of the *SAS Act*, the SAET has powers to make orders binding on parties to Training Contracts; and the Commission, without further inquiry, may accept and act on any recommendation of the SAET.
- 12.8.6 Parties must not contravene an order of the SAET. A maximum penalty for a breach of this requirement is \$5,000.

STANDARD 13—RECOGNITION OF OTHER QUALIFICATIONS AND EXPERIENCE IN TRADES AND DECLARED VOCATIONS

This Standard relates to the assessment and certification of a person's qualifications and/or experience in relation to a particular trade or declared vocation, where the person has:

- Not completed an apprenticeship or traineeship but developed the skills and knowledge for a trade or declared vocation through employment and training in an occupation listed on the Traineeship and Apprenticeship Pathways Schedule.
- Gained a trade or declared vocation-related qualification overseas.

This Standard is in accordance with the requirements contained in the *South Australian Skills Act 2008* (the Act).

Recognition arrangements outlined in this Standard may be used in support of, but does not guarantee, the receipt of an Australian visa. Individuals should seek information on visa application processes from the Australian Government Department of Home Affairs.

The Commission provides certification arrangements for trades and declared vocations that acknowledge employment-based skills outcomes, and also provide recognition for:

- obtaining non-conditional occupational licenses (if a license is required for the purpose of employment in South Australia)
- accessing trade or declared vocation-level remuneration under awards or other industrial agreements
- further career progression and up-skilling
- recognising overseas-qualified applicants.

The Commission does not award qualifications under the Australian Qualifications Framework (AQF), or occupational licenses. Individuals are responsible for acquiring these if required.

Governance Arrangements

Under Section 70A of the Act, a person may apply to the Commission for recognition of the person's qualifications or experience in relation to a particular trade or declared vocation (not being qualifications obtained under a Training Contract).

Under Section 70B of the Act, the Commission, if it is satisfied that an applicant for recognition of qualifications or experience in a particular trade or declared vocation has acquired the competencies of the trade or declared vocation, may:

- Determine that the applicant is adequately trained to pursue that vocation; and
- Certify to that effect.

Where the Commission determines that an individual competency assessment is required, the Commission will utilise any appropriate skilled or experienced person or body to undertake the competency assessment of applications, and may engage with appropriately skilled or experienced persons or bodies to provide any other advice to the Commission in relation to applications for the recognition of qualifications or experience.

This Standard is limited to the recognition of qualifications or experience in the trades and vocations declared by the South Australian Skills Commission as listed on the Traineeship and Apprenticeship Pathways Schedule excluding higher education apprenticeships and traineeships.

Compliance with the Standard

13.1 *Criteria for certification*

13.1.1 The assessment arrangements for an application for an Occupational Certificate must have regard to:

- (a) the need to maintain a satisfactory level of equivalence to the standards and outcomes of the relevant nationally endorsed qualification
- (b) the breadth, depth and currency of employment experience required for trade or declared vocation recognition.

13.1.2 In the case of an overseas qualification, the assessment arrangements must establish a satisfactory level of equivalence between the overseas qualification and requirements for trade or declared vocation recognition in Australia. The assessment may lead to a recommendation that an overseas qualification is equivalent, contingent upon the satisfactory attainment of specified units of competence from an AQF qualification.

13.2 *Application process*

13.2.1 A person may apply to the Commission for recognition of their qualifications (not being obtained under a Training Contract) and/or experience in relation to a particular trade or declared vocation.

13.2.2 An individual may have acquired the skills and knowledge for a particular trade or declared vocation through any combination of:

- (a) employment
- (b) training in a qualification aligned to a particular trade or declared vocation in South Australia, or
- (c) other training that allowed the person to develop skills related to the trade or declared vocation in question.

13.2.3 An application must be made using the application form and must be accompanied by:

- (a) such supporting information and documents as are stipulated in the application form
- (b) the prescribed fee.

13.3 *Assessment of applications (SAS Act, S70A)*

13.3.1 To determine whether the applicant has acquired the competencies of the relevant trade or declared vocation, the Commission may require the applicant to:

- (a) Undertake an examination or test; or
- (b) Undergo an independent competency assessment of a kind specified by the Commission.

- 13.3.2 The Commission may, in determining the application, seek advice from any person or body who, in the Commission's opinion, has special knowledge of, and experience in, the relevant trade or declared vocation.
- 13.3.3 In determining whether a person has acquired the competencies of the trade or declared vocation the Commission must have regard to:
- The length of time the applicant has been working in the relevant trade or declared vocation
 - The nature and duration of any instruction or training received by the applicant in the relevant trade or declared vocation
 - The nature of any qualifications held by the applicant in relation to the relevant trade or declared vocation
 - Any advice received from a person or body under Section 13.3.2 of this Standard.
- 13.3.4 If the Commission, or delegate, determines that the applicant requires further training to acquire the competencies of the relevant trade or declared vocation, it may refuse to make a determination until it is satisfied that the applicant has satisfactorily completed such training.
- 13.3.5 Any training undertaken to acquire the competencies of the relevant trade or declared vocation will be at the individual's expense.
- 13.4 *Issuance of an Occupational Certificate (SAS Act, S70B)*
- 13.4.1 The Commission will determine whether it is satisfied the applicant has acquired the competencies of the relevant trade or declared vocation and, if satisfied, certify to that effect.
- 13.4.2 The certification issued by the Commission (or appropriate delegate) will take the form of an Occupational Certificate.
- 13.5 *Prescribed fees (SAS Act, S70A, South Australian Skills (Fees) Notice 2025, Schedule 1, cl. 1)*
- 13.5.1 Prescribed fees are published in the South Australian Skills (Fees) Notice 2025.
- 13.5.2 The mechanism for paying the prescribed fee is contained in the application form.
- 13.5.3 The prescribed fees payable for recognition of qualifications and/or experience in relation to a particular trade or declared vocation are:
- \$586 for a first or initial assessment
 - \$1,172 for a competency assessment or examination or test
 - \$234 for a second or subsequent assessment.
- 13.5.4 Under the *South Australian Skills Regulations 2021 (the Regulations)*, the Commission has the ability to:
- waive the prescribed fee in full, or
 - charge 80 per cent of the fees specified in Clause 13.5.3 (in effect, a 20 per cent reduction in the fees).
- 13.5.5 Application fees are reviewed annually and increased in line with the standard indexation rate.
- 13.6 *Review of decisions by the South Australian Civil and Administrative Tribunal (SAS Act, S70F)*
- 13.6.1 The South Australian Civil and Administrative Tribunal (SACAT) has jurisdiction to review a decision of the Commission to refuse an application for recognition of a person's qualifications or experience under Section 70B of the Act.
- 13.6.2 An applicant must apply to the SACAT within 28 days of receiving notice of the relevant decision.
- 13.6.3 The SACAT may allow an extension of time to this application period if it is satisfied that:
- special circumstances exist
 - another party will not be unreasonably disadvantaged because of the delay in commencing proceedings.
- 13.6.4 An application to the SACAT to review a decision must be made using the online form available at:
<https://www.sacat.sa.gov.au/apply-online-now2>
- 13.6.5 Fees apply for commencing a review in the SACAT. The SACAT can reduce or waive a fee in a particular case, or in relation to a particular class of applicant, based on financial hardship or where it is in the interests of justice to do so. An applicant may also apply for a partial waiver of the fee if they hold a valid concession card.

STANDARD 14—RECORD KEEPING

This Standard relates to the records that employers and Nominated Training Organisations (NTOs) must keep in accordance with the *South Australian Skills Act 2008 (SAS Act)*.

The primary purpose of the Training Contract system is to ensure the provision of quality training for apprentices and trainees while they undertake employment relevant to the trade or vocation.

Record keeping requirements assist with this process by ensuring that a comprehensive record is available for regulatory purposes.

To avoid duplication, where records are required to be kept for other reasons (for example, to meet workplace health and safety obligations under the *Workplace Health and Safety Act 2012*), these records can be utilised for the purposes of meeting this Standard.

Governance Arrangements

Under the *SAS Act*, the Commission (or its delegate) is responsible for the regulation of the apprenticeship and traineeship system.

Compliance with the Standard

14.1 *General record keeping requirements (SAS Act, S54L, S54U, Regulations 12 and 16)*

- 14.1.1 An employer in relation to a Training Contract and an NTO under a Training Contract must keep such records as required by the *South Australian Skills Regulations 2021 (the Regulations)*. NTOs that were, but are no longer, the NTO under a Training Contract are also bound by the requirements contained in this Standard.
- 14.1.2 To avoid doubt, all record keeping requirements contained in the *Regulations* are consistent with this Standard.
- 14.1.3 An employer and an NTO must retain their records for at least 7 years after the completion, expiry, or termination (as the case requires) of the Training Contract to which the record relates.
- 14.1.4 Where an NTO has entered into a Funded Activities Agreement (FAA) with the Department of State Development (DSD), any additional record keeping requirements contained in the FAA remain in force.
- 14.1.5 The maximum penalty for refusing or failing to comply with the record keeping requirements is \$5,000, with an expiation fee of \$315.

14.2 *Employer-related record keeping requirements (SAS Act, S46, S54F, S54K, S54O, Regulation 12)*

- 14.2.1 An employer must keep a copy of the Employer Registration Declaration, and evidence to support the declarations made as part of the employer registration process (for example, evidence of suitable equipment and safe methods to be used in training, evidence of supervisor suitability, and evidence of the employer's ability to deliver adequate scope of work to allow the apprentice or trainee to develop the skills and competencies required by the trade or vocation).
- 14.2.2 An employer, in relation to their registration, must keep records, including all correspondence to and from the Commission, regarding:
- (a) the scope of the employer's registration
 - (b) any conditions placed on the employer's registration by the Commission
 - (c) any variation, suspension, or cancellation of the employer's registration
 - (d) the prohibition, or revocation of the prohibition, of the employer's registration
 - (e) the substitution of an employer following the variation, suspension, or cancellation of registration
 - (f) the renewal of the employer's registration
 - (g) any other notifications or correspondence to and from the Commission regarding the employer's registration.
- 14.2.3 An employer in relation to a Training Contract is required to keep the following records:
- (a) the Training Contract and Training Plan
 - (b) a letter of appointment (where required under the relevant industrial arrangement)
 - (c) induction records (for example, documented safe working practices and expectations of behaviour in the workplace which have been communicated to the apprentice or trainee)
 - (d) on-job training and competency assessments
 - (e) records that identify the type of work performed by the apprentice or trainee. Examples include certificates of compliance in relation to work performed by apprentices under supervision (in electrical, plumbing, gas fitting or any other trade where a certificate of compliance is required to be issued for work done), e-profiling records, job log books, or job journals
 - (f) attendance and time records for each apprentice or trainee for each day while at work or training (both on-job and off-job training), including start and finish work/training times, meal or other break times, and the location of any training (whether at the workplace or another specified location)
 - (g) disciplinary records
 - (h) where the employer and apprentice or trainee have agreed to average the hours of employment and training, or change a part-time working arrangement to full-time, or vice-versa, records of the agreements, which specify the pattern of employment and training, and are signed and dated by both parties
 - (i) costs incurred by the employer and the apprentice or trainee for training identified in, or associated with, their Training Contract
 - (j) records relating to the pay for apprentices and trainees as outlined in *Fair Work Act 2009* (Cth) or the *Fair Work Act 1994* (SA), whichever applied to the apprentice or trainee employed. The records should include:
 - (i) the rate of remuneration paid to the apprentice or trainee
 - (ii) the gross and net amounts paid to the apprentice or trainee
 - (iii) any deductions made from the gross amount paid to the apprentice or trainee
 - (iv) any incentive-based payment, bonus, loading, penalty rate, monetary allowance or separately identifiable entitlement paid to the apprentice or trainee.
 - (k) records of each payment of a transfer fee under Section 54O of the *SAS Act*
 - (l) leave records for the apprentice or trainee, including leave taken and the balance of any outstanding leave (if any). This includes annual leave, personal/carer's and compassionate leave, parental leave, and community service leave
 - (m) supervision-related records (for more detail see Standard 5, Supervision) including:
 - (i) a record of the type of supervision the apprentice or trainee is under at any given time in their apprenticeship or traineeship
 - (ii) records showing how the employer determined the appropriate supervision type
 - (iii) any requests to, and correspondence from, the Commission to operate outside the specified supervision ratio or to provide remote supervision for the apprentice or trainee
 - (iv) qualifications and/or evidence of relevant experience and skills in relation to the person(s) who supervise, or who are to supervise, the apprentice or trainee
 - (v) a time record for the person(s) responsible for supervising each apprentice or trainee for each day while at work, while supervising the apprentice or trainee.
 - (n) where host employment arrangements are utilised, host employment arrangement-related records (for more detail refer to Standard 4, Host Employment Arrangements)
 - (o) appropriate business licenses and/or worker registrations, such as a building work contractor's licence, a plumbing contractor's licence, or an electrical worker's registration
 - (p) records that confirm compliance with orders of the South Australian Employment Tribunal, where orders have been made
 - (q) copies of any notifications the employer submits to the Commission in relation to Section 54K of the *SAS Act*, and any correspondence received from the Commission in return. Under Section 54K, an employer in relation to a Training Contract must notify the Commission if any of the following occurs:
 - (i) there is a material change in any information provided to the Commission in relation to the employer's application for registration
 - (ii) the employer sells, or offers for sale, the business to which the employer's registration relates

- (iii) the employer, or the business to which the employer's registration relates, becomes insolvent or bankrupt
- (iv) the employer is convicted of an indictable offence or a summary offence for which a term of imprisonment may be imposed
- (v) the failure of an apprentice or trainee in relation to a Training Contract to:
 - comply with the Standards
 - comply with any other obligation specified in the Training Contract or Training Plan that is applicable to the apprentice or trainee
 - as far as is reasonably practicable, participate in the development of their Training Plan, and contribute to the attainment of their development goals under the Training Contract and Training Plan.

14.3 *Nominated Training Organisation-related record keeping requirements (SAS Act, S54U, Regulation 16)*

14.3.1 An NTO under a Training Contract is required to keep the following records:

- (a) records of the NTO's acceptance of its nomination for each Training Contract for which they are the NTO
- (b) for NTOs utilising third party arrangements, records of these arrangements
- (c) records of discussions with the employer and the apprentice or trainee regarding the development of the Training Plan for a Training Contract, including any discussions on:
 - (i) how, when and where the training will be delivered
 - (ii) the units of competence or units of study that will be delivered
 - (iii) who will assess the apprentice or trainee
 - (iv) the types of assessments that will be conducted.
- (d) all iterations of a Training Plan for any apprentice and trainee for whom they are the NTO
- (e) the names and contact details of all apprentices, trainees, and employers under each Training Contract for which they are the NTO
- (f) records of meetings with apprentices, trainees, and employers under each Training Contract for which they are the NTO, and records of outcomes of those meetings, including:
 - (i) records of any reviews of the Training Plan, including details of the revisions made as a result of the review
 - (ii) the progress or lack of progress in training by an apprentice or trainee
 - (iii) any agreed remedial action to address lack of progress in training by an apprentice or trainee
 - (iv) supports provided by an employer to assist the apprentice or trainee to meet their training goals as set out in the Training Plan.
- (g) copies of any notifications the NTO submits to the Commission in relation to Section 54S of the *SAS Act*, and any correspondence received from the Commission in return. Under Section 54S, an NTO under a Training Contract must notify the Commission if any of the following occurs:
 - (i) the NTO becomes aware that an apprentice or trainee under a Training Plan is not meeting the goals (however described) set out in the Training Plan
 - (ii) the NTO becomes aware that an employer is not meeting its obligations under the Training Contract or Training Plan
 - (iii) the NTO becomes aware that it may not be able to comply with any obligations applicable to the NTO under the Training Plan for an apprentice or trainee
 - (iv) the NTO ceases to be the NTO under the Training Contract
 - (v) if ASQA or TEQSA has made a decision in relation to the NTO:
 - suspending or cancelling their registration or recognition
 - cancelling a qualification or statement of attainment
 - rejecting an application for renewal of a registration or recognition.
 - (vi) if, in relation to a qualification under a Training Contract in respect of which the NTO, ASQA or TEQSA has made a decision:
 - amending the NTO's scope of training
 - imposing a condition of the NTO's registration or recognition
 - allowing the NTO to enter into an enforceable undertaking.
- (h) records of the qualifications or statements of attainment issued for each Training Contract for which they are the NTO.

DEFINITIONS AND TERMINOLOGY

Advocacy

Speaking for and negotiating on behalf of education and training providers and students (and prospective students) of education and training providers in the resolution of any matters arising out of the delivery of education and training. Speaking for, and negotiating on behalf of, an employer or an apprentice or trainee in the resolution of any matters arising as defined by the *South Australian Skills Act 2008 (SAS Act)*.

Applicant (Trade or Vocation Declaration process)

The sponsor or initiator of an application for the declaration of a trade or declared vocation.

Apprentice

A person who has entered into a legally binding arrangement to work and undertake training in a trade (a Training Contract) that has been approved by the Commission. Note that apprentice plumbers, gasfitters and electricians are required to have an in-training licence with Consumer and Business Services.

Apprentice Connect Australia Provider (ACAP)

Organisations engaged through a Deed with the Department of Employment and Workplace Relations to provide nationally consistent administration and other support services to the parties to a training contract. This may include lodgement of training contract applications with the Commission.

Apprenticeship

Training provided under a declared trade that meets the standard conditions for that trade as specified in the declaration, and as published by notice in the Gazette. An apprenticeship is undertaken through a Training Contract, which is underpinned by bona fide industrial arrangements.

Declared vocation

An occupation declared under Section 6 of the *SAS Act* to be a declared vocation for the purposes of the *SAS Act*.

Delegate

Under Section 8 of the *SAS Act*, the Minister may delegate a function or power of the Minister under the *SAS Act* to the:

- (a) Commission or any other particular person or body
- (b) person for the time being occupying a particular office or position.

Under Section 20 of the *SAS Act*, the Commission may, with the approval of the Minister, delegate any of its functions or powers under the *SAS Act* to a specified person or body.

A function or power delegated under Section 8 or Section 20 may, if the instrument of delegation so provides, be further delegated.

Direct supervision

Direct supervision means that a person qualified or experienced in the trade or declared vocation is physically present in the workplace and within eyesight and earshot of the apprentice or trainee, working with them to provide training and instruction on any given task, and available to respond to their needs in accordance with the supervision ratios. Direct supervision cannot be provided by electronic means, including but not limited to, telephones, radios and webcams.

Dispute

An argument or disagreement between people or groups relating to apprenticeships and traineeships, vocational education and training and international education.

Education and training provider

An education and training services provider that is registered on the Commonwealth Register of Institutions and Courses for Overseas Students (CRICOS) to deliver to overseas students, or an organization that is registered on CRICOS and delivers English Language Intensive Courses for Overseas Students (ELICOS), or a higher education provider, or a school.

Employer

The employer, usually an individual person, sole trader, a company, incorporated association, group training organisation or government agency, is the legal entity that has entered into a legally binding Training Contract that has been approved by the Commission.

Funded Activities Agreement (FAA)

An agreement between a training provider and the South Australian Government wherein the training provider is subsidised to deliver training.

Former owner

In relation to a change of owner of a business under Section 54M of the *SAS Act*, the person who owned the business before the change of ownership occurs.

Host employment arrangement

An arrangement under a written agreement in which the employer of an apprentice or trainee places the apprentice or trainee with another person or body for particular training required under a Training Contract or the Training Plan.

Host employer

An organisation that hosts, under a written agreement, an apprentice or trainee employed at that time by an employer.

Indirect supervision

Indirect supervision occurs where an apprentice or trainee is undertaking a task that may reasonably be undertaken independently or for which the apprentice or trainee has demonstrated a level of competence. The supervisor/on-job trainer will be readily available in the work area for the majority of the time and/or be readily available to communicate directly or by electronic means (i.e. telephone, radio, webcam) with the apprentice or trainee when required.

International student

Classified as a person holding a visa type (categorised by the Department of Home Affairs (DHA)) that is recognised by the *Education Services for Overseas Students (ESOS) Act 2000* (Cth).

Junior

An apprentice or trainee under the age of 18.

Jurisdictions

The states and territories of Australia that make up the regional governments in Australia, distinct from the federal government and local governments.

Mediation

A structured negotiation process in which an independent person, known as a mediator, assists the parties to identify and assess options and negotiate an agreement to resolve their dispute.

New owner

In relation to a change of ownership of a business under Section 54MA of the *SAS Act*, the person who owns the business after the change of ownership occurs.

Nominated Training Organisation (NTO)

Is a registered training organisation or registered higher education provider that accepts a nomination by an apprentice or trainee and an employer in relation to a Training Contract, to:

- deliver training to the apprentice or trainee in accordance with the Training Plan
- meet such other obligations as are required of it under the *SAS Act*.

Off-Job training

Off-job training is the education and training in a nationally recognised qualification, delivered in a course provided by a Nominated Training Organisation.

How and where off-job training is delivered is negotiated between the employer, the apprentice or trainee, and the Nominated Training Organisation. Off-job training may be delivered in a variety of places and modes, including but not limited to:

- Face-to-face in the Nominated Training Organisation's premises
- Face-to-face in the employer's workplace
- Online.

No matter how and where it happens, employers must make sure that apprentices or trainees are withdrawn or released from their work duties to undertake off-job training.

On-Job training

On-job training is the instruction, training and transfer of skills and knowledge to a person learning a trade/declared vocation in a workplace. On-job training must meet the requirements set out in these Standards.

Parent/Guardian

Where a person under the age of 18 years at the commencement of training enters into an apprenticeship or traineeship, a parent/guardian will usually sign and be a party to the Training Contract. Under a Training Contract, a parent/guardian is legally obliged to uphold the responsibilities for the apprentice or trainee until they are 18 years of age. The Training Plan must also be negotiated and agreed between the employer and the apprentice or trainee, and their parent/guardian where they are under the age of 18 years, in consultation with the NTO.

Prescribed person

For the purposes of issuing compliance notices, under Section 63(5) of the *SAS Act*, a prescribed person is:

- (a) an employer in relation to a Training Contract
- (b) an NTO for an apprentice or trainee
- (c) a host employer with whom an apprentice or trainees is or was placed:
- (d) a supervisor of an apprentice or trainee under a Training Contract.

For the purposes of the Commission requiring production of information, under Section 70C of the *SAS Act*, a prescribed person is:

- (a) a public sector agency (within the meaning of the *Public Sector Act 2009*)
- (b) a registered employer, or an applicant for such registration
- (c) a Nominated Training Organisation (NTO)
- (d) a host employer with whom an apprentice or trainee is or was placed
- (e) a former registered employer
- (f) a supervisor of an apprentice or trainee under a Training Contract
- (g) the ACAP for the apprentice or trainee

Prohibited employer

Is an employer with respect to whom a declaration is in force under Section 54B of the *SAS Act*.

Proposed employer

In relation to the substitution of an employer under Sections 54H, 54N and 54O of the *SAS Act*, the employer proposed to be substituted for the current or existing employer of the apprentice or trainee.

Qualification

Qualification means an Australian Qualifications Framework (AQF) qualification, achieved by completion of an accredited learning program, leading to formal certification that a graduate has achieved learning outcomes.

Recognised higher education provider

Is a body established and recognised as a higher education provider by or under the law of the State, or of the Commonwealth, or another state or territory.

Registered employer

An employer registered by the Commission under Section 54F of the *SAS Act*.

Registered Training Organisation (RTO)

The registered training organisation within the meaning of the *National Vocational Education and Training Regulator Act 2011* of the Commonwealth.

Regulations

The *South Australian Skills Regulations 2021*.

Remote supervision

The supervisor is not on site at which the apprentice or trainee is working but must be readily available to communicate directly or by electronic means (i.e. telephone, radio, webcam) with the apprentice or trainee when required. The supervisor must be within such a distance as to be able to attend to the apprentice or trainee within a reasonable time if an issue arises.

SAS Act

The *South Australian Skills Act 2008*.

Scope of the registration

The declared trades or vocations in relation to which the employer may enter into a Training Contract, as determined by the conditions imposed on the registration.

Serious and wilful misconduct

Where an employer reasonably believes an employee is deliberately behaving in a way that is inconsistent with continuing their employment, including causing serious and imminent risk:

- to the health and safety of another person
- to the reputation or profits of their employer's business (theft, fraud or assault)
- by refusing to carry out a lawful and reasonable instruction that is part of their job.

South Australian Government Gazette (Gazette)

The Gazette is the South Australia Government's official publication of weekly record of proceedings by the State and Local Government authorities.

South Australian Civil and Administrative Tribunal (SACAT)

The South Australian Civil and Administrative Tribunal (SACAT) is an independent body which helps South Australians to resolve issues within civil and administrative law, either through agreement at a conference or mediation, or through a decision at a hearing. SACAT conducts reviews of Government decisions.

South Australian Employment Tribunal (SAET)

The SAET is the South Australian forum for resolving workplace-related disputes and issues. SAET is a statutory independent tribunal that:

- hears and resolves return to work disputes
- hears and resolves employment and industrial disputes
- regulates South Australian industrial awards, agreements and registers
- hears and determines work, health and safety related prosecutions
- conducts hearings in relation to dust disease matters.

South Australian Skills Standards (Standards)

The Standards as prepared under Section 26 of the *SAS Act*, as in force from time to time.

Student

A person undertaking studies (either full-time or part-time) who is not classified as an international student or an apprentice or trainee.

Supervision

Supervision is the oversight and coordination of work, safety, and on and off -job training provided to an apprentice or trainee. Employers must ensure every apprentice or trainee is supervised and receives on-job training by a skilled or qualified person in accordance with these Standards.

Supervisor

Depending on the size and structure of the business or organisation, the supervisor may be:

- the employer
- a person employed by the employer
- an independent contractor engaged in work for the employer, or
- another employer who hosts the apprentice or trainee.

A supervisor is a person with the required skills, knowledge, qualifications and experience to train and instruct an apprentice or trainee in their chosen trade or declared vocation.

Tertiary Education Quality and Standards Agency (TEQSA)

The agency established under the *Tertiary Education Quality and Standards Agency Act 2011* of the Commonwealth.

Trade

Certain trades (for instance, automotive mechanic, cabinetmaker, cook, hairdresser, electrician, and plumber) declared by the Minister as trades governed by the *SAS Act*. To acquire the skills required to work in such trades, people must complete an apprenticeship. Apprenticeships generally take up to 4 years to complete. Upon successful completion of an apprenticeship in such trades, apprentices become qualified tradespersons.

Trade and Vocation Recognition Assessment Panels

Panels established to assess applications for recognition and certification of a person's qualifications and experience in relation to a particular trade or declared vocation under Section 70A of the *SAS Act* and whose membership and operating procedures are endorsed by the Commission.

Trainee

A person who has entered into a legally binding arrangement to work and undertake training in a declared vocation under a Training Contract that has been approved by the Commission.

Traineeship

Training provided under a declared vocation that meets the standard conditions for that declared vocation as specified in the declaration, and as published by notice in in the Gazette. Traineeships undertaken through a Training Contract must be underpinned by bona fide industrial arrangements.

Traineeship and Apprenticeship Pathways (TAP) Schedule

The Traineeship and Apprenticeship Pathways (TAP) Schedule lists all apprenticeships and traineeships available in South Australia.

Training Contract

Is an agreement:

- approved under Section 48 of the *SAS Act* between an employer and an apprentice or trainee, through which the employer agrees to employ and train the apprentice or trainee in the qualification aligned to the trade or declared vocation; or
- a Training Contract transferred from another jurisdiction and recognised by the Commission as a Training Contract under Section 48A of the *SAS Act*.

Training Plan

Is the plan that describes the content and delivery of training to be provided to an apprentice or trainee, as prepared and endorsed under Section 54Q of the *SAS Act*.

Transfer fee

The fee payable by a proposed employer to the existing (current) employer under Section 54O of the *SAS Act*. The fee is determined according to the number of years served under the Training Contract and the business size.

Vocational Education and Training (VET)

VET is education and training that focuses on providing skills for work. Designed to deliver workplace-specific skills and knowledge, VET covers a wide range of careers and industries, including trade and office work, retail, hospitality and technology.

VET National Register

Is the official national register of information on VET in Australia.

Wellbeing and monitoring support meetings

Is a purposeful meeting with person to person contact between the employer of the trainee/apprentice or their delegate, and the trainee/apprentice, where the employer/delegate:

- determines competency-based training and wage progression
- ascertains any concerns and issues relating to the Training Contract or the safety, health and welfare of the apprentice or trainee
- addresses and resolves those concerns and issues
- provides encouragement, guidance and support to facilitate the successful completion of the Training Contract.

Corresponding Laws

Corresponding law means a law of the Commonwealth, or of another state or territory, declared by the *Regulations* to be a corresponding law for the purposes of Section 54G(7) of the *SAS Act*.

Commonwealth Government

- *National Vocational Education and Training Regulator Act 2011*

State and Territories

- *Apprenticeship and Traineeship Act 2001* No 80 (NSW)
 - *Education and Training Reform Act 2006* (VIC)
 - *Further Education and Training Act 2014* (QLD)
 - *Training and Skills Development Act 2016* (NT)
 - *Training and Tertiary Education Act 2003* (ACT)
 - *Training and Workforce Development Act 2013* (TAS)
 - *Vocational Education and Training Act 1996* (WA)
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LOCAL GOVERNMENT INSTRUMENTS

CITY OF ONKAPARINGA

ROADS (OPENING AND CLOSING) ACT 1991

Road Opening and Closing—Walker Street/Patterson Street, Seaford

Notice is hereby given, pursuant to Section 10 of the *Roads (Opening and Closing) Act 1991* that the Onkaparinga Council proposes to make a Road Process Order to close and merge with allotment 2129 in D48511 a portion of Walker Street and the whole of Patterson Street and to open as new road (Tiffany Street) over allotment 2129 in D48511, more particularly delineated and lettered 'A' and 'B' and numbered '1' on Preliminary Plan 26/0022.

The Preliminary Plan is available for public inspection at the offices of the Onkaparinga Council, Noarlunga Office, Ramsay Place, Noarlunga Centre, and the Adelaide Office of the Surveyor-General located at Level 10, 83 Pirie Street, Adelaide, during normal office hours. The Preliminary Plan can also be viewed at <http://www.sa.gov.au/roadsactproposals>.

Any application for easement or objection must set out the full name, address and details of the submission and must be fully supported by reasons. The application for easement or objection must be made in writing to the Onkaparinga Council, PO Box 1, Noarlunga Centre SA 5168, within 28 days of this notice and a copy must be forwarded to the Surveyor-General at GPO Box 1815, Adelaide 5001. Where a submission is made, the applicant must be prepared to support their submission in person upon council giving notification of a meeting at which the matter will be considered.

Dated: 18 June 2026

SHARON MASON
Chief Executive Officer

CITY OF TEA TREE GULLY

LOCAL GOVERNMENT ACT 1999

Declaration of Private Road as Public Road

By notice published in the Government Gazette on 22 January 2026, the City of Tea Tree Gully (the Council) stated its intention to declare the private road described as PRIVATE ROAD in DP 12354 and commonly known as Dinan Court to be a public road.

Pursuant to Section 210(5) of the *Local Government Act 1999*, notice is hereby given that the Council declares the private road described as PRIVATE ROAD in DP 12354 and commonly known as Dinan Court to be converted to a public road.

On publication of this notice, the subject road is converted to a public road and vests in the Council in fee simple.

Dated: 18 June 2026

JUSTIN ROBBINS
General Manager Strategy and Finance

ALEXANDRINA COUNCIL

Change of Road Name

Notice is hereby given that the Alexandrina Council at its meeting held on 22 April 2025 resolved pursuant to Section 219(1) of the *Local Government Act 1999*, delegated the authority to rename a portion of the road named "Vesta Drive" within DP130862—Hindmarsh Island, (particularly the road allotment 5008) to a pre-approved name to Council Administration. The approved road name "Remark Court" (excluding parcel allotment 4023 which will remain as Vesta Drive) will come into effect from 31 July 2026.

Dated: 18 June 2026

ANDREW MACDONALD
Chief Executive Officer

COPPER COAST COUNCIL

Exclusion of Land from Community Land Classification

Notice is hereby given pursuant to Section 193(4) of the *Local Government Act 1999*, the Copper Coast Council resolved at its ordinary meeting held on 6 May 2026, that the whole of the land comprised within Certificate of Title Volume 5786 Folio 816, 12 Digby Street, Kadina, be excluded from Classification as Community Land.

Dated: 18 May 2026

D. STRONG
Chief Executive Officer

DISTRICT COUNCIL OF KIMBA

Adoption of Valuations and Declaration of Rates 2026-27

Notice is hereby given that the District Council of Kimba at its meeting held on 10 June 2026 for the financial year ending 30 June 2027:

1. Adopted capital valuations to apply in its area for rating purposes supplied by the Valuer-General, being the most recent valuations available to the Council totalling \$737,987,080.
2. Declared differential general rates varying according to its land use and locality as follows:
 - (a) Locality and Land Use differentiating factors:
 - (i) 0.83923 cents in the dollar in respect of rateable land with a Commercial—Other Land Use which is located in the Employment (Bulk Handling) Zone;
 - (b) Land uses in respect of all other rateable land not falling within paragraph (a) above, as follows:
 - (i) 0.35864 cents in the dollar in respect of rateable land with a Residential Land Use;
 - (ii) 0.35864 cents in the dollar in respect of rateable land with a Commercial—Other Land Use that is not located in the Employment (Bulk Handling) Zone;
 - (iii) 0.35864 cents in the dollar in respect of Commercial-Shop or Commercial-Office Land use
 - (iv) 0.35864 cents in the dollar in respect of rateable land with an Industrial Land Use;
 - (v) 1.79322 cents in the dollar in respect of rateable land with a Vacant Land Use;
 - (vi) 0.35864 cents in the dollar in respect of rateable land with a Other Land Use;
 - (vii) 0.28692 cents in the dollar in respect of rateable land with a Primary Land Use;
3. Declared that the minimum amount payable by way of general rates in respect of all rateable land within the Council area is \$654.
4. Imposed an annual service charge on all land to which the Council provides or makes available its Community Wastewater Management System of \$334.
5. Imposed an annual service charge of \$277 on all land to which the Council provides its Waste Management Service with land use categories (i) Residential, (ii) Commercial-Other not located in Employment (Bulk Handling) Zone (iii) Commercial-Shop or Commercial-Office (iv) Industrial and (vi) Other.
6. Declared a separate rate based on a fixed charge of \$96.78 per assessment for residential, other and vacant land uses and \$145.17 per assessment for commercial and industrial land uses and \$193.55 per assessment for primary production land use in respect of all rateable land in the area of the Eyre Peninsula Landscape Board.

Dated: 12 June 2026

DEB LARWOOD
Chief Executive Officer

WATTLE RANGE COUNCIL

New Road Name, 'Euro Drive', Beachport

Notice is hereby given that Wattle Range Council, under delegation and in accordance with Section 219(1) of the *Local Government Act 1999*, has assigned the name Euro Drive to an unnamed road leading from the corner of Ringwood Drive and Admella Drive, Beachport.

A plan that delineates the road, which is subject to the new road name, is available for inspection at Council's Service Centre, North Terrace, Millicent during business hours.

Dated: 18 June 2026

BEN GOWER
Chief Executive Officer

PUBLIC NOTICES

NATIONAL ELECTRICITY LAW

Notice of Final Rule
Notice of Extension of Final Determination
Notice of Consolidation
Notice of Extension of Draft Determination

The Australian Energy Market Commission (AEMC) gives notice under the National Electricity Law as follows:

Under ss 102, 102A and 103, the making of the *National Electricity Amendment (Supporting compliance with meter maintenance obligations) Rule 2026 No.3* (Ref. ERC0419) and related final determination. All provisions commence on **Schedule 5 commences on 25 June 2026, Schedule 1 commences on 1 September 2026, Schedule 2 commences on 1 September 2027, Schedule 3 commences on 1 November 2027, Schedule 4 commences on 30 November 2028.**

Under s 107, the time for the making of the final determination on the *Improving the NEM access standards—Package 2* (Ref. ERC0394) proposal has been extended to **29 October 2026.**

Under s 93(1)(a), the rule change requests for ERC0424 and ERC0428 have been consolidated. The consolidated request is named *Security framework enhancements* (Ref. ERC0424).

Under s 107, the time for making the draft determination on the *Security framework enhancements* (Ref. ERC0424) proposal has been extended to **15 October 2026.**

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: 18 June 2026

NATIONAL ENERGY RETAIL LAW

Notice of Final Determination, no Rule
Notice of Initiation of Request
Notice of Draft Determination

The Australian Energy Market Commission (AEMC) gives notice under the National Energy Retail Law as follows:

Under s 259 the making of the final determination on the *Supporting compliance with meter maintenance obligations* (Ref. RRC0070) proposal.

Under s 251, the Australian Energy Regulator has requested the *Strengthening standards for payment difficulty assistance* (Ref. RRC0074) proposal. The proposal seeks to improve and enhance existing requirements so customers experiencing payment difficulty are engaged early, and effectively supported with assistance that is tailored to their individual circumstances. Submissions must be received by **30 July 2026.**

Under s 256, the making of a draft determination and related draft rule on the *Streamlining payment difficulty protections* (Ref. RRC0075) proposal. Written requests for a pre-determination hearing must be received by **25 June 2026.** Submissions must be received by **30 July 2026.**

Submissions can be made via the [AEMC's website](#). Before making a submission, please review the AEMC's [privacy statement](#) on its website, and consider the AEMC's [Tips for making a submission](#). The AEMC publishes submissions on its website, subject to confidentiality and other considerations.

Written requests should be sent to submissions@aemc.gov.au and cite the reference in the title. Before sending a request, please review the AEMC's privacy statement on its website.

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: 18 June 2026

NATIONAL GAS LAW

Notice of Extension of Draft Determination

The Australian Energy Market Commission (AEMC) gives notice under the National Gas Law as follows:

Under s 317, the time for making the draft determination on the *Allowing AEMO to accept cash as credit support in the National Gas Rules* (Ref. GRC0089) proposal has been extended to **23 July 2026.**

Australian Energy Market Commission
Level 15, 60 Castlereagh St
Sydney NSW 2000
Telephone: (02) 8296 7800
www.aemc.gov.au

Dated: 18 June 2026

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

Please provide the following information in your email:

- Date of intended publication
- Contact details of the person responsible for the notice content
- Name and organisation to be charged for the publication—Local Council and Public notices only
- Purchase order, if required—Local Council and Public notices only

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WEBSITE: www.governmentgazette.sa.gov.au

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