



THE SOUTH AUSTRALIAN GOVERNMENT GAZETTE

PUBLISHED BY AUTHORITY

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

ADELAIDE, THURSDAY, 23 DECEMBER 1999

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GOVERNMENT GAZETTE NOTICES

ALL poundkeepers' and private advertisements forwarded for publication in the *South Australian Government Gazette* must be PAID FOR PRIOR TO INSERTION; and all notices, from whatever source, should be legibly written on one side of the paper only and sent to Riverside 2000 so as to be **received no later than 4 p.m. Tuesday preceding the day of publication. Phone 8207 1045 or Fax 8207 1040. E-mail: Riv2000@saugov.sa.gov.au.** Send as attachments in Word format and please confirm your transmission with a faxed copy of your document, including the date the notice is to be published and to whom the notice will be charged.

ADMINISTRATIVE ARRANGEMENTS ACT 1994 SECTION 5: ADMINISTRATION OF PRIMARY INDUSTRY FUNDING SCHEMES ACT 1998 COMMITTED TO THE MINISTER FOR PRIMARY INDUSTRIES

Proclamation By The Governor

(L.S.) E. J. NEAL

PURSUANT to section 5 of the *Administrative Arrangements Act 1994* and with the advice and consent of the Executive Council, I commit the administration of the *Primary Industry Funding Schemes Act 1998* to the Minister for Primary Industries.

Given under my hand and the Public Seal of South Australia, at Adelaide, 23 December 1999.

By command,

D. C. KOTZ, for Premier

MPNR 72/99 CS

CRIMINAL LAW CONSOLIDATION (SERIOUS CRIMINAL TRESPASS) AMENDMENT ACT 1999 (Act No. 80 of 1999): DAY OF COMMENCEMENT

Proclamation By The Governor

(L.S.) E. J. NEAL

WITH the advice and consent of the Executive Council, I fix 25 December 1999 as the day on which the *Criminal Law Consolidation (Serious Criminal Trespass) Amendment Act 1999* will come into operation.

Given under my hand and the Public Seal of South Australia, at Adelaide, 23 December 1999.

D. C. KOTZ, for Premier

AG 36/99 CS

CRIMINAL LAW (SENTENCING) (SENTENCING PRINCIPLES) AMENDMENT ACT 1999 (Act No. 79 of 1999): DAY OF COMMENCEMENT

Proclamation By The Governor

(L.S.) E. J. NEAL

WITH the advice and consent of the Executive Council, I fix 25 December 1999 as the day on which the *Criminal Law (Sentencing) (Sentencing Principles) Amendment Act 1999* will come into operation.

Given under my hand and the Public Seal of South Australia, at Adelaide, 23 December 1999.

By command,

D. C. KOTZ, for Premier

AG 36/99

ELECTRICITY CORPORATIONS (RESTRUCTURING AND DISPOSAL) ACT 1999 SCHEDULE 1, CLAUSE 2: STATUTORY EASEMENT RELATING TO INFRA-STRUCTURE

Proclamation By The Governor

(L.S.) E. J. NEAL

PURSUANT to clause 2 of Schedule 1 of the *Electricity Corporations (Restructuring and Disposal) Act 1999* and with the advice and consent of the Executive Council, I declare—

- (a) Distribution Lessor Corporation to be a body specified for the purposes of that clause; and
- (b) 23 December 1999 to be the date specified for the purposes of subclause (1)(b) of that clause.

Given under my hand and the Public Seal of South Australia, at Adelaide, 23 December 1999.

By command,

D. C. KOTZ, for Premier

T&F 116/99 CS

ELECTRICITY CORPORATIONS (RESTRUCTURING AND DISPOSAL) ACT 1999 SCHEDULE 1, CLAUSE 2: STATUTORY EASEMENT RELATING TO INFRA-STRUCTURE

Proclamation By The Governor

(L.S.) E. J. NEAL

PURSUANT to clause 2 of Schedule 1 of the *Electricity Corporations (Restructuring and Disposal) Act 1999* and with the advice and consent of the Executive Council, I declare—

- (a) ETSA Utilities Pty Ltd (ACN 082711895) to be a body specified for the purposes of that clause; and
- (b) 23 December 1999 to be the date specified for the purposes of subclause (1)(b) of that clause.

Given under my hand and the Public Seal of South Australia, at Adelaide, 23 December 1999.

By command,

D. C. KOTZ, for Premier

T&F 116/99 CS

FORESTRY ACT 1950 SECTION 3(3): PENOLA FOREST DISTRICT—LAND CEASING TO BE FOREST RESERVE

Proclamation By The Governor

(L.S.) E. J. NEAL

Preamble

1. The following land is forest reserve under the *Forestry Act 1950* (see proclamation, *Gazette* 19 March 1992 p. 877, as varied) and forms part of the Penola Forest District:

Portion of Section 193, Hundred of Nangwarry, now numbered as Lot 601 of Plan No. DP 51632, Hundred of Nangwarry, accepted for deposit in the Lands Titles Registration Office at Adelaide.

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

Proclamation

PURSUANT to section 3(3) of the *Forestry Act 1950* and with the advice and consent of the Executive Council, I vary the proclamation referred to in the preamble—

- (a) by striking out from clause 6(f) of the schedule of that proclamation "185-200" and substituting "185-192, 194-200"; and
- (b) by inserting in clause 6(f) of the schedule of that proclamation ", Lot 600 of Plan No. DP 51632, accepted for deposit in the Lands Titles Registration Office at Adelaide" after "Lot 300 Plan No. DP 40103, accepted for deposit in the Department of Environment and Natural Resources at Adelaide".

Given under my hand and the Public Seal of South Australia, at Adelaide, 23 December 1999.

By command,

D. C. KOTZ, for Premier

MGE 130/99 CS

FORESTRY ACT 1950 SECTION 3(3): DECLARATION OF LAND TO BE FOREST RESERVE, MOUNT BURR FOREST DISTRICT

Proclamation By The Governor

(L.S.) E. J. NEAL

Preamble

The following Crown land is required as forest reserve and is intended to form part of the Mount Burr Forest District:

Section 116, Hundred of Short, County of Grey;
Lot 1 Deposited Plan No. 49749, Hundred of Short, County of Grey;
Lot 344 Filed Plan No. 191716, Hundred of Short, County of Grey.

Proclamation

PURSUANT to section 3(3) of the *Forestry Act 1950* and with the advice and consent of the Executive Council, I vary the proclamation declaring a forest reserve made under the Act on 19 March 1992 (see *Gazette* 19 March 1992 p. 877), as varied, by inserting after paragraph (e) of clause 7 of the schedule of that proclamation the following paragraph:

(*aaa*) Hundred of Short—Section 116, Lot 1 Deposited Plan 49749, Lot 344 Filed Plan 191716.

Given under my hand and the Public Seal of South Australia, at Adelaide, 23 December 1999.

By command,

D. C. KOTZ, for Premier

MGE 128/99 CS

FORESTRY ACT 1950 SECTION 3(3): MOUNT BURR FOREST DISTRICT—LAND CEASING TO BE FOREST RESERVE

Proclamation By The Governor

(L.S.) E. J. NEAL

Preamble

1. The following land is forest reserve under the *Forestry Act 1950* (see proclamation, *Gazette* 19 March 1992 p. 877, as varied) and forms part of the Mount Burr Forest District:

Portions of Section 207, Hundred of Mount Muirhead, now numbered as Lots 11 and 12 of Plan No. DP 51077, Hundred of Mount Muirhead, accepted for deposit in the Lands Titles Registration Office at Adelaide.

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

Proclamation

PURSUANT to section 3(3) of the *Forestry Act 1950* and with the advice and consent of the Executive Council, I vary the proclamation referred to in the preamble—

(*a*) by striking out from clause 7(*d*) of the schedule of that proclamation "206-208" and substituting "206, 208"; and

(*b*) by inserting in clause 7(*d*) of the schedule of that proclamation ", Lot 10 of Plan No. DP 51077, accepted for deposit in the Lands Titles Registration Office at Adelaide" after "1071-2".

Given under my hand and the Public Seal of South Australia, at Adelaide, 23 December 1999.

By command,

D. C. KOTZ, for Premier

MGE 131/99 CS

GUARDIANSHIP AND ADMINISTRATION (MISCELLANEOUS) AMENDMENT ACT 1999 (Act No. 72 of 1999): DAY OF COMMENCEMENT

Proclamation By The Governor

(L.S.) E. J. NEAL

WITH the advice and consent of the Executive Council, I—

(*a*) fix 23 December 1999 as the day on which the *Guardianship and Administration (Miscellaneous) Amendment Act 1999* will come into operation; and

(*b*) suspend the operation of sections 5, 6, 7, 8 and 20 of that Act until a day or days to be fixed by subsequent proclamation.

Given under my hand and the Public Seal of South Australia, at Adelaide, 23 December 1999.

By command,

D. C. KOTZ, for Premier

DHS 001/097/303 CS

NATIONAL PARKS AND WILDLIFE ACT 1972 SECTIONS 29 AND 43: ALTERATION OF BOUNDARIES OF BIRD ISLANDS CONSERVATION PARK

Proclamation By The Governor

(L.S.) E. J. NEAL

PURSUANT to sections 29 and 43 of the *National Parks and Wildlife Act 1972*, and with the advice and consent of the Executive Council, I make the following proclamation:

1. I alter the boundary of the Bird Islands Conservation Park by adding Allotment 50 Deposited Plan No. 35082 to the park.

2. (1) Subject to clause 3, rights of entry, prospecting, exploration or mining may, with the approval of the Minister for Minerals and Energy and the Minister for Environment and Heritage, be acquired and exercised pursuant to the *Mining Act 1971* or the *Petroleum Act 1940* in respect of Allotment 50 Deposited Plan No. 35082.

(2) If the Minister for Minerals and Energy and the Minister for Environment and Heritage cannot agree as to whether approval should be granted or refused under subclause (1), the Governor may, with the advice and consent of the Executive Council, grant or refuse the necessary approval under that subclause.

3 A person in whom rights of entry, prospecting, exploration or mining are vested pursuant to the *Mining Act 1971* or the *Petroleum Act 1940* must not exercise those rights in respect of Allotment 50 Deposited Plan No. 35082 unless that person complies with the following conditions:

(*a*) at least three months before commencing any drilling or excavation, any vegetation clearance or the construction of any building or structure not previously authorised, the person must notify the Minister for Minerals and Energy and the Minister for Environment and Heritage of the proposed work and must supply each Minister with such information relating to the proposed work as the Minister may require;

(*b*) the person, in carrying out any work referred to in paragraph (a)—

(i) must comply with such directions as the Minister for Minerals and Energy may give in writing in relation to—

(A) carrying out the work in a manner that minimises damage to the land or the environment or to vegetation or wildlife on the land; or

(B) preserving objects, structures or sites of historic, scientific or cultural interest; or

(C) rehabilitating the land upon completion of the work; and

(ii) must comply with such directions as the Minister for Minerals and Energy may give in writing in relation to prohibiting or restricting access to any specified area of the land that the Minister believes would suffer significant detriment as a result of carrying out the work;

(*c*) if a plan of management is in operation under section 38 of the *National Parks and Wildlife Act 1972* in respect of the land, the person must have regard to the provisions of the plan of management;

(*d*) the person, in addition to complying with any directions given under paragraph (b)—

(i) must take such steps as are reasonably necessary to ensure that objects, structures and sites of historic, scientific or cultural interest and any vegetation or wildlife on the land are not unduly affected by the exercise of those rights; and

(ii) must maintain all work areas in a clean and tidy condition; and

(iii) must, upon the completion of any work, obliterate or remove all installations and structures (other than installations and structures designated by the Minister for Minerals and Energy as suitable for retention) used exclusively for the purposes of that work.

Given under my hand and the Public Seal of South Australia, at Adelaide, 23 December 1999.

By command,

D. C. KOTZ, for Premier

MEH 43/99 CS

STATUTES AMENDMENT (UNIVERSITIES) ACT 1999
(Act No. 88 of 1999): DAY OF COMMENCEMENT

Proclamation By The Governor

(L.S.) E. J. NEAL

WITH the advice and consent of the Executive Council, I fix 23 December 1999 as the day on which the *Statutes Amendment (Universities) Act 1999*, will come into operation.

Given under my hand and the Public Seal of South Australia, at Adelaide, 23 December 1999.

By command,

D. C. KOTZ, for Premier

MECT 5/99 CS

STATUTES AMENDMENT (VISITING MEDICAL OFFICERS
SUPERANNUATION) ACT 1999 (Act No. 87 of 1999): DAY
OF COMMENCEMENT

Proclamation By The Governor

(L.S.) E. J. NEAL

WITH the advice and consent of the Executive Council, I fix 23 December 1999 as the day on which the *Statutes Amendment (Visiting Medical Officers Superannuation) Act 1999* will come into operation.

Given under my hand and the Public Seal of South Australia, at Adelaide, 23 December 1999.

By command,

D. C. KOTZ, for Premier

T&F 10/99 CS

Department of the Premier and Cabinet
Adelaide, 23 December 1999

HIS Excellency the Governor in Executive Council has revoked the appointment of John Boyce, pursuant to section 36 of the Acts Interpretation Act 1915 and section 26 of the Pitjantjatjara Land Rights Act 1981.

By command,

D. C. KOTZ, for Premier

MPNR 067/99CS

Department of the Premier and Cabinet
Adelaide, 23 December 1999

HIS Excellency the Governor in Executive Council has accepted the resignation of Geoffrey Louis Muecke as a member of the panel of legal practitioners for the South Australian Gas Review Board and note that the resignation was effective from 31 March 1999, pursuant to the provisions of the Gas Pipelines Access (South Australia) Act 1997.

By command,

D. C. KOTZ, for Premier

MPNR 070/99CS

Department of the Premier and Cabinet
Adelaide, 23 December 1999

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the South Australian Multicultural and Ethnic Affairs Commission, pursuant to the provisions of the South Australian Multicultural and Ethnic Affairs Commission Act 1980:

Member: (from 1 January 2000 until 31 December 2000)
Paremjeet Singh Sandhu
Basil Taliangis
Helena Alide Jasinski

Member: (from 1 January 2000 until 31 December 2001)
Joy De Leo
Daisy Gan

Member: (from 1 January 2000 until 31 December 2002)
John Kiosoglous
Malgorzata Mascibroda
Norm Schueler

Chair: (from 1 January 2000 until 31 December 2000)
Basil Taliangis

Deputy Chair: (from 1 January 2000 until 31 December 2000)
Helena Alide Jasinski

By command,

D. C. KOTZ, for Premier

DPC 006/96CS

Department of the Premier and Cabinet
Adelaide, 23 December 1999

HIS Excellency the Governor in Executive Council has been pleased to appoint the undementioned to the Mintabie Consultative Committee, pursuant to the provisions of the Pitjantjatjara Land Rights Act 1981:

Member: (from 23 December 1999 until 31 December 2002)
Dr Neville Alley

Member: (from 1 January 2000 until 31 December 2002)
Peter Mungkari
Geoffrey David Coote

By command,

D. C. KOTZ, for Premier

MPNR 067/99CS

Department of the Premier and Cabinet
Adelaide, 23 December 1999

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the South Australian Gas Review Board, pursuant to the provisions of the Gas Pipelines Access (South Australia) Act 1997:

Panel Member: (from 23 December 1999 until 22 December 2002)
Ewan John Vickery

By command,

D. C. KOTZ, for Premier

MPNR 070/99CS

Department of the Premier and Cabinet
Adelaide, 23 December 1999

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

Member: (from 23 December 1999 until 22 December 2002)
Dr Deborah Elizabeth Jane McCulloch

By command,

D. C. KOTZ, for Premier

ATTG 17/99CS

Department of the Premier and Cabinet
Adelaide, 23 December 1999

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Country Fires Service Board, pursuant to the provisions of the Country Fires Act 1989:

Member: (from 23 December 1999 until 22 December 2002)
Kym McHugh
Valerie Anne Monaghan

By command,

D. C. KOTZ, for Premier

MES 009/97CS

Department of the Premier and Cabinet
Adelaide, 23 December 1999

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Development Assessment Commission, pursuant to the provisions of the Development Act 1993:

Presiding Member: (from 15 January 2000 until 30 June 2001)
Doug Wallace

Deputy Presiding Member: (from 15 January 2000 until 30 June 2001)
Michael John Llewellyn-Smith

Member: (from 15 January 2000 until 30 June 2001)
Howard Brandwood Young
Elizabeth Vines
Margot Vowles
Natalie Fuller

By command,

D. C. KOTZ, for Premier

MTUP 72/99CS

Department of the Premier and Cabinet
Adelaide, 23 December 1999

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Development Policy Advisory Committee, pursuant to the provisions of the Development Act 1993:

Member: (from 15 January 2000 until 30 June 2001)
Alan John Faunt
Malcolm Leslie Germein
Heather Joyce Ceravolo
Associate Professor George Zillante
Sue Crafter
Jolyon Anne Gemmell
Andre Rooney
Gael Fraser

By command,

D. C. KOTZ, for Premier

MTUP 72/99CS

Department of the Premier and Cabinet
Adelaide, 23 December 1999

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Animal Welfare Advisory Committee, pursuant to the provisions of the Prevention of Cruelty to Animals Act 1985:

Member: (from 23 December 1999 until 22 December 2002)
Dr Ian Harry Carmichael
Dr Timothy Rex Kuchel
Ian Rowett
Judy Chapman

Chairman: (from 23 December 1999 until 22 December 2002)
Dr Ian Harry Carmichael

By command,

D. C. KOTZ, for Premier

MEH 84/99CS

Department of the Premier and Cabinet
Adelaide, 23 December 1999

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Outback Areas Community Development Trust, pursuant to the provisions of the Outback Areas Community Development Trust Act 1978:

Member: (from 1 January 2000 until 31 December 2000)
William Raymond McIntosh
Nancy Joy Baluch
Maryanne Rose Michell
Maurice Kenworthy Francis
Gary Colin Fuller

Deputy Member: (from 1 January 2000 until 31 December 2000)
Shirley Ann Mills

Chairman: (from 1 January 2000 until 31 December 2000)
William Raymond McIntosh

By command,

D. C. KOTZ, for Premier

MLG 0022/99CS

Department of the Premier and Cabinet
Adelaide, 23 December 1999

HIS Excellency the Governor in Executive Council has been pleased to appoint Peter John Norman as a Master of the District Court from 17 January 2000, pursuant to section 12 (1) of the District Court Act 1991.

By command,

D. C. KOTZ, for Premier

ATTG 53/93CS

Department of the Premier and Cabinet
Adelaide, 23 December 1999

HIS Excellency the Governor in Executive Council has been pleased to appoint John Gilbert Carey as a Competition Commissioner for the period 1 January 2000 to 31 December 2000, pursuant to section 5 of the Government Business Enterprises (Competition) Act 1996.

By command,

D. C. KOTZ, for Premier

DPC 016/97PT2CS

Department of the Premier and Cabinet
Adelaide, 23 December 1999

HIS Excellency the Governor in Executive Council has been pleased to appoint Caroline Mary Ward and Rodney John Norris as Analysts for the purposes of Part 7 of the Controlled Substances Act 1984, pursuant to section 51 (1) of the Controlled Substances Act 1984.

By command,

D. C. KOTZ, for Premier

MHS 24/99CS

Department of the Premier and Cabinet
Adelaide, 23 December 1999

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Rob Kerin, MP, Deputy Premier, Minister for Primary Industries, Minister for Minerals and Energy and Minister for Regional Development to be also Acting Premier, Acting Minister for State Development and Acting Minister for Multicultural Affairs for the period 4 January 2000 to 16 January 2000, inclusive, during the absence of the Honourable John Olsen, FNIA, MP.

By command,

D. C. KOTZ, for Premier

DPC 82/94CS

Department of the Premier and Cabinet
Adelaide, 23 December 1999

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Rob Lucas, B.Sc., BEc, MBA, MLC, Treasurer to be also Acting Attorney-General, Acting Minister for Justice and Acting Minister for Consumer Affairs for the period 11 January 2000 to 29 January 2000, inclusive, during the absence of the Honourable Trevor Griffin, LL.M., MLC.

By command,

D. C. KOTZ, for Premier

DPC 82/94CS

Department of the Premier and Cabinet
Adelaide, 23 December 1999

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Rob Lucas, B.Sc, BEc, MBA, MLC, Treasurer to be also Acting Minister for Government Enterprises and Acting Minister for Information Economy for the period 15 January 2000 to 31 January 2000, inclusive, during the absence of the Honourable Michael Armitage, MB, BS, MP.

By command,

D. C. KOTZ, for Premier

DPC 82/94CS

Department of the Premier and Cabinet
Adelaide, 23 December 1999

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Rob Lucas, B.Sc, BEc, MBA, MLC, Treasurer to be also Acting Minister for Education, Children's Services & Training for the period 15 January 2000 to 30 January 2000, inclusive, during the absence of the Honourable Malcolm Buckby, Bag, GradDipEc, MP.

By command,

D. C. KOTZ, for Premier

DPC 82/94CS

Department of the Premier and Cabinet
Adelaide, 23 December 1999

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Rob Lucas, B.Sc, BEc, MBA, MLC, Treasurer to be also Acting Minister for Environment and Heritage and Acting Minister for Aboriginal Affairs for the period 16 January 2000 to 22 January 2000, inclusive, during the absence of the Honourable Dorothy Kotz, MP.

By command,

D. C. KOTZ, for Premier

DPC 82/94CS

Department of the Premier and Cabinet
Adelaide, 23 December 1999

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Rob Lucas, B.Sc, BEc, MBA, MLC, Treasurer to be also Acting Minister for Industry and Trade and Acting Minister for Recreation, Sport and Racing for the period 15 January 2000 to 23 January 2000, inclusive, during the absence of the Honourable Iain Evans, BAppSc (BuildingTechnology), MP.

By command,

D. C. KOTZ, for Premier

DPC 82/94CS

Department of the Premier and Cabinet
Adelaide, 23 December 1999

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Dean Brown, MRurSc, GradDipBusAdmin, MP, Minister for Human Services to be also Acting Minister for Government Enterprises and Acting Minister for Information Economy for the period 26 December 1999 to 4 January 2000, inclusive, during the absence of the Honourable Michael Armitage, MB, BS, MP.

By command,

D. C. KOTZ, for Premier

DPC 82/94CS

Department of the Premier and Cabinet
Adelaide, 23 December 1999

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Diana Laidlaw, BA, MLC, Minister for Transport and Urban Planning, Minister for the Arts and Minister for the Status of Women to be also Acting Minister for Human Services for the period 17 January 2000 to 28 January 2000, inclusive, during the absence of the Honourable Dean Brown, MRurSc, GradDipBusAdmin, MP

By command,

D. C. KOTZ, for Premier

DPC 82/94CS

Department of the Premier and Cabinet
Adelaide, 23 December 1999

HIS Excellency the Governor in Executive Council has been pleased to appoint the following persons as Justices of the Peace for South Australia, pursuant to section 4 of the Justices of the Peace Act 1991:

James Arthur Bartholomaeus
Grace Jucunda Berry
Trevor Maxwell Davey
Bruce Lindsay Gamble
Pearl Eugene Harvey
Susan Chamney Hazel
Ranjani Jha
Jenethea Adeline Peterson
Adrian Glenn Pfeiffer
Pieter Craig Scott
Geoffrey William Sheridan
Meredith Anne Sutton
Paula Hellen Tsernjavski
John Buchanan Wauchope
Jennifer Margaret Wyrsta

By command,

D. C. KOTZ, for Premier

ATTG 43/99CS

NATIONAL ELECTRICITY (SOUTH AUSTRALIA)
ACT 1996*Notice Under Section 6 (2) of the National Electricity Law*

NOTICE is hereby given pursuant to section 6 (2) of the National Electricity Law which forms the Schedule to the National Electricity (South Australia) Act 1996, that the following clauses of the National Electricity Code are amended:

- (a) clause 9.16.2 (New South Wales derogation—Transmission Network Service Pricing—Interim arrangements; and
- (b) clause 9.16.3 (New South Wales derogation—Distribution Network Service Pricing—IPART Determinations prevail to the exclusion of Parts D and E in Chapter 6.

These amendments to the National Electricity Code commence on 23 December 1999.

Both these amendments and a copy of the ACCC's letter of 15 December 1999 providing interim authorisation for these amendments can be viewed on the Internet website of National Electricity Code Administrator Limited (ACN 073 942 775) ('NECA') at www.neca.com.au under 'The Code' section of that website.

The National Electricity Code can be viewed on the NECA Internet website at www.neca.com.au and at the offices of NECA and National Electricity Market Management Company Limited (ACN 072 010 327). A list of addresses where the Code can be viewed is available on the NECA website.

Dated 23 December 1999.

National Electricity Code Administrator

ACCC Letter of Authorisation

15 December 1999

Stephen Kelly

Managing Director

National Electricity Code Administrator Limited

Level 5, 41 Currie Street

ADELAIDE, S.A. 5000

Dear Stephen

*Interim Authorisation of the NSW Network Pricing Derogation
Amendments*

In your application of 7 December 1999, you sought authorisation (Nos. A90684, A90685 and A90686) of amendments to the NSW derogations from parts C and E of chapter 6 of the National Electricity Code until:

- The Code changes to implement the conclusions of the transmission and distribution pricing review are in place;
- IPART has been able to develop appropriate price setting arrangements under the modified Code; and
- Network service providers have had sufficient time to develop new prices under the Code and the new arrangements.

At that time, you sought interim authorisation of the amendments to the derogations.

At its meeting on 15 December 1999, the Commission agreed to provide interim authorisation of the amendments to clauses 9.16.2 (b)(1), (c), (d) (6) and (e) and clause 9.16.3 of the NSW's derogations as amended in their application. The Commission also determined that the interim authorisation would lapse upon the Commission making a final determination and that the final determination might contain conditions.

In summary, this interim authorisation covers amendments to those clauses which allow the implementation of the conclusions of the current reviews into transmission and distribution pricing in NSW. The Commission has not provided interim authorisation of the remaining clauses but will reconsider this matter in January once the Commission's public consultation has been completed. In considering this matter, the Commission noted the length of the proposed derogations and that the Commission will consider the need for conditions of authorisation at some later time.

If you wish to discuss this matter further, please do not hesitate to either contact myself on (02) 6243 1249 or Paul Bilyk on (02) 6243 1254.

Yours sincerely,

M. RAWSTRON, General Manager, Regulatory
Affairs—Electricity.

AERODROME FEES ACT 1998

ADELAIDE AIRPORT

Schedule of Charges—Effective 1 January 2000

Aircraft	Landing charge per 1 000 kg MTOW (pro-rata) \$	Terminal Charge per 1 000 kg MTOW (pro-rata) \$	APS Security charge per 1 000 kg MTOW (pro-rata) ⁽¹⁾ \$
Passenger Air Transport Aircraft utilising terminals operated by AAL	4.59	1.05	0.93
Passenger Air Transport Aircraft not utilising terminals operated by AAL	4.59		0.93
Freight aircraft	4.59		0.93
Fixed wing aircraft not operating Air Transport services	4.59		0.93
Rotary wing aircraft and unpowered aircraft	2.30		Not applicable

⁽¹⁾ APS Security charge: applies to all fixed wing aircraft weighing more than 20 000 kg MTOW.

⁽²⁾ Minimum charge: a minimum landing charge of \$27.50 applies.

⁽³⁾ Parking charges: apply to all aircraft parked longer than two hours in designated general aviation parking areas and will incur a charge of \$11 per day or any part of a day. Fixed based operators may apply for a contract rate for parking.

⁽⁴⁾ Minimum charge: a minimum landing charge of \$13.75 applies.

D. MANTON, General Manager, Adelaide Airport

FISHERIES ACT 1982: SECTION 50 (2)

TAKE notice that pursuant to section 50 (2) of the Fisheries Act 1982, I hereby authorise I. C. and C. M. Otto, Part Section 143, Hundred of Lincoln, Port Lincoln, S.A. 5606, (hereinafter referred to as the 'permit holder') to engage in the activities and to do the acts specified in Schedule 1, subject to the conditions specified in Schedule 2 from the date of this permit ending upon the expiration or earlier termination of Licence Number FM00045.

SCHEDULE 1

The importation and release of Native Oysters (*Ostrea angasi*) and Pacific Oysters (*Crassostrea gigas*) within the waters defined by the following co-ordinates:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
537500E 6175820N	2
537585E 6175835N	
537530E 6176058N	
537450E 6176040N	

SCHEDULE 2

1. Fish obtained within South Australia for use in the fish farm shall only be obtained from registered fish farmers, licensed fishers or other persons approved by the Deputy Chief Executive.

2. The permit holder shall not import any live fish (ova, fry or adult) into South Australia unless the shipment has certification from an appropriate authority in the State from which they are obtained that they are free from all relevant notifiable diseases listed in Schedule 4 of the Fisheries (Exotic Fish, Fish Farming and Fish Diseases) Regulations 1984.

3. Any oysters brought into South Australia must undergo a soakage process whereby they are completely submerged in fresh water for a period of not less than 2 hours before being placed in the approved structures. Fresh water is deemed to be water suitable for human consumption or horticultural or agricultural use.

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

5. The permit holder must retain the copy of this permit which has been supplied by the Deputy Chief Executive, and if requested by a Fisheries and Aquaculture Officer, produce that permit for inspection.

Dated 16 December 1999.

R. STEVENS, Deputy Chief Executive, as
delegate of the Director of Fisheries

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00045
(PREVIOUS LICENCE NO. F579)Licence to Farm Fish under section 53 of the Fisheries
Act 1982

WHEREAS the Deputy Chief Executive as the delegate of the Director of Fisheries has, pursuant to section 50 (2) of the Fisheries Act 1982 ('the Act'), issued a permit to the undermentioned licensee to release the fish specified in Item 1 of Schedule 2 of this licence ('the permitted species'), the Minister for Primary Industries, Natural Resources and Regional Development ('the Minister') hereby grants to:

I. C. and C. M. Otto
Part Section 143
Hundred of Lincoln
Port Lincoln, S.A. 5606,

a non-exclusive licence to occupy and use the waters specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 July 1999 and ending, subject to any earlier termination under this licence, on 30 June 2000 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. Licence

The parties acknowledge and agree that:

1.1 the rights, powers and privileges granted to or vested in the licensee under this licence are contractual only and shall not create or vest in the licensee any estate, interest or right of a proprietary nature in the site; and

1.2 that, subject to section 53A of the Fisheries Act 1982, this licence does not entitle the licensee to exclusive rights of entry to and occupation of the site and that the rights granted by this licence are exercisable by the licensee in common with any other occupiers of the site from time to time.

2. Marked-off Areas

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

3. Permitted Species

The licensee:

3.1 must not farm or introduce any species at the site other than the permitted species; and

3.2 must not take any wild fish from the site except for recreational purposes.

4. *Permitted Use*

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

5. *Permitted Methods*

The licensee:

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

6. *Marking and Maintaining the Site*

The licensee:

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

7. *Site Inspection and Supervision*

The licensee:

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

8. *Fees and Returns*

The licensee:

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

9. *Compliance With Relevant Laws*

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

10. *Public Risk Liability*

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

11. *Release*

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

12. *Public Risk Insurance*

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

13. *Guarantee or Indemnity Scheme*

The licensee must either:

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

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

14. *No Assignment*

The licensee acknowledges that this licence is personal and it must not assign or sublet or deal in any other way with any interest in this licence.

15. *Default by Licensee and Termination*

The Minister may terminate this licence immediately by notice in writing served on the licensee if:

- 15.1 the licensee commits or permits any breach or default of the obligations imposed on the licensee by this licence, and following the giving by the Minister of written notice of such breach or default, the licensee either fails to rectify such breach or default within one calendar month of the date of such notice (or earlier if the circumstances require) or fails to make diligent progress towards rectifying any such breach which is incapable of rectification within the time so limited; or
- 15.2 the licensee commits or permits any further breach or default of the obligations imposed on the licensee by this licence for which the Minister has previously given notice in writing of such breach or default pursuant to paragraph 1 of condition 15.1 notwithstanding rectification of the previous breach or default; or
- 15.3 the licence fee referred to in condition 8 is unpaid for a period of 14 days after notice has been given to the licensee that it is outstanding; or
- 15.4 if the licensee is a body corporate, any of the following occur:
 - 15.4.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
 - 15.4.2 an order is made for the winding up or liquidation of the licensee;
 - 15.4.3 the licensee enters into a scheme of arrangement, compromise, moratorium or

- other form of composition with its creditors or any class of its creditors;
- 15.4.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or
- 15.4.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets; or
- 15.5 if the licensee is an individual, the licensee:
- 15.5.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or
- 15.5.2 is convicted of an indictable offence.
- Termination of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

16. Interpretation

Subject to any inconsistency of subject or context, the following rules of construction shall be used in the interpretation of this licence:

- 16.1 any word importing the plural includes the singular and *vice versa*;
- 16.2 any wording importing a gender shall include all other genders;
- 16.3 a reference to a body corporate shall include a natural person and *vice versa*;
- 16.4 a reference to a recital, party, clause, Schedule or Annexure is a reference to a recital, party, clause, Schedule or Annexure of this licence;
- 16.5 the captions, headings, section numbers and clause numbers appearing in this licence are inserted only as a matter of convenience and in no way affect the construction of this licence;
- 16.6 a reference to a statute shall include all statutes amending, consolidating or replacing the statutes referred to;
- 16.7 where two or more persons are named as licensees, this licence shall bind the licensees jointly and each of them severally; and
- 16.8 time is of the essence in respect of any obligation relating to time in this licence.

17. Delegation

Any consent, notice, any consultation or any other thing which is pursuant to the terms of this licence either required to be given, done or performed or which may be given, done or performed by the Minister may for the purposes of this licence be properly given, done or performed by any duly authorised agent or employee of the Minister.

18. Severance

If any term or condition of this licence should be for any reason unlawful, void, invalid or unenforceable then the offending term or condition shall be severed from this licence without affecting the validity or enforceability of the remainder of this licence.

19. Modification

No variation of or addition to any provision of this licence shall be binding upon the Minister and the licensee unless such variation or addition is made in writing, signed by both the Minister and the licensee and expressed to be either supplemental to or in substitution for the whole or a part of this licence.

20. Waiver

- 20.1 A waiver of any provision of this licence by the Minister must both be in writing and be signed by the Minister or by persons duly authorised to execute such a document on the Minister's part.
- 20.2 No waiver by the Minister of a breach of a term or condition contained in this licence shall operate as a waiver of any breach of the same or any other term or condition contained in this licence.

- 20.3 No forbearance, delay or indulgence by the Minister in enforcing the provisions of this licence shall prejudice or restrict the rights of the Minister.

21. Notices

- 21.1 Notices may be served by delivering the same personally, by mail or facsimile transmission and shall be:
- 21.1.1 in writing addressed to the Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 (in the case of the Minister) and to the address of the licensee set out above (in the case of the licensee);
- 21.1.2 signed by or on behalf of the sender or by a person duly authorised in that regard by the sender;
- 21.1.3 deemed to be duly served or made in the following circumstances:
- (a) if delivered, upon delivery;
- (b) if sending by mail, upon posting;
- (c) if sent by facsimile transmission, upon the sender's facsimile producing a transmission report that the facsimile was satisfactorily sent in its entirety to the addressee's facsimile number,
- but if delivery is not made before 5p.m. on any day it shall be deemed to be received at 9 a.m. on the next day in that place.

- 21.2 The Minister and the licensee may each vary their address or facsimile number at any time by written notice.

Granted by the Deputy Chief Executive, delegate of the Minister, on 16 December 1999.

R. STEVENS, Deputy Chief Executive

The licensee hereby acknowledges and agrees to the terms and conditions of this licence.

Signed by the said I. C. OTTO

In the presence of: P. LANDS, Witness

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
537500E 6175820N	2
537585E 6175835N	
537530E 6176058N	
537450E 6176040N	

All structures, equipment, buoys and flotations (except for that required by the Department for Transport, Urban Planning and the Arts) must be black, dark grey, dark blue, dark brown, or dark green coloured materials.

The boundary of the site to be marked either with:

- (a) (1) At the corners with posts extending 900 mm above mean high water springs. Such posts to be marked with a St Andrews cross, each cross arm measuring 900 mm from tip to tip, minimum width 75 mm.
- (2) Posts to be not less than 125 mm in diameter.
- (3) Posts and crosses to be painted yellow.
- (4) The ends of each cross to be marked with a 200 mm strip of yellow retro-reflective tape.
- (5) Between the corner posts at intervals not exceeding 50 m, buoys not less than 300 mm in diameter.
- (6) All buoys, posts, crosses and markers must be maintained in good condition.
- or
- (b) (1) At each corner, yellow spar buoys with a St Andrews cross as a top mark placed at least 900 mm above the buoy, cross arms 900 mm long x 75 mm wide.

- (2) The buoys and topmarks must all be coloured yellow and marked with a yellow retro-reflective as in (a) (4).
- (3) All buoys, posts, crosses and markers must be maintained in good condition.

When the site is in navigable water and possible danger to navigation, lights must be placed on the top of each St Andrews cross that is located at each corner of the site and these lights must be yellow in colour and flashing once every 4 seconds and visible over an arc of 360 degrees for a distance of at least one mile.

Item 2—Marked-Off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee.]

White buoys of at least 12 inches in diameter must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1 ~~3~~ Permitted Species

The Deputy Chief Executive as the delegate of the Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule.

Native Oysters (*Ostrea angasi*)

Pacific Oysters (*Crassostrea gigas*)

Item 2 ~~3~~ Permitted Farming Methods

Longlines

Each unit must not exceed 100 m in length and 2 m in width, and each unit must be at least 6 m from any other unit.

Item 3 ~~3~~ Stocking Rates

Oysters

Size (mm)	Number per Hectare
3	2 500 000
10	1 600 000
20	1 100 000
30	750 000
40	500 000
50	350 000
60	200 000
70	150 000
80	100 000

SCHEDULE 3

Item 1—Fees

Annual licence fees are:

	\$
FRDC Levy per hectare 2 at \$12.50 each.....	25.00
EMP Fee per hectare 2 at \$22.96 each.....	45.92
Base Licence Fee per hectare 2 at \$57 each.....	114.00
SASQAP (classified area) per hectare 2 at \$60 each.....	120.00
Total Annual Licence Fee.....	304.92
Quarterly Instalments.....	76.23

Item 2—Public Risk Insurance

Five million dollars (\$5 000 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

- 1. Name of licensee.
- 2. Address of licensee.
- 3. Species of fish farmed and held on the site.
- 4. Location of aquaculture operation.

- 5. Period covered by return.
- 6. Number of life stage of each species of fish held.
- 7. Number, weight and value of each species of fish held.
- 8. Details of any disease detected in any fish kept.
- 9. Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
- 10. If any fish were brought into the state, the number of fish and the life stage of the fish.
- 11. If fish were brought into the state, the purpose for which they were brought in.
- 12. Method of disposal of water and packaging use for transporting the fish.
- 13. If any disease or symptom of disease occurred in the acquired fish.
- 14. Method of disposal of diseased or dead fish and the number disposed of.
- 15. Signature, date and telephone number.
- 16. Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

FISHERIES ACT 1982: SECTION 50 (2)

TAKE notice that pursuant to section 50 (2) of the Fisheries Act 1982, I hereby authorise Kym L. Clarke, 32 Victoria Crescent, Port Lincoln, S.A. 5606 (hereinafter referred to as the 'permit holder') to engage in the activities and to do the acts specified in Schedule 1, subject to the conditions specified in Schedule 2 from the date of this permit ending upon the expiration or earlier termination of Licence Number FM00046.

SCHEDULE 1

The importation and release of Native Oysters, (*Ostrea angasi*) and Pacific Oysters (*Crassostrea gigas*) within the waters defined by the following co-ordinates:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
543011E 6171747N	3
543163E 6171647N	
543073E 6171508N	
542922E 6171609N	

SCHEDULE 2

1. Fish obtained within South Australia for use in the fish farm shall only be obtained from registered fish farmers, licensed fishers or other persons approved by the Deputy Chief Executive.

2. The permit holder shall not import any live fish (ova, fry or adult) into South Australia unless the shipment has certification from an appropriate authority in the State from which they are obtained that they are free from all relevant notifiable diseases listed in Schedule 4 of the Fisheries (Exotic Fish, Fish Farming and Fish Diseases) Regulations 1984.

3. Any oysters brought into South Australia must undergo a soakage process whereby they are completely submerged in fresh water for a period of not less than 2 hours before being placed in the approved structures. Fresh water is deemed to be water suitable for human consumption or horticultural or agricultural use.

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

5. The permit holder must retain the copy of this permit which has been supplied by the Deputy Chief Executive, and if requested by a Fisheries and Aquaculture Officer, produce that permit for inspection.

Dated 16 December 1999.

R. STEVENS, Deputy Chief Executive, as delegate of the Director of Fisheries

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00046
(PREVIOUS LICENCE NO. F581)

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

WHEREAS the Deputy Chief Executive as the delegate of the Director of Fisheries has, pursuant to section 50 (2) of the Fisheries Act 1982 ('the Act'), issued a permit to the undermentioned licensee to release the fish specified in Item 1 of Schedule 2 of this licence ('the permitted species'), the Minister for Primary Industries, Natural Resources and Regional Development ('the Minister') hereby grants to:

Kym L. Clarke (12170)
32 Victoria Crescent
Port Lincoln, S.A. 5606,

a non-exclusive licence to occupy and use the waters specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 July 1999 and ending, subject to any earlier termination under this licence, on 30 June 2000 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. *Licence*

The parties acknowledge and agree that:

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

2. *Marked-off Areas*

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

3. *Permitted Species*

The licensee:

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

4. *Permitted Use*

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

5. *Permitted Methods*

The licensee:

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

6. *Marking and Maintaining the Site*

The licensee:

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

- 6.4 must mark the site boundary in accordance with the specifications in Schedule 1 of this licence.

7. *Site Inspection and Supervision*

The licensee:

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

8. *Fees and Returns*

The licensee:

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

9. *Compliance With Relevant Laws*

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

10. *Public Risk Liability*

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

11. *Release*

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

12. *Public Risk Insurance*

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

13. *Guarantee or Indemnity Scheme*

The licensee must either:

- 13.1 provide a guarantee from its bankers; or

- 13.2 contribute to an indemnity scheme established for the aquaculture and fisheries industry and approved by the Minister,

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

14. No Assignment

The licensee acknowledges that this licence is personal and it must not assign or sublet or deal in any other way with any interest in this licence.

15. Default by Licensee and Termination

The Minister may terminate this licence immediately by notice in writing served on the licensee if:

- 15.1 the licensee commits or permits any breach or default of the obligations imposed on the licensee by this licence, and following the giving by the Minister of written notice of such breach or default, the licensee either fails to rectify such breach or default within one calendar month of the date of such notice (or earlier if the circumstances require) or fails to make diligent progress towards rectifying any such breach which is incapable of rectification within the time so limited; or
- 15.2 the licensee commits or permits any further breach or default of the obligations imposed on the licensee by this licence for which the Minister has previously given notice in writing of such breach or default pursuant to paragraph 1 of condition 15.1 notwithstanding rectification of the previous breach or default; or
- 15.3 the licence fee referred to in condition 8 is unpaid for a period of 14 days after notice has been given to the licensee that it is outstanding; or
- 15.4 if the licensee is a body corporate, any of the following occur:
- 15.4.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
- 15.4.2 an order is made for the winding up or liquidation of the licensee;
- 15.4.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;
- 15.4.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or
- 15.4.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets; or
- 15.5 if the licensee is an individual, the licensee:
- 15.5.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or
- 15.5.2 is convicted of an indictable offence.

Termination of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

16. Interpretation

Subject to any inconsistency of subject or context, the following rules of construction shall be used in the interpretation of this licence:

- 16.1 any word importing the plural includes the singular and *vice versa*;
- 16.2 any wording importing a gender shall include all other genders;

- 16.3 a reference to a body corporate shall include a natural person and *vice versa*;

- 16.4 a reference to a recital, party, clause, Schedule or Annexure is a reference to a recital, party, clause, Schedule or Annexure of this licence;

- 16.5 the captions, headings, section numbers and clause numbers appearing in this licence are inserted only as a matter of convenience and in no way affect the construction of this licence;

- 16.6 a reference to a statute shall include all statutes amending, consolidating or replacing the statutes referred to;

- 16.7 where two or more persons are named as licensees, this licence shall bind the licensees jointly and each of them severally; and

- 16.8 time is of the essence in respect of any obligation relating to time in this licence.

17. Delegation

Any consent, notice, any consultation or any other thing which is pursuant to the terms of this licence either required to be given, done or performed or which may be given, done or performed by the Minister may for the purposes of this licence be properly given, done or performed by any duly authorised agent or employee of the Minister.

18. Severance

If any term or condition of this licence should be for any reason unlawful, void, invalid or unenforceable then the offending term or condition shall be severed from this licence without affecting the validity or enforceability of the remainder of this licence.

19. Modification

No variation of or addition to any provision of this licence shall be binding upon the Minister and the licensee unless such variation or addition is made in writing, signed by both the Minister and the licensee and expressed to be either supplemental to or in substitution for the whole or a part of this licence.

20. Waiver

- 20.1 A waiver of any provision of this licence by the Minister must both be in writing and be signed by the Minister or by persons duly authorised to execute such a document on the Minister's part.
- 20.2 No waiver by the Minister of a breach of a term or condition contained in this licence shall operate as a waiver of any breach of the same or any other term or condition contained in this licence.
- 20.3 No forbearance, delay or indulgence by the Minister in enforcing the provisions of this licence shall prejudice or restrict the rights of the Minister.

21. Notices

- 21.1 Notices may be served by delivering the same personally, by mail or facsimile transmission and shall be:
- 21.1.1 in writing addressed to the Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 (in the case of the Minister) and to the address of the licensee set out above (in the case of the licensee);
- 21.1.2 signed by or on behalf of the sender or by a person duly authorised in that regard by the sender;
- 21.1.3 deemed to be duly served or made in the following circumstances:
- (a) if delivered, upon delivery;
- (b) if sending by mail, upon posting;
- (c) if sent by facsimile transmission, upon the sender's facsimile producing a transmission report that the facsimile was satisfactorily sent in its entirety to the addressee's facsimile number,

but if delivery is not made before 5 p.m. on any day it shall be deemed to be received at 9 a.m. on the next day in that place.

- 21.2 The Minister and the licensee may each vary their address or facsimile number at any time by written notice.

Granted by the Deputy Chief Executive, delegate of the Minister, on 16 December 1999.

R. STEVENS, Deputy Chief Executive

The licensee hereby acknowledges and agrees to the terms and conditions of this licence.

The Common Seal of Kym Clarke Investments Pty Ltd was hereunto affixed in the presence of:

(L.S.) K. L. CLARKE, Director

E. A. CLARKE, Witness

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
543011E 6171747N	3
543163E 6171647N	
543073E 6171508N	
542922E 6171609N	

All structures, equipment, buoys and flotations (except for that required by the Department for Transport, Urban Planning and the Arts) must be black, dark grey, dark blue, dark brown, or dark green coloured materials.

The boundary of the site to be marked either with:

- (a) (1) At the corners with posts extending 900 mm above mean high water springs. Such posts to be marked with a St Andrews cross, each cross arm measuring 900 mm from tip to tip, minimum width 75 mm.
- (2) Posts to be not less than 125 mm in diameter.
- (3) Posts and crosses to be painted yellow.
- (4) The ends of each cross to be marked with a 200 mm strip of yellow retro-reflective tape.
- (5) Between the corner posts at intervals not exceeding 50 m, buoys not less than 300 mm in diameter.
- (6) All buoys, posts, crosses and markers must be maintained in good condition.
- or
- (b) (1) At each corner, yellow spar buoys with a St Andrews cross as a top mark placed at least 900 mm above the buoy, cross arms 900 mm long x 75 mm wide.
- (2) The buoys and topmarks must all be coloured yellow and marked with a yellow retro-reflective as in (a) (4).
- (3) All buoys, posts, crosses and markers must be maintained in good condition.

When the site is in navigable water and possible danger to navigation, lights must be placed on the top of each St Andrews cross that is located at each corner of the site and these lights must be yellow in colour and flashing once every 4 seconds and visible over an arc of 360 degrees for a distance of at least one mile.

Item 2—Marked-Off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee.]

White buoys of at least 12 inches in diameter must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1—Permitted Species

The Deputy Chief Executive as the delegate of the Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule.

Native Oysters (*Ostrea angasi*)

Pacific Oysters (*Crassostrea gigas*)

Item 2—Permitted Farming Methods

Longlines

Each unit must not exceed 100 m in length and 2 m in width, and each unit must be at least 6 m from any other unit.

Item 3—Stocking Rates

Oysters

Size (mm)	Number per Hectare
3	2 500 000
10	1 600 000
20	1 100 000
30	750 000
40	500 000
50	350 000
60	200 000
70	150 000
80	100 000

SCHEDULE 3

Item 1—Fees

Annual licence fees are:

	\$
FRDC Levy per hectare 3 at \$12.50 each	37.50
EMP Fee per hectare 3 at \$22.96 each.....	68.88
Base Licence Fee per hectare 3 at \$57 each.....	171.00
SASQAP (classified area) per hectare 3 at \$60 each	180.00
Total Annual Licence Fee	457.38
Quarterly Instalments.....	114.35

Item 2—Public Risk Insurance

Five million dollars (\$5 000 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

- Name of licensee.
- Address of licensee.
- Species of fish farmed and held on the site.
- Location of aquaculture operation.
- Period covered by return.
- Number of life stage of each species of fish held.
- Number, weight and value of each species of fish held.
- Details of any disease detected in any fish kept.
- Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
- If any fish were brought into the state, the number of fish and the life stage of the fish.
- If fish were brought into the state, the purpose for which they were brought in.
- Method of disposal of water and packaging use for transporting the fish.
- If any disease or symptom of disease occurred in the acquired fish.
- Method of disposal of diseased or dead fish and the number disposed of.
- Signature, date and telephone number.
- Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

FISHERIES ACT 1982: SECTION 50 (2)

TAKE notice that pursuant to section 50 (2) of the Fisheries Act 1982, I hereby authorise B. J. Lawrence, 8 Kaye Drive, Port Lincoln, S.A. 5606 (hereinafter referred to as the 'permit holder') to engage in the activities and to do the acts specified in Schedule 1, subject to the conditions specified in Schedule 2 from the date of this permit ending upon the expiration or earlier termination of Licence Number FM00050.

SCHEDULE 1

The importation and release of Pacific Oysters (*Crassostrea gigas*) within the waters defined by the following co-ordinates:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
542627E 6171992N	3
542915E 6171794N	
542866E 6171723N	
542578E 6171923N	

SCHEDULE 2

1. Fish obtained within South Australia for use in the fish farm shall only be obtained from registered fish farmers, licensed fishers or other persons approved by the Director of Fisheries.

2. The permit holder shall not import any live fish (ova, fry or adult) into South Australia unless the shipment has certification from an appropriate authority in the State from which they are obtained that they are free from all relevant notifiable diseases listed in Schedule 4 of the Fisheries (Exotic Fish, Fish Farming and Fish Diseases) Regulations 1984.

3. Any oysters brought into South Australia must undergo a soakage process whereby they are completely submerged in fresh water for a period of not less than 2 hours before being placed in the approved structures. Fresh water is deemed to be water suitable for human consumption or horticultural or agricultural use.

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

5. The permit holder must retain the copy of this permit which has been supplied by the Deputy Chief Executive, and if requested by a Fisheries and Aquaculture Officer, produce that permit for inspection.

Dated 16 December 1999.

R. STEVENS, Deputy Chief Executive, as delegate of the Director of Fisheries

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00050
(PREVIOUS LICENCE NO. F586)

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

WHEREAS the Deputy Chief Executive as the delegate of the Director of Fisheries has, pursuant to section 50 (2) of the Fisheries Act 1982 ('the Act'), issued a permit to the undermentioned licensee to release the fish specified in Item 1 of Schedule 2 of this licence ('the permitted species'), the Minister for Primary Industries, Natural Resources and Regional Development ('the Minister') hereby grants to:

B. J. Lawrence (12174)
8 Kaye Drive
Port Lincoln, S.A. 5606,

a non-exclusive licence to occupy and use the waters specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 July 1999 and ending, subject to any earlier termination under this licence, on 30 June 2000 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. Licence

The parties acknowledge and agree that:

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

2. Marked-off Areas

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

3. Permitted Species

The licensee:

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

4. Permitted Use

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

5. Permitted Methods

The licensee:

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

6. Marking and Maintaining the Site

The licensee:

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

7. Site Inspection and Supervision

The licensee:

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

8. Fees and Returns

The licensee:

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

9. Compliance With Relevant Laws

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

10. Public Risk Liability

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

11. Release

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

12. Public Risk Insurance

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

13. Guarantee or Indemnity Scheme

The licensee must either:

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

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

14. No Assignment

The licensee acknowledges that this licence is personal and it must not assign or sublet or deal in any other way with any interest in this licence.

15. Default by Licensee and Termination

The Minister may terminate this licence immediately by notice in writing served on the licensee if:

- 15.1 the licensee commits or permits any breach or default of the obligations imposed on the licensee by this licence, and following the giving by the Minister of written notice of such breach or default, the licensee either fails to rectify such breach or default within one calendar month of the date of such notice (or earlier if the circumstances require) or fails to make diligent progress towards rectifying any such breach which is incapable of rectification within the time so limited; or
- 15.2 the licensee commits or permits any further breach or default of the obligations imposed on the licensee by this licence for which the Minister has previously given notice in writing of such breach or default pursuant to paragraph 1 of condition 15.1 notwithstanding rectification of the previous breach or default; or
- 15.3 the licence fee referred to in condition 8 is unpaid for a period of 14 days after notice has been given to the licensee that it is outstanding; or
- 15.4 if the licensee is a body corporate, any of the following occur:
 - 15.4.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
 - 15.4.2 an order is made for the winding up or liquidation of the licensee;
 - 15.4.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;
 - 15.4.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or
 - 15.4.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets; or
- 15.5 if the licensee is an individual, the licensee:
 - 15.5.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or
 - 15.5.2 is convicted of an indictable offence.

Termination of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

16. Interpretation

Subject to any inconsistency of subject or context, the following rules of construction shall be used in the interpretation of this licence:

- 16.1 any word importing the plural includes the singular and *vice versa*;
- 16.2 any wording importing a gender shall include all other genders;
- 16.3 a reference to a body corporate shall include a natural person and *vice versa*;
- 16.4 a reference to a recital, party, clause, Schedule or Annexure is a reference to a recital, party, clause, Schedule or Annexure of this licence;

- 16.5 the captions, headings, section numbers and clause numbers appearing in this licence are inserted only as a matter of convenience and in no way affect the construction of this licence;
- 16.6 a reference to a statute shall include all statutes amending, consolidating or replacing the statutes referred to;
- 16.7 where two or more persons are named as licensees, this licence shall bind the licensees jointly and each of them severally; and
- 16.8 time is of the essence in respect of any obligation relating to time in this licence.

17. Delegation

Any consent, notice, any consultation or any other thing which is pursuant to the terms of this licence either required to be given, done or performed or which may be given, done or performed by the Minister may for the purposes of this licence be properly given, done or performed by any duly authorised agent or employee of the Minister.

18. Severance

If any term or condition of this licence should be for any reason unlawful, void, invalid or unenforceable then the offending term or condition shall be severed from this licence without affecting the validity or enforceability of the remainder of this licence.

19. Modification

No variation of or addition to any provision of this licence shall be binding upon the Minister and the licensee unless such variation or addition is made in writing, signed by both the Minister and the licensee and expressed to be either supplemental to or in substitution for the whole or a part of this licence.

20. Waiver

- 20.1 A waiver of any provision of this licence by the Minister must both be in writing and be signed by the Minister or by persons duly authorised to execute such a document on the Minister's part.
- 20.2 No waiver by the Minister of a breach of a term or condition contained in this licence shall operate as a waiver of any breach of the same or any other term or condition contained in this licence.
- 20.3 No forbearance, delay or indulgence by the Minister in enforcing the provisions of this licence shall prejudice or restrict the rights of the Minister.

21. Notices

- 21.1 Notices may be served by delivering the same personally, by mail or facsimile transmission and shall be:
- 21.1.1 in writing addressed to the Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 (in the case of the Minister) and to the address of the licensee set out above (in the case of the licensee);
- 21.1.2 signed by or on behalf of the sender or by a person duly authorised in that regard by the sender;
- 21.1.3 deemed to be duly served or made in the following circumstances:
- (a) if delivered, upon delivery;
- (b) if sending by mail, upon posting;
- (c) if sent by facsimile transmission, upon the sender's facsimile producing a transmission report that the facsimile was satisfactorily sent in its entirety to the addressee's facsimile number,
- but if delivery is not made before 5p.m. on any day it shall be deemed to be received at 9 a.m. on the next day in that place.

- 21.2 The Minister and the licensee may each vary their address or facsimile number at any time by written notice.

Granted by the Deputy Chief Executive, delegate of the Minister, on 16 December 1999.

R. STEVENS, Deputy Chief Executive

The Licensee hereby acknowledges and agrees to the terms and conditions of this licence.

Signed by the said B. J. LAWRENCE, Director

D. J. LAWRENCE, Witness

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
542627E 6171992N	3
542915E 6171794N	
542866E 6171723N	
542578E 6171923N	

All structures, equipment, buoys and flotations (except for that required by the Department for Transport, Urban Planning and the Arts) must be black, dark grey, dark blue, dark brown, or dark green coloured materials.

The boundary of the site to be marked either with:

- (a) (1) At the corners with posts extending 900 mm above mean high water springs. Such posts to be marked with a St Andrews cross, each cross arm measuring 900 mm from tip to tip, minimum width 75 mm.
- (2) Posts to be not less than 125 mm in diameter.
- (3) Posts and crosses to be painted yellow.
- (4) The ends of each cross to be marked with a 200 mm strip of yellow retro-reflective tape.
- (5) Between the corner posts at intervals not exceeding 50 m, buoys not less than 300 mm in diameter.
- (6) All buoys, posts, crosses and markers must be maintained in good condition.
- or
- (b) (1) At each corner, yellow spar buoys with a St Andrews cross as a top mark placed at least 900 mm above the buoy, cross arms 900 mm long x 75 mm wide.
- (2) The buoys and topmarks must all be coloured yellow and marked with a yellow retro-reflective as in (a) (4).
- (3) All buoys, posts, crosses and markers must be maintained in good condition.

When the site is in navigable water and possible danger to navigation, lights must be placed on the top of each St Andrews cross that is located at each corner of the site and these lights must be yellow in colour and flashing once every 4 seconds and visible over an arc of 360 degrees for a distance of at least one mile.

Item 2—Marked-Off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee.]

White buoys of at least 12 inches in diameter must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1—Permitted Species

The Deputy Chief Executive as the delegate of the Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule.

Pacific Oysters (*Crassostrea gigas*)

Item 2 ³/₄ Permitted Farming Methods

Longlines

Each unit must not exceed 100 m in length and 2 m in width, and each unit must be at least 6 m from any other unit.

Item 3 ³/₄ Stocking Rates

Oysters

Size (mm)	Number per Hectare
3	2 500 000
10	1 600 000
20	1 100 000
30	750 000
40	500 000
50	350 000
60	200 000
70	150 000
80	100 000

SCHEDULE 3

Item 1—Fees

Annual licence fees are:

	\$
FRDC Levy per hectare 3 at \$12.50 each.....	37.50
EMP Fee per hectare 3 at \$22.96 each.....	68.88
Base Licence Fee per hectare 3 at \$57 each.....	171.00
SASQAP (classified area) per hectare 3 at \$60 each.....	180.00
Total Annual Licence Fee.....	457.38
Quarterly Instalments.....	114.35

Item 2—Public Risk Insurance

Five million dollars (\$5 000 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

1. Name of licensee.
2. Address of licensee.
3. Species of fish farmed and held on the site.
4. Location of aquaculture operation.
5. Period covered by return.
6. Number of life stage of each species of fish held.
7. Number, weight and value of each species of fish held.
8. Details of any disease detected in any fish kept.
9. Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
10. If any fish were brought into the state, the number of fish and the life stage of the fish.
11. If fish were brought into the state, the purpose for which they were brought in.
12. Method of disposal of water and packaging use for transporting the fish.
13. If any disease or symptom of disease occurred in the acquired fish.
14. Method of disposal of diseased or dead fish and the number disposed of.
15. Signature, date and telephone number.
16. Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

FISHERIES ACT 1982: SECTION 50 (2)

TAKE notice that pursuant to section 50 (2) of the Fisheries Act 1982, I hereby authorise N. L. Pauley and H. R. Raybould, P.O. Box 49, Smoky Bay, S.A. 5680 (hereinafter referred to as the 'permit holder') to engage in the activities and to do the acts specified in Schedule 1, subject to the conditions specified in Schedule 2 from the date of this permit ending upon the expiration or earlier termination of Licence Number FM00069.

SCHEDULE 1

The importation and release of Pacific Oysters (*Crassostrea gigas*) within the waters defined by the following co-ordinates:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
394991E 6416955N	2.25
395044E 6416950N	
395014E 6416526N	
394961E 6416531N	

SCHEDULE 2

1. Fish obtained within South Australia for use in the fish farm shall only be obtained from registered fish farmers, licensed fishers or other persons approved by the Director of Fisheries.

2. The permit holder shall not import any live fish (ova, fry or adult) into South Australia unless the shipment has certification from an appropriate authority in the State from which they are obtained that they are free from all relevant notifiable diseases listed in Schedule 4 of the Fisheries (Exotic Fish, Fish Farming and Fish Diseases) Regulations 1984.

3. Any oysters brought into South Australia must undergo a soakage process whereby they are completely submerged in fresh water for a period of not less than 2 hours before being placed in the approved structures. Fresh water is deemed to be water suitable for human consumption or horticultural or agricultural use.

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

5. The permit holder must retain the copy of this permit which has been supplied by the Deputy Chief Executive, and if requested by a Fisheries and Aquaculture Officer, produce that permit for inspection.

Dated 16 December 1999.

R. STEVENS, Deputy Chief Executive, as delegate of the Director of Fisheries

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00069
(PREVIOUS LICENCE NO. F730)

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

WHEREAS the Deputy Chief Executive as the delegate of the Director of Fisheries has, pursuant to section 50 (2) of the Fisheries Act 1982 ('the Act'), issued a permit to the undermentioned licensee to release the fish specified in Item 1 of Schedule 2 of this licence ('the permitted species'), the Minister for Primary Industries, Natural Resources and Regional Development ('the Minister') hereby grants to:

N. L. Pauley and H. R. Raybould
P.O. Box 49
Smoky Bay, S.A. 5680,

a non-exclusive licence to occupy and use the waters specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 July 1999 and ending, subject to any earlier termination under this licence, on 30 June 2000 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. *Licence*

The parties acknowledge and agree that:

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

2. *Marked-off Areas*

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

3. *Permitted Species*

The licensee:

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

4. *Permitted Use*

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

5. *Permitted Methods*

The licensee:

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

6. *Marking and Maintaining the Site*

The licensee:

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

7. *Site Inspection and Supervision*

The licensee:

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

8. *Fees and Returns*

The licensee:

- 8.1 must pay to the Minister the licence fee in accordance with Item 1 of Schedule 3 of this licence;

- 8.2 must on or before 31 January and 31 July during the term, submit to the Minister a return supplying all of the information described in Schedule 4 of this licence.

9. *Compliance With Relevant Laws*

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

10. *Public Risk Liability*

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

11. *Release*

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

12. *Public Risk Insurance*

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

13. *Guarantee or Indemnity Scheme*

The licensee must either:

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

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

14. *No Assignment*

The licensee acknowledges that this licence is personal and it must not assign or sublet or deal in any other way with any interest in this licence.

15. *Default by Licensee and Termination*

The Minister may terminate this licence immediately by notice in writing served on the licensee if:

- 15.1 the licensee commits or permits any breach or default of the obligations imposed on the licensee by this licence, and following the giving by the Minister of written notice of such breach or default, the licensee either fails to rectify such breach or default within one calendar month of the date of such notice (or earlier if the circumstances require) or fails to make diligent progress towards rectifying any such breach which is incapable of rectification within the time so limited; or
- 15.2 the licensee commits or permits any further breach or default of the obligations imposed on the licensee by this licence for which the Minister has previously given notice in writing of such breach or default pursuant to paragraph 1 of condition 15.1 notwithstanding rectification of the previous breach or default; or
- 15.3 the licence fee referred to in condition 8 is unpaid for a period of 14 days after notice has been given to the licensee that it is outstanding; or
- 15.4 if the licensee is a body corporate, any of the following occur:
 - 15.4.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
 - 15.4.2 an order is made for the winding up or liquidation of the licensee;
 - 15.4.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;
 - 15.4.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or
 - 15.4.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets; or
- 15.5 if the licensee is an individual, the licensee:
 - 15.5.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or
 - 15.5.2 is convicted of an indictable offence.

Termination of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

16. *Interpretation*

Subject to any inconsistency of subject or context, the following rules of construction shall be used in the interpretation of this licence:

- 16.1 any word importing the plural includes the singular and *vice versa*;
- 16.2 any wording importing a gender shall include all other genders;
- 16.3 a reference to a body corporate shall include a natural person and *vice versa*;
- 16.4 a reference to a recital, party, clause, Schedule or Annexure is a reference to a recital, party, clause, Schedule or Annexure of this licence;
- 16.5 the captions, headings, section numbers and clause numbers appearing in this licence are inserted only as a matter of convenience and in no way affect the construction of this licence;
- 16.6 a reference to a statute shall include all statutes amending, consolidating or replacing the statutes referred to;
- 16.7 where two or more persons are named as licensees, this licence shall bind the licensees jointly and each of them severally; and

- 16.8 time is of the essence in respect of any obligation relating to time in this licence.

17. *Delegation*

Any consent, notice, any consultation or any other thing which is pursuant to the terms of this licence either required to be given, done or performed or which may be given, done or performed by the Minister may for the purposes of this licence be properly given, done or performed by any duly authorised agent or employee of the Minister.

18. *Severance*

If any term or condition of this licence should be for any reason unlawful, void, invalid or unenforceable then the offending term or condition shall be severed from this licence without affecting the validity or enforceability of the remainder of this licence.

19. *Modification*

No variation or addition to any provision of this licence shall be binding upon the Minister and the licensee unless such variation or addition is made in writing, signed by both the Minister and the licensee and expressed to be either supplemental to or in substitution for the whole or a part of this licence.

20. *Waiver*

- 20.1 A waiver of any provision of this licence by the Minister must both be in writing and be signed by the Minister or by persons duly authorised to execute such a document on the Minister's part.
- 20.2 No waiver by the Minister of a breach of a term or condition contained in this licence shall operate as a waiver of any breach of the same or any other term or condition contained in this licence.
- 20.3 No forbearance, delay or indulgence by the Minister in enforcing the provisions of this licence shall prejudice or restrict the rights of the Minister.

21. *Notices*

- 21.1 Notices may be served by delivering the same personally, by mail or facsimile transmission and shall be:
 - 21.1.1 in writing addressed to the Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 (in the case of the Minister) and to the address of the licensee set out above (in the case of the licensee);
 - 21.1.2 signed by or on behalf of the sender or by a person duly authorised in that regard by the sender;
 - 21.1.3 deemed to be duly served or made in the following circumstances:
 - (a) if delivered, upon delivery;
 - (b) if sending by mail, upon posting;
 - (c) if sent by facsimile transmission, upon the sender's facsimile producing a transmission report that the facsimile was satisfactorily sent in its entirety to the addressee's facsimile number,
 but if delivery is not made before 5p.m. on any day it shall be deemed to be received at 9 a.m. on the next day in that place.

- 21.2 The Minister and the licensee may each vary their address or facsimile number at any time by written notice.

Granted by the Deputy Chief Executive, delegate of the Minister, on 16 December 1999.

R. STEVENS, Deputy Chief Executive

The licensee hereby acknowledges and agrees to the terms and conditions of this licence.

Signed by the said N. L. PAULEY, Director
In the presence of: D. J. W. MITCHELL, Witness

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
394991E 6416955N	2.25
395044E 6416950N	
395014E 6416526N	
394961E 6416531N	

All structures, equipment, buoys and flotations (except for that required by the Department for Transport, Urban Planning and the Arts) must be black, dark grey, dark blue, dark brown, or dark green coloured materials.

The boundary of the site to be marked either with:

- (a) (1) At the corners with posts extending 900 mm above mean high water springs. Such posts to be marked with a St Andrews cross, each cross arm measuring 900 mm from tip to tip, minimum width 75 mm.
- (2) Posts to be not less than 125 mm in diameter.
- (3) Posts and crosses to be painted yellow.
- (4) The ends of each cross to be marked with a 200 mm strip of yellow retro-reflective tape.
- (5) Between the corner posts at intervals not exceeding 50 m, buoys not less than 300 mm in diameter.
- (6) All buoys, posts, crosses and markers must be maintained in good condition.
- or
- (b) (1) At each corner, yellow spar buoys with a St Andrews cross as a top mark placed at least 900 mm above the buoy, cross arms 900 mm long x 75 mm wide.
- (2) The buoys and topmarks must all be coloured yellow and marked with a yellow retro-reflective as in (a) (4).
- (3) All buoys, posts, crosses and markers must be maintained in good condition.

When the site is in navigable water and possible danger to navigation, lights must be placed on the top of each St Andrews cross that is located at each corner of the site and these lights must be yellow in colour and flashing once every 4 seconds and visible over an arc of 360 degrees for a distance of at least one mile.

Item 2—Marked-Off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee.]

White buoys of at least 12 inches in diameter must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1—Permitted Species

The Deputy Chief Executive as the delegate of the Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule.

Pacific Oysters (*Crassostrea gigas*)

Item 2—Permitted Farming Methods

Longlines

Each unit must not exceed 100 m in length and 2 m in width, and each unit must be at least 6 m from any other unit.

Item 3—Stocking Rates

Oysters

Size (mm)	Number per Hectare
3	2 500 000
10	1 600 000
20	1 100 000
30	750 000
40	500 000
50	350 000
60	200 000
70	150 000
80	100 000

SCHEDULE 3

Item 1—Fees

Annual licence fees are:

	\$
FRDC Levy per hectare 2.25 at \$12.50 each.....	28.13
EMP Fee per hectare 2.25 at \$22.96 each.....	51.66
Base Licence Fee per hectare 2.25 at \$57 each.....	128.25
SASQAP (classified area) per hectare 2.25 at \$60 each....	135.00
Total Annual Licence Fee	343.04
Quarterly Instalments.....	85.76

Item 2—Public Risk Insurance

Five million dollars (\$5 000 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

- Name of licensee.
- Address of licensee.
- Species of fish farmed and held on the site.
- Location of aquaculture operation.
- Period covered by return.
- Number of life stage of each species of fish held.
- Number, weight and value of each species of fish held.
- Details of any disease detected in any fish kept.
- Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
- If any fish were brought into the state, the number of fish and the life stage of the fish.
- If fish were brought into the state, the purpose for which they were brought in.
- Method of disposal of water and packaging use for transporting the fish.
- If any disease or symptom of disease occurred in the acquired fish.
- Method of disposal of diseased or dead fish and the number disposed of.
- Signature, date and telephone number.
- Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

FISHERIES ACT 1982: SECTION 50 (2)

TAKE notice that pursuant to section 50 (2) of the Fisheries Act 1982, I hereby authorise I. C. and C. M. Otto, Part Section 143, Hundred of Lincoln, Port Lincoln, S.A. 5606, (hereinafter referred to as the 'permit holder') to engage in the activities and to do the acts specified in Schedule 1, subject to the conditions specified in Schedule 2 from the date of this permit ending upon the expiration or earlier termination of Licence Number FM00134.

SCHEDULE 1

The importation and release of Pacific Oysters (*Crassostrea gigas*) within the waters defined by the following co-ordinates:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
535186E 6176443N	2
535250E 6176368N	
535115E 6176248N	
535047E 6176322N	

SCHEDULE 2

1. Fish obtained within South Australia for use in the fish farm shall only be obtained from registered fish farmers, licensed fishers or other persons approved by the Deputy Chief Executive.

2. The permit holder shall not import any live fish (ova, fry or adult) into South Australia unless the shipment has certification from an appropriate authority in the State from which they are obtained that they are free from all relevant notifiable diseases listed in Schedule 4 of the Fisheries (Exotic Fish, Fish Farming and Fish Diseases) Regulations 1984.

3. Any oysters brought into South Australia must undergo a soakage process whereby they are completely submerged in fresh water for a period of not less than 2 hours before being placed in the approved structures. Fresh water is deemed to be water suitable for human consumption or horticultural or agricultural use.

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

5. The permit holder must retain the copy of this permit which has been supplied by the Deputy Chief Executive, and if requested by a Fisheries and Aquaculture Officer, produce that permit for inspection.

Dated 16 December 1999.

R. STEVENS, Deputy Chief Executive, as delegate of the Director of Fisheries

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00134
(PREVIOUS LICENCE NO. F811)

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

WHEREAS the Deputy Chief Executive as the delegate of the Director of Fisheries has, pursuant to section 50 (2) of the Fisheries Act 1982 ('the Act'), issued a permit to the undermentioned licensee to release the fish specified in Item 1 of Schedule 2 of this licence ('the permitted species'), the Minister for Primary Industries, Natural Resources and Regional Development ('the Minister') hereby grants to:

I. C. and C. M. Otto
Part Section 143
Hundred of Lincoln
Port Lincoln, S.A. 5606,

a non-exclusive licence to occupy and use the waters specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 July 1999 and ending, subject to any earlier termination under this licence, on 30 June 2000 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. Licence

The parties acknowledge and agree that:

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

2. Marked-off Areas

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

3. Permitted Species

The licensee:

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

4. Permitted Use

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

5. Permitted Methods

The licensee:

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

6. Marking and Maintaining the Site

The licensee:

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

7. Site Inspection and Supervision

The licensee:

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

8. *Fees and Returns*

The licensee:

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

9. *Compliance With Relevant Laws*

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

10. *Public Risk Liability*

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

11. *Release*

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

12. *Public Risk Insurance*

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

13. *Guarantee or Indemnity Scheme*

The licensee must either:

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

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

14. *No Assignment*

The licensee acknowledges that this licence is personal and it must not assign or sublet or deal in any other way with any interest in this licence.

15. *Default by Licensee and Termination*

The Minister may terminate this licence immediately by notice in writing served on the licensee if:

- 15.1 the licensee commits or permits any breach or default of the obligations imposed on the licensee by this licence, and following the giving by the Minister of written notice of such breach or default, the licensee either fails to rectify such breach or default within one calendar month of the date of such notice (or earlier if the circumstances require) or fails to make diligent progress towards rectifying any such breach which is incapable of rectification within the time so limited; or
- 15.2 the licensee commits or permits any further breach or default of the obligations imposed on the licensee by this licence for which the Minister has previously given notice in writing of such breach or default pursuant to paragraph 1 of condition 15.1 notwithstanding rectification of the previous breach or default; or
- 15.3 the licence fee referred to in condition 8 is unpaid for a period of 14 days after notice has been given to the licensee that it is outstanding; or
- 15.4 if the licensee is a body corporate, any of the following occur:
 - 15.4.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
 - 15.4.2 an order is made for the winding up or liquidation of the licensee;
 - 15.4.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;
 - 15.4.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or
 - 15.4.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets; or
- 15.5 if the licensee is an individual, the licensee:
 - 15.5.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or
 - 15.5.2 is convicted of an indictable offence.

Termination of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

16. *Interpretation*

Subject to any inconsistency of subject or context, the following rules of construction shall be used in the interpretation of this licence:

- 16.1 any word importing the plural includes the singular and *vice versa*;
- 16.2 any wording importing a gender shall include all other genders;
- 16.3 a reference to a body corporate shall include a natural person and *vice versa*;
- 16.4 a reference to a recital, party, clause, Schedule or Annexure is a reference to a recital, party, clause, Schedule or Annexure of this licence;

- 16.5 the captions, headings, section numbers and clause numbers appearing in this licence are inserted only as a matter of convenience and in no way affect the construction of this licence;
- 16.6 a reference to a statute shall include all statutes amending, consolidating or replacing the statutes referred to;
- 16.7 where two or more persons are named as licensees, this licence shall bind the licensees jointly and each of them severally; and
- 16.8 time is of the essence in respect of any obligation relating to time in this licence.

17. Delegation

Any consent, notice, any consultation or any other thing which is pursuant to the terms of this licence either required to be given, done or performed or which may be given, done or performed by the Minister may for the purposes of this licence be properly given, done or performed by any duly authorised agent or employee of the Minister.

18. Severance

If any term or condition of this licence should be for any reason unlawful, void, invalid or unenforceable then the offending term or condition shall be severed from this licence without affecting the validity or enforceability of the remainder of this licence.

19. Modification

No variation of or addition to any provision of this licence shall be binding upon the Minister and the licensee unless such variation or addition is made in writing, signed by both the Minister and the licensee and expressed to be either supplemental to or in substitution for the whole or a part of this licence.

20. Waiver

- 20.1 A waiver of any provision of this licence by the Minister must both be in writing and be signed by the Minister or by persons duly authorised to execute such a document on the Minister's part.
- 20.2 No waiver by the Minister of a breach of a term or condition contained in this licence shall operate as a waiver of any breach of the same or any other term or condition contained in this licence.
- 20.3 No forbearance, delay or indulgence by the Minister in enforcing the provisions of this licence shall prejudice or restrict the rights of the Minister.

21. Notices

- 21.1 Notices may be served by delivering the same personally, by mail or facsimile transmission and shall be:
- 21.1.1 in writing addressed to the Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 (in the case of the Minister) and to the address of the licensee set out above (in the case of the licensee);
- 21.1.2 signed by or on behalf of the sender or by a person duly authorised in that regard by the sender;
- 21.1.3 deemed to be duly served or made in the following circumstances:
- (a) if delivered, upon delivery;
- (b) if sending by mail, upon posting;
- (c) if sent by facsimile transmission, upon the sender's facsimile producing a transmission report that the facsimile was satisfactorily sent in its entirety to the addressee's facsimile number,
- but if delivery is not made before 5p.m. on any day it shall be deemed to be received at 9 a.m. on the next day in that place.
- 21.2 The Minister and the licensee may each vary their address or facsimile number at any time by written notice.

Granted by the Deputy Chief Executive, delegate of the Minister, on 16 December 1999.

R. STEVENS, Deputy Chief Executive

The licensee hereby acknowledges and agrees to the terms and conditions of this licence.

Signed by the said I. C. OTTO, Director

In the presence of: P. LANDS, Witness

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
535186E 6176443N	2
535250E 6176368N	
535115E 6176248N	
535047E 6176322N	

All structures, equipment, buoys and flotations (except for that required by the Department for Transport, Urban Planning and the Arts) must be black, dark grey, dark blue, dark brown, or dark green coloured materials.

The boundary of the site to be marked either with:

- (a) (1) At the corners with posts extending 900 mm above mean high water springs. Such posts to be marked with a St Andrews cross, each cross arm measuring 900 mm from tip to tip, minimum width 75 mm.
- (2) Posts to be not less than 125 mm in diameter.
- (3) Posts and crosses to be painted yellow.
- (4) The ends of each cross to be marked with a 200 mm strip of yellow retro-reflective tape.
- (5) Between the corner posts at intervals not exceeding 50 m, buoys not less than 300 mm in diameter.
- (6) All buoys, posts, crosses and markers must be maintained in good condition.
- or
- (b) (1) At each corner, yellow spar buoys with a St Andrews cross as a top mark placed at least 900 mm above the buoy, cross arms 900 mm long x 75 mm wide.
- (2) The buoys and topmarks must all be coloured yellow and marked with a yellow retro-reflective as in (a) (4).
- (3) All buoys, posts, crosses and markers must be maintained in good condition.

When the site is in navigable water and possible danger to navigation, lights must be placed on the top of each St Andrews cross that is located at each corner of the site and these lights must be yellow in colour and flashing once every 4 seconds and visible over an arc of 360 degrees for a distance of at least one mile.

Item 2—Marked-Off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee.]

White buoys of at least 12 inches in diameter must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1 ~~3~~ Permitted Species

The Deputy Chief Executive as the delegate of the Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule.

Pacific Oysters (*Crassostrea gigas*)

Item 2 ~~3~~ Permitted Farming Methods

Longlines

Each unit must not exceed 100 m in length and 2 m in width, and each unit must be at least 6 m from any other unit.

Item 3—Stocking Rates

Size (mm)	Number per Hectare
3	2 500 000
10	1 600 000
20	1 100 000
30	750 000
40	500 000
50	350 000
60	200 000
70	150 000
80	100 000

SCHEDULE 3

Item 1—Fees

Annual licence fees are:

	\$
FRDC Levy per hectare 2 at \$12.50 each.....	25.00
EMP Fee per hectare 2 at \$22.96 each.....	45.92
Base Licence Fee per hectare 2 at \$57 each.....	114.00
SASQAP (classified area) per hectare 2 at \$60 each.....	120.00
Total Annual Licence Fee.....	304.92
Quarterly Instalments.....	76.23

Item 2—Public Risk Insurance

Five million dollars (\$5 000 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

1. Name of licensee.
2. Address of licensee.
3. Species of fish farmed and held on the site.
4. Location of aquaculture operation.
5. Period covered by return.
6. Number of life stage of each species of fish held.
7. Number, weight and value of each species of fish held.
8. Details of any disease detected in any fish kept.
9. Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
10. If any fish were brought into the state, the number of fish and the life stage of the fish.
11. If fish were brought into the state, the purpose for which they were brought in.
12. Method of disposal of water and packaging use for transporting the fish.
13. If any disease or symptom of disease occurred in the acquired fish.
14. Method of disposal of diseased or dead fish and the number disposed of.
15. Signature, date and telephone number.
16. Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

FISHERIES ACT 1982: SECTION 50 (2)

TAKE notice that pursuant to section 50 (2) of the Fisheries Act 1982, I hereby authorise Kym L. Clarke, 32 Victoria Crescent, Port Lincoln, S.A. 5606, (hereinafter referred to as the 'permit holder') to engage in the activities and to do the acts specified in Schedule 1, subject to the conditions specified in Schedule 2 from the date of this permit ending upon the expiration or earlier termination of Licence Number FM00138.

SCHEDULE 1

The importation and release of Native Oysters (*Ostrea angasi*) and Pacific Oysters (*Crassostrea gigas*) within the waters defined by the following co-ordinates:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
530652E 6177288N	2
530752E 6177310N	
530752E 6177510N	
530652E 6177488N	

SCHEDULE 2

1. Fish obtained within South Australia for use in the fish farm shall only be obtained from registered fish farmers, licensed fishers or other persons approved by the Deputy Chief Executive.

2. The permit holder shall not import any live fish (ova, fry or adult) into South Australia unless the shipment has certification from an appropriate authority in the State from which they are obtained that they are free from all relevant notifiable diseases listed in Schedule 4 of the Fisheries (Exotic Fish, Fish Farming and Fish Diseases) Regulations 1984.

3. Any oysters brought into South Australia must undergo a soakage process whereby they are completely submerged in fresh water for a period of not less than 2 hours before being placed in the approved structures. Fresh water is deemed to be water suitable for human consumption or horticultural or agricultural use.

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

5. The permit holder must retain the copy of this permit which has been supplied by the Deputy Chief Executive, and if requested by a Fisheries and Aquaculture Officer, produce that permit for inspection.

Dated 16 December 1999.

R. STEVENS, Deputy Chief Executive, as
delegate of the Director of Fisheries

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00138
(PREVIOUS LICENCE NO. F815)

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

WHEREAS the Deputy Chief Executive as the delegate of the Director of Fisheries has, pursuant to section 50 (2) of the Fisheries Act 1982 ('the Act'), issued a permit to the undermentioned licensee to release the fish specified in Item 1 of Schedule 2 of this licence ('the permitted species'), the Minister for Primary Industries, Natural Resources and Regional Development ('the Minister') hereby grants to:

Kym L. Clarke (12170)
32 Victoria Crescent
Port Lincoln, S.A. 5606,

a non-exclusive licence to occupy and use the waters specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 July 1999 and ending, subject to any earlier termination under this licence, on 30 June 2000 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. Licence

The parties acknowledge and agree that:

- 1.1 the rights, powers and privileges granted to or vested in the licensee under this licence are contractual only and shall not create or vest in the licensee any estate, interest or right of a proprietary nature in the site; and

- 1.2 that, subject to section 53A of the Fisheries Act 1982, this licence does not entitle the licensee to exclusive rights of entry to and occupation of the site and that the rights granted by this licence are exercisable by the licensee in common with any other occupiers of the site from time to time.

2. *Marked-off Areas*

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

3. *Permitted Species*

The licensee:

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

4. *Permitted Use*

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

5. *Permitted Methods*

The licensee:

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

6. *Marking and Maintaining the Site*

The licensee:

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

7. *Site Inspection and Supervision*

The licensee:

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

8. *Fees and Returns*

The licensee:

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

9. *Compliance With Relevant Laws*

- 9.1 the licensee must at all times comply with all laws, by-laws or regulations in force which relate to the site or the activities conducted in the site and with all notices, orders or requirements lawfully given or made by any authority or authorities in respect of the site;

- 9.2 in particular, without derogating from the general requirement under condition 9 of this licence:

- 9.2.1 the licensee must not do or permit to be done in upon or about the site anything which in the opinion of the Minister would cause or contribute to the degradation or pollution of any coastal land or the surrounding marine environment; and
- 9.2.2 in the event that the Minister is satisfied, on reasonable grounds, that the fish taken from the waters are not fit for human consumption or that consumption of fish taken from the waters could present a danger to the health of the consumer, the licensee must, in accordance with a written notice from the Minister, cease or suspend the conduct of the permitted use or else conduct the permitted use as directed within the notice.

10. *Public Risk Liability*

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

11. *Release*

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

12. *Public Risk Insurance*

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

13. *Guarantee or Indemnity Scheme*

The licensee must either:

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

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

14. *No Assignment*

The licensee acknowledges that this licence is personal and it must not assign or sublet or deal in any other way with any interest in this licence.

15. *Default by Licensee and Termination*

The Minister may terminate this licence immediately by notice in writing served on the licensee if:

- 15.1 the licensee commits or permits any breach or default of the obligations imposed on the licensee by this licence, and following the giving by the Minister of written notice of such breach or default, the licensee either fails to rectify such breach or default within one calendar month of the date of such notice (or earlier if the circumstances require) or fails to make diligent progress towards rectifying any such breach which is incapable of rectification within the time so limited; or
- 15.2 the licensee commits or permits any further breach or default of the obligations imposed on the licensee by this licence for which the Minister has previously

given notice in writing of such breach or default pursuant to paragraph 1 of condition 15.1 notwithstanding rectification of the previous breach or default; or

- 15.3 the licence fee referred to in condition 8 is unpaid for a period of 14 days after notice has been given to the licensee that it is outstanding; or
- 15.4 if the licensee is a body corporate, any of the following occur:
- 15.4.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
- 15.4.2 an order is made for the winding up or liquidation of the licensee;
- 15.4.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;
- 15.4.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or
- 15.4.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets; or
- 15.5 if the licensee is an individual, the licensee:
- 15.5.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or
- 15.5.2 is convicted of an indictable offence.

Termination of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

16. Interpretation

Subject to any inconsistency of subject or context, the following rules of construction shall be used in the interpretation of this licence:

- 16.1 any word importing the plural includes the singular and *vice versa*;
- 16.2 any wording importing a gender shall include all other genders;
- 16.3 a reference to a body corporate shall include a natural person and *vice versa*;
- 16.4 a reference to a recital, party, clause, Schedule or Annexure is a reference to a recital, party, clause, Schedule or Annexure of this licence;
- 16.5 the captions, headings, section numbers and clause numbers appearing in this licence are inserted only as a matter of convenience and in no way affect the construction of this licence;
- 16.6 a reference to a statute shall include all statutes amending, consolidating or replacing the statutes referred to;
- 16.7 where two or more persons are named as licensees, this licence shall bind the licensees jointly and each of them severally; and
- 16.8 time is of the essence in respect of any obligation relating to time in this licence.

17. Delegation

Any consent, notice, any consultation or any other thing which is pursuant to the terms of this licence either required to be given, done or performed or which may be given, done or performed by the Minister may for the purposes of this licence be properly given, done or performed by any duly authorised agent or employee of the Minister.

18. Severance

If any term or condition of this licence should be for any reason unlawful, void, invalid or unenforceable then the offending term or condition shall be severed from this licence without affecting the validity or enforceability of the remainder of this licence.

19. Modification

No variation of or addition to any provision of this licence shall be binding upon the Minister and the licensee unless such variation or addition is made in writing, signed by both the Minister and the licensee and expressed to be either supplemental to or in substitution for the whole or a part of this licence.

20. Waiver

- 20.1 A waiver of any provision of this licence by the Minister must both be in writing and be signed by the Minister or by persons duly authorised to execute such a document on the Minister's part.
- 20.2 No waiver by the Minister of a breach of a term or condition contained in this licence shall operate as a waiver of any breach of the same or any other term or condition contained in this licence.
- 20.3 No forbearance, delay or indulgence by the Minister in enforcing the provisions of this licence shall prejudice or restrict the rights of the Minister.

21. Notices

- 21.1 Notices may be served by delivering the same personally, by mail or facsimile transmission and shall be:
- 21.1.1 in writing addressed to the Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 (in the case of the Minister) and to the address of the licensee set out above (in the case of the licensee);
- 21.1.2 signed by or on behalf of the sender or by a person duly authorised in that regard by the sender;
- 21.1.3 deemed to be duly served or made in the following circumstances:
- (a) if delivered, upon delivery;
- (b) if sending by mail, upon posting;
- (c) if sent by facsimile transmission, upon the sender's facsimile producing a transmission report that the facsimile was satisfactorily sent in its entirety to the addressee's facsimile number,
- but if delivery is not made before 5p.m. on any day it shall be deemed to be received at 9 a.m. on the next day in that place.
- 21.2 The Minister and the licensee may each vary their address or facsimile number at any time by written notice.

Granted by the Deputy Chief Executive, delegate of the Minister on 16 December 1999.

R. STEVENS, Deputy Chief Executive

The licensee hereby acknowledges and agrees to the terms and conditions of this licence.

The Common Seal of Kym Clarke Investments Pty Ltd was hereunto affixed in the presence of:

(L.S.) K. L. CLARKE, Director
E. A. CLARKE, Witness

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
530652E 6177288N	2
530752E 6177310N	
530752E 6177510N	
530652E 6177488N	

All structures, equipment, buoys and flotations (except for that required by the Department for Transport, Urban Planning and the Arts) must be black, dark grey, dark blue, dark brown, or dark green coloured materials.

The boundary of the site to be marked either with:

- (a) (1) At the corners with posts extending 900 mm above mean high water springs. Such posts to be marked with a St Andrews cross, each cross arm measuring 900 mm from tip to tip, minimum width 75 mm.
- (2) Posts to be not less than 125 mm in diameter.
- (3) Posts and crosses to be painted yellow.
- (4) The ends of each cross to be marked with a 200 mm strip of yellow retro-reflective tape.
- (5) Between the corner posts at intervals not exceeding 50 m, buoys not less than 300 mm in diameter.
- (6) All buoys, posts, crosses and markers must be maintained in good condition.
- or
- (b) (1) At each corner, yellow spar buoys with a St Andrews cross as a top mark placed at least 900 mm above the buoy, cross arms 900 mm long x 75 mm wide.
- (2) The buoys and topmarks must all be coloured yellow and marked with a yellow retro-reflective as in (a) (4).
- (3) All buoys, posts, crosses and markers must be maintained in good condition.

When the site is in navigable water and possible danger to navigation, lights must be placed on the top of each St Andrews cross that is located at each corner of the site and these lights must be yellow in colour and flashing once every 4 seconds and visible over an arc of 360 degrees for a distance of at least one mile.

Item 2—Marked-Off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee.]

White buoys of at least 12 inches in diameter must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1—Permitted Species

The Deputy Chief Executive as the delegate of the Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule.

Native Oysters (*Ostrea angasi*)

Pacific Oysters (*Crassostrea gigas*)

Item 2—Permitted Farming Methods

Longlines

Each unit must not exceed 100 m in length and 2 m in width, and each unit must be at least 6 m from any other unit.

Item 3—Stocking Rates

Oysters

Size (mm)	Number per Hectare
3	2 500 000
10	1 600 000
20	1 100 000
30	750 000
40	500 000
50	350 000
60	200 000
70	150 000
80	100 000

SCHEDULE 3

Item 1—Fees

Annual licence fees are:

	\$
FRDC Levy per hectare 2 at \$12.50 each	25.00
EMP Fee per hectare 2 at \$22.96 each.....	45.92
Base Licence Fee per hectare 2 at \$57 each.....	114.00
SASQAP (classified area) per hectare 2 at \$60 each	120.00
Total Annual Licence Fee	304.92
Quarterly Instalments.....	76.23

Item 2—Public Risk Insurance

Five million dollars (\$5 000 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

- Name of licensee.
- Address of licensee.
- Species of fish farmed and held on the site.
- Location of aquaculture operation.
- Period covered by return.
- Number of life stage of each species of fish held.
- Number, weight and value of each species of fish held.
- Details of any disease detected in any fish kept.
- Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
- If any fish were brought into the state, the number of fish and the life stage of the fish.
- If fish were brought into the state, the purpose for which they were brought in.
- Method of disposal of water and packaging use for transporting the fish.
- If any disease or symptom of disease occurred in the acquired fish.
- Method of disposal of diseased or dead fish and the number disposed of.
- Signature, date and telephone number.
- Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

FISHERIES ACT 1982: SECTION 50 (2)

TAKE notice that pursuant to section 50 (2) of the Fisheries Act 1982, I hereby authorise Kym L. Clarke, 32 Victoria Crescent, Port Lincoln, S.A. 5606, (hereinafter referred to as the 'permit holder') to engage in the activities and to do the acts specified in Schedule 1, subject to the conditions specified in Schedule 2 from the date of this permit ending upon the expiration or earlier termination of Licence Number FM00139.

SCHEDULE 1

The importation and release of Native Oysters (*Ostrea angasi*) and Pacific Oysters (*Crassostrea gigas*) within the waters defined by the following co-ordinates:

Licensed Area	Licensed Hectare
AGD 66—Zone 53	
532717E 6176058N	1
532788E 6175988N	
532859E 6176058N	
532788E 6176129N	

SCHEDULE 2

1. Fish obtained within South Australia for use in the fish farm shall only be obtained from registered fish farmers, licensed fishers or other persons approved by the Deputy Chief Executive.

2. The permit holder shall not import any live fish (ova, fry or adult) into South Australia unless the shipment has certification from an appropriate authority in the State from which they are obtained that they are free from all relevant notifiable diseases listed in Schedule 4 of the Fisheries (Exotic Fish, Fish Farming and Fish Diseases) Regulations 1984.

3. Any oysters brought into South Australia must undergo a soakage process whereby they are completely submerged in fresh water for a period of not less than 2 hours before being placed in the approved structures. Fresh water is deemed to be water suitable for human consumption or horticultural or agricultural use.

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

5. The permit holder must retain the copy of this permit which has been supplied by the Deputy Chief Executive, and if requested by a Fisheries and Aquaculture Officer, produce that permit for inspection.

Dated 16 December 1999.

R. STEVENS, Deputy Chief Executive, as delegate of the Director of Fisheries

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00139
(PREVIOUS LICENCE NO. F816)

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

WHEREAS the Deputy Chief Executive as the delegate of the Director of Fisheries has, pursuant to section 50 (2) of the Fisheries Act 1982 ('the Act'), issued a permit to the undermentioned licensee to release the fish specified in Item 1 of Schedule 2 of this licence ('the permitted species'), the Minister for Primary Industries, Natural Resources and Regional Development ('the Minister') hereby grants to:

Kym L. Clarke (12170)
32 Victoria Crescent
Port Lincoln, S.A. 5606,

a non-exclusive licence to occupy and use the waters specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 July 1999 and ending, subject to any earlier termination under this licence, on 30 June 2000 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. Licence

The parties acknowledge and agree that:

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

2. Marked-off Areas

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

3. Permitted Species

The licensee:

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

4. Permitted Use

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

5. Permitted Methods

The licensee:

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

6. Marking and Maintaining the Site

The licensee:

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

7. Site Inspection and Supervision

The licensee:

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

8. Fees and Returns

The licensee:

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

9. Compliance With Relevant Laws

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

10. Public Risk Liability

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

11. Release

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

12. Public Risk Insurance

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

13. Guarantee or Indemnity Scheme

The licensee must either:

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

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

14. No Assignment

The licensee acknowledges that this licence is personal and it must not assign or sublet or deal in any other way with any interest in this licence.

15. Default by Licensee and Termination

The Minister may terminate this licence immediately by notice in writing served on the licensee if:

- 15.1 the licensee commits or permits any breach or default of the obligations imposed on the licensee by this licence, and following the giving by the Minister of written notice of such breach or default, the licensee either fails to rectify such breach or default within one calendar month of the date of such notice (or earlier if the circumstances require) or fails to make diligent progress towards rectifying any such breach which is incapable of rectification within the time so limited; or
- 15.2 the licensee commits or permits any further breach or default of the obligations imposed on the licensee by this licence for which the Minister has previously given notice in writing of such breach or default pursuant to paragraph 1 of condition 15.1 notwithstanding rectification of the previous breach or default; or
- 15.3 the licence fee referred to in condition 8 is unpaid for a period of 14 days after notice has been given to the licensee that it is outstanding; or
- 15.4 if the licensee is a body corporate, any of the following occur:
 - 15.4.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
 - 15.4.2 an order is made for the winding up or liquidation of the licensee;
 - 15.4.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;
 - 15.4.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or
 - 15.4.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets; or
- 15.5 if the licensee is an individual, the licensee:
 - 15.5.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or
 - 15.5.2 is convicted of an indictable offence.

Termination of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

16. Interpretation

Subject to any inconsistency of subject or context, the following rules of construction shall be used in the interpretation of this licence:

- 16.1 any word importing the plural includes the singular and *vice versa*;
- 16.2 any wording importing a gender shall include all other genders;
- 16.3 a reference to a body corporate shall include a natural person and *vice versa*;
- 16.4 a reference to a recital, party, clause, Schedule or Annexure is a reference to a recital, party, clause, Schedule or Annexure of this licence;

- 16.5 the captions, headings, section numbers and clause numbers appearing in this licence are inserted only as a matter of convenience and in no way affect the construction of this licence;
- 16.6 a reference to a statute shall include all statutes amending, consolidating or replacing the statutes referred to;
- 16.7 where two or more persons are named as licensees, this licence shall bind the licensees jointly and each of them severally; and
- 16.8 time is of the essence in respect of any obligation relating to time in this licence.

17. Delegation

Any consent, notice, any consultation or any other thing which is pursuant to the terms of this licence either required to be given, done or performed or which may be given, done or performed by the Minister may for the purposes of this licence be properly given, done or performed by any duly authorised agent or employee of the Minister.

18. Severance

If any term or condition of this licence should be for any reason unlawful, void, invalid or unenforceable then the offending term or condition shall be severed from this licence without affecting the validity or enforceability of the remainder of this licence.

19. Modification

No variation of or addition to any provision of this licence shall be binding upon the Minister and the licensee unless such variation or addition is made in writing, signed by both the Minister and the licensee and expressed to be either supplemental to or in substitution for the whole or a part of this licence.

20. Waiver

- 20.1 A waiver of any provision of this licence by the Minister must both be in writing and be signed by the Minister or by persons duly authorised to execute such a document on the Minister's part.
- 20.2 No waiver by the Minister of a breach of a term or condition contained in this licence shall operate as a waiver of any breach of the same or any other term or condition contained in this licence.
- 20.3 No forbearance, delay or indulgence by the Minister in enforcing the provisions of this licence shall prejudice or restrict the rights of the Minister.

21. Notices

- 21.1 Notices may be served by delivering the same personally, by mail or facsimile transmission and shall be:
- 21.1.1 in writing addressed to the Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 (in the case of the Minister) and to the address of the licensee set out above (in the case of the licensee);
- 21.1.2 signed by or on behalf of the sender or by a person duly authorised in that regard by the sender;
- 21.1.3 deemed to be duly served or made in the following circumstances:
- (a) if delivered, upon delivery;
- (b) if sending by mail, upon posting;
- (c) if sent by facsimile transmission, upon the sender's facsimile producing a transmission report that the facsimile was satisfactorily sent in its entirety to the addressee's facsimile number,
- but if delivery is not made before 5p.m. on any day it shall be deemed to be received at 9 a.m. on the next day in that place.
- 21.2 The Minister and the licensee may each vary their address or facsimile number at any time by written notice.

Granted by the Deputy Chief Executive, delegate of the Minister, on 16 December 1999.

R. STEVENS, Deputy Chief Executive

The licensee hereby acknowledges and agrees to the terms and conditions of this licence.

The Common Seal of Kym Clarke Investments Pty Ltd was hereunto affixed in the presence of:

(L.S.) K. L. CLARKE, Director
E. A. CLARKE, Witness

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectare
AGD 66—Zone 53	
532717E 6176058N	1
532788E 6175988N	
532859E 6176058N	
532788E 6176129N	

All structures, equipment, buoys and flotations (except for that required by the Department for Transport, Urban Planning and the Arts) must be black, dark grey, dark blue, dark brown, or dark green coloured materials.

The boundary of the site to be marked either with:

- (a) (1) At the corners with posts extending 900 mm above mean high water springs. Such posts to be marked with a St Andrews cross, each cross arm measuring 900 mm from tip to tip, minimum width 75 mm.
- (2) Posts to be not less than 125 mm in diameter.
- (3) Posts and crosses to be painted yellow.
- (4) The ends of each cross to be marked with a 200 mm strip of yellow retro-reflective tape.
- (5) Between the corner posts at intervals not exceeding 50 m, buoys not less than 300 mm in diameter.
- (6) All buoys, posts, crosses and markers must be maintained in good condition.
- or
- (b) (1) At each corner, yellow spar buoys with a St Andrews cross as a top mark placed at least 900 mm above the buoy, cross arms 900 mm long x 75 mm wide.
- (2) The buoys and topmarks must all be coloured yellow and marked with a yellow retro-reflective as in (a) (4).
- (3) All buoys, posts, crosses and markers must be maintained in good condition.

When the site is in navigable water and possible danger to navigation, lights must be placed on the top of each St Andrews cross that is located at each corner of the site and these lights must be yellow in colour and flashing once every 4 seconds and visible over an arc of 360 degrees for a distance of at least one mile.

Item 2—Marked-Off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee.]

White buoys of at least 12 inches in diameter must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1 $\frac{3}{4}$ Permitted Species

The Deputy Chief Executive as the delegate of the Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule.

Native Oysters (*Ostrea angasi*)

Pacific Oysters (*Crassostrea gigas*)

Item 2 $\frac{3}{4}$ Permitted Farming Methods

Longlines

Each unit must not exceed 100 m in length and 2 m in width, and each unit must be at least 6 m from any other unit.

Item 3 $\frac{3}{4}$ Stocking Rates

<i>Oysters</i>	
Size (mm)	Number per Hectare
3	2 500 000
10	1 600 000
20	1 100 000
30	750 000
40	500 000
50	350 000
60	200 000
70	150 000
80	100 000

SCHEDULE 3

Item 1—Fees

Annual licence fees are:

	\$
FRDC Levy per hectare 1 at \$12.50 each.....	12.50
EMP Fee per hectare 1 at \$22.96 each.....	22.96
Base Licence Fee per hectare 1 at \$57 each.....	57.00
SASQAP (classified area) per hectare 1 at \$60 each.....	60.00
Total Annual Licence Fee.....	152.46
Quarterly Instalments.....	38.12

Item 2—Public Risk Insurance

Five million dollars (\$5 000 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

1. Name of licensee.
2. Address of licensee.
3. Species of fish farmed and held on the site.
4. Location of aquaculture operation.
5. Period covered by return.
6. Number of life stage of each species of fish held.
7. Number, weight and value of each species of fish held.
8. Details of any disease detected in any fish kept.
9. Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
10. If any fish were brought into the state, the number of fish and the life stage of the fish.
11. If fish were brought into the state, the purpose for which they were brought in.
12. Method of disposal of water and packaging use for transporting the fish.
13. If any disease or symptom of disease occurred in the acquired fish.
14. Method of disposal of diseased or dead fish and the number disposed of.
15. Signature, date and telephone number.
16. Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

FISHERIES ACT 1982: SECTION 50 (2)

TAKE notice that pursuant to section 50 (2) of the Fisheries Act 1982, I hereby authorise B. J. Lawrence, 8 Kaye Drive, Port Lincoln, S.A. 5606 (hereinafter referred to as the 'permit holder') to engage in the activities and to do the acts specified in Schedule 1, subject to the conditions specified in Schedule 2 from the date of this permit ending upon the expiration or earlier termination of Licence Number FM00145.

SCHEDULE 1

The importation and release of Pacific Oysters (*Crassostrea gigas*) within the waters defined by the following co-ordinates:

Licensed Area		Licensed Hectare
AGD 66—Zone 53		
532661E	6175832N	1
532732E	6175761N	
532802E	6175832N	
532732E	6175903N	

SCHEDULE 2

1. Fish obtained within South Australia for use in the fish farm shall only be obtained from registered fish farmers, licensed fishers or other persons approved by the Deputy Chief Executive.

2. The permit holder shall not import any live fish (ova, fry or adult) into South Australia unless the shipment has certification from an appropriate authority in the State from which they are obtained that they are free from all relevant notifiable diseases listed in Schedule 4 of the Fisheries (Exotic Fish, Fish Farming and Fish Diseases) Regulations 1984.

3. Any oysters brought into South Australia must undergo a soakage process whereby they are completely submerged in fresh water for a period of not less than 2 hours before being placed in the approved structures. Fresh water is deemed to be water suitable for human consumption or horticultural or agricultural use.

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

5. The permit holder must retain the copy of this permit which has been supplied by the Deputy Chief Executive, and if requested by a Fisheries and Aquaculture Officer, produce that permit for inspection.

Dated 16 December 1999.

R. STEVENS, Deputy Chief Executive, as
delegate of the Director of Fisheries

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00145
(PREVIOUS LICENCE NO. F826)

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

WHEREAS the Deputy Chief Executive as the delegate of the Director of Fisheries has, pursuant to section 50 (2) of the Fisheries Act 1982 ('the Act'), issued a permit to the undermentioned licensee to release the fish specified in Item 1 of Schedule 2 of this licence ('the permitted species'), the Minister for Primary Industries, Natural Resources and Regional Development ('the Minister') hereby grants to:

B. J. Lawrence (12174)
8 Kaye Drive
Port Lincoln, S.A. 5606,

a non-exclusive licence to occupy and use the waters specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 July 1999 and ending, subject to any earlier termination under this licence, on 30 June 2000 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. *Licence*

The parties acknowledge and agree that:

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

2. *Marked-off Areas*

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

3. *Permitted Species*

The licensee:

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

4. *Permitted Use*

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

5. *Permitted Methods*

The licensee:

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

6. *Marking and Maintaining the Site*

The licensee:

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

7. *Site Inspection and Supervision*

The licensee:

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

8. *Fees and Returns*

The licensee:

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

9. *Compliance With Relevant Laws*

- 9.1 the licensee must at all times comply with all laws, by-laws or regulations in force which relate to the site or the activities conducted in the site and with all notices, orders or requirements lawfully given or made by any authority or authorities in respect of the site;
- 9.2 in particular, without derogating from the general requirement under condition 9 of this licence:
 - 9.2.1 the licensee must not do or permit to be done in upon or about the site anything which in the opinion of the Minister would cause or contribute to the degradation or pollution of any coastal land or the surrounding marine environment; and

- 9.2.2 in the event that the Minister is satisfied, on reasonable grounds, that the fish taken from the waters are not fit for human consumption or that consumption of fish taken from the waters could present a danger to the health of the consumer, the licensee must, in accordance with a written notice from the Minister, cease or suspend the conduct of the permitted use or else conduct the permitted use as directed within the notice.

10. *Public Risk Liability*

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

11. *Release*

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

12. *Public Risk Insurance*

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

13. *Guarantee or Indemnity Scheme*

The licensee must either:

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

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

14. *No Assignment*

The licensee acknowledges that this licence is personal and it must not assign or sublet or deal in any other way with any interest in this licence.

15. *Default by Licensee and Termination*

The Minister may terminate this licence immediately by notice in writing served on the licensee if:

- 15.1 the licensee commits or permits any breach or default of the obligations imposed on the licensee by this licence, and following the giving by the Minister of written notice of such breach or default, the licensee either fails to rectify such breach or default within one calendar month of the date of such notice (or earlier if the circumstances require) or fails to make diligent progress towards rectifying any such breach which is incapable of rectification within the time so limited; or
- 15.2 the licensee commits or permits any further breach or default of the obligations imposed on the licensee by this licence for which the Minister has previously given notice in writing of such breach or default pursuant to paragraph 1 of condition 15.1 notwithstanding rectification of the previous breach or default; or
- 15.3 the licence fee referred to in condition 8 is unpaid for a period of 14 days after notice has been given to the licensee that it is outstanding; or

- 15.4 if the licensee is a body corporate, any of the following occur:
- 15.4.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
- 15.4.2 an order is made for the winding up or liquidation of the licensee;
- 15.4.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;
- 15.4.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or
- 15.4.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets; or
- 15.5 if the licensee is an individual, the licensee:
- 15.5.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or
- 15.5.2 is convicted of an indictable offence.

Termination of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

16. Interpretation

Subject to any inconsistency of subject or context, the following rules of construction shall be used in the interpretation of this licence:

- 16.1 any word importing the plural includes the singular and *vice versa*;
- 16.2 any wording importing a gender shall include all other genders;
- 16.3 a reference to a body corporate shall include a natural person and *vice versa*;
- 16.4 a reference to a recital, party, clause, Schedule or Annexure is a reference to a recital, party, clause, Schedule or Annexure of this licence;
- 16.5 the captions, headings, section numbers and clause numbers appearing in this licence are inserted only as a matter of convenience and in no way affect the construction of this licence;
- 16.6 a reference to a statute shall include all statutes amending, consolidating or replacing the statutes referred to;
- 16.7 where two or more persons are named as licensees, this licence shall bind the licensees jointly and each of them severally; and
- 16.8 time is of the essence in respect of any obligation relating to time in this licence.

17. Delegation

Any consent, notice, any consultation or any other thing which is pursuant to the terms of this licence either required to be given, done or performed or which may be given, done or performed by the Minister may for the purposes of this licence be properly given, done or performed by any duly authorised agent or employee of the Minister.

18. Severance

If any term or condition of this licence should be for any reason unlawful, void, invalid or unenforceable then the offending term or condition shall be severed from this licence without affecting the validity or enforceability of the remainder of this licence.

19. Modification

No variation of or addition to any provision of this licence shall be binding upon the Minister and the licensee unless such variation or addition is made in writing, signed by both the Minister and the licensee and expressed to be either supplemental to or in substitution for the whole or a part of this licence.

20. Waiver

- 20.1 A waiver of any provision of this licence by the Minister must both be in writing and be signed by the Minister or by persons duly authorised to execute such a document on the Minister's part.
- 20.2 No waiver by the Minister of a breach of a term or condition contained in this licence shall operate as a waiver of any breach of the same or any other term or condition contained in this licence.
- 20.3 No forbearance, delay or indulgence by the Minister in enforcing the provisions of this licence shall prejudice or restrict the rights of the Minister.

21. Notices

- 21.1 Notices may be served by delivering the same personally, by mail or facsimile transmission and shall be:
- 21.1.1 in writing addressed to the Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 (in the case of the Minister) and to the address of the licensee set out above (in the case of the licensee);
- 21.1.2 signed by or on behalf of the sender or by a person duly authorised in that regard by the sender;
- 21.1.3 deemed to be duly served or made in the following circumstances:
- (a) if delivered, upon delivery;
- (b) if sending by mail, upon posting;
- (c) if sent by facsimile transmission, upon the sender's facsimile producing a transmission report that the facsimile was satisfactorily sent in its entirety to the addressee's facsimile number,
- but if delivery is not made before 5 p.m. on any day it shall be deemed to be received at 9 a.m. on the next day in that place.
- 21.2 The Minister and the licensee may each vary their address or facsimile number at any time by written notice.

Granted by the Deputy Chief Executive, delegate of the Minister, on 16 December 1999.

R. STEVENS, Deputy Chief Executive

The licensee hereby acknowledges and agrees to the terms and conditions of this licence.

Signed by the said B. J. LAWRENCE, Director
In the presence of: D. J. LAWRENCE, Witness

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectare
AGD 66—Zone 53	
532661E 6175832N	1
532732E 6175761N	
532802E 6175832N	
532732E 6175903N	

All structures, equipment, buoys and flotations (except for that required by the Department for Transport, Urban Planning and the Arts) must be black, dark grey, dark blue, dark brown, or dark green coloured materials.

The boundary of the site to be marked either with:

- (a) (1) At the corners with posts extending 900 mm above mean high water springs. Such posts to be marked with a St Andrews cross, each cross arm measuring 900 mm from tip to tip, minimum width 75 mm.

- (2) Posts to be not less than 125 mm in diameter.
 (3) Posts and crosses to be painted yellow.
 (4) The ends of each cross to be marked with a 200 mm strip of yellow retro-reflective tape.
 (5) Between the corner posts at intervals not exceeding 50 m, buoys not less than 300 mm in diameter.
 (6) All buoys, posts, crosses and markers must be maintained in good condition.

or

- (b) (1) At each corner, yellow spar buoys with a St Andrews cross as a top mark placed at least 900 mm above the buoy, cross arms 900 mm long x 75 mm wide.
 (2) The buoys and topmarks must all be coloured yellow and marked with a yellow retro-reflective as in (a) (4).
 (3) All buoys, posts, crosses and markers must be maintained in good condition.

When the site is in navigable water and possible danger to navigation, lights must be placed on the top of each St Andrews cross that is located at each corner of the site and these lights must be yellow in colour and flashing once every 4 seconds and visible over an arc of 360 degrees for a distance of at least one mile.

Item 2—Marked-Off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee.]

White buoys of at least 12 inches in diameter must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1—Permitted Species

The Deputy Chief Executive as the delegate of the Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule.

Pacific Oysters (*Crassostrea gigas*)

Item 2—Permitted Farming Methods

Longlines

Each unit must not exceed 100 m in length and 2 m in width, and each unit must be at least 6 m from any other unit.

Item 3—Stocking Rates

Oysters

Size (mm)	Number per Hectare
3	2 500 000
10	1 600 000
20	1 100 000
30	750 000
40	500 000
50	350 000
60	200 000
70	150 000
80	100 000

SCHEDULE 3

Item 1—Fees

Annual licence fees are:

	\$
FRDC Levy per hectare 1 at \$12.50 each.....	12.50
EMP Fee per hectare 1 at \$22.96 each.....	22.96
Base Licence Fee per hectare 1 at \$57 each.....	57.00
SASQAP (classified area) per hectare 1 at \$60 each.....	60.00
Total Annual Licence Fee.....	152.46
Quarterly Instalments.....	38.12

Item 2—Public Risk Insurance

Five million dollars (\$5 000 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

- Name of licensee.
- Address of licensee.
- Species of fish farmed and held on the site.
- Location of aquaculture operation.
- Period covered by return.
- Number of life stage of each species of fish held.
- Number, weight and value of each species of fish held.
- Details of any disease detected in any fish kept.
- Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
- If any fish were brought into the state, the number of fish and the life stage of the fish.
- If fish were brought into the state, the purpose for which they were brought in.
- Method of disposal of water and packaging use for transporting the fish.
- If any disease or symptom of disease occurred in the acquired fish.
- Method of disposal of diseased or dead fish and the number disposed of.
- Signature, date and telephone number.
- Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

FISHERIES ACT 1982: SECTION 50 (2)

TAKE notice that pursuant to section 50 (2) of the Fisheries Act 1982, I hereby authorise B. J. Lawrence, 8 Kaye Drive, Port Lincoln, S.A. 5606, (hereinafter referred to as the 'permit holder') to engage in the activities and to do the acts specified in Schedule 1, subject to the conditions specified in Schedule 2 from the date of this permit ending upon the expiration or earlier termination of Licence Number FM00146.

SCHEDULE 1

The importation and release of Native Oysters (*Ostrea angasi*) and Pacific Oysters (*Crassostrea gigas*) within the waters defined by the following co-ordinates:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
531459E 6177465N	2
531512E 6177522N	
531512E 6177678N	
531412E 6177678N	
531412E 6177455N	

SCHEDULE 2

1. Fish obtained within South Australia for use in the fish farm shall only be obtained from registered fish farmers, licensed fishers or other persons approved by the Deputy Chief Executive.

2. The permit holder shall not import any live fish (ova, fry or adult) into South Australia unless the shipment has certification from an appropriate authority in the State from which they are obtained that they are free from all relevant notifiable diseases listed in Schedule 4 of the Fisheries (Exotic Fish, Fish Farming and Fish Diseases) Regulations 1984.

3. Any oysters brought into South Australia must undergo a soakage process whereby they are completely submerged in fresh water for a period of not less than 2 hours before being placed in the approved structures. Fresh water is deemed to be water suitable for human consumption or horticultural or agricultural use.

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

5. The permit holder must retain the copy of this permit which has been supplied by the Deputy Chief Executive, and if requested by a Fisheries and Aquaculture Officer, produce that permit for inspection.

Dated 16 December 1999.

R. STEVENS, Deputy Chief Executive, as
delegate of the Director of Fisheries

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00146
(PREVIOUS LICENCE NO. F827)

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

WHEREAS the Deputy Chief Executive as the delegate of the Director of Fisheries has, pursuant to section 50 (2) of the Fisheries Act 1982 ('the Act'), issued a permit to the undermentioned licensee to release the fish specified in Item 1 of Schedule 2 of this licence ('the permitted species'), the Minister for Primary Industries, Natural Resources and Regional Development ('the Minister') hereby grants to:

B. J. Lawrence (12174)
8 Kaye Drive
Port Lincoln, S.A. 5606,

a non-exclusive licence to occupy and use the waters specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 July 1999 and ending, subject to any earlier termination under this licence, on 30 June 2000 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. Licence

The parties acknowledge and agree that:

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

2. Marked-off Areas

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

3. Permitted Species

The licensee:

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

4. Permitted Use

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

5. Permitted Methods

The licensee:

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

6. Marking and Maintaining the Site

The licensee:

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

7. Site Inspection and Supervision

The licensee:

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

8. Fees and Returns

The licensee:

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

9. Compliance With Relevant Laws

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

10. Public Risk Liability

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

11. Release

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

12. Public Risk Insurance

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

13. Guarantee or Indemnity Scheme

The licensee must either:

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

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

14. No Assignment

The licensee acknowledges that this licence is personal and it must not assign or sublet or deal in any other way with any interest in this licence.

15. Default by Licensee and Termination

The Minister may terminate this licence immediately by notice in writing served on the licensee if:

- 15.1 the licensee commits or permits any breach or default of the obligations imposed on the licensee by this licence, and following the giving by the Minister of written notice of such breach or default, the licensee either fails to rectify such breach or default within one calendar month of the date of such notice (or earlier if the circumstances require) or fails to make diligent progress towards rectifying any such breach which is incapable of rectification within the time so limited; or
- 15.2 the licensee commits or permits any further breach or default of the obligations imposed on the licensee by this licence for which the Minister has previously given notice in writing of such breach or default pursuant to paragraph 1 of condition 15.1 notwithstanding rectification of the previous breach or default; or
- 15.3 the licence fee referred to in condition 8 is unpaid for a period of 14 days after notice has been given to the licensee that it is outstanding; or
- 15.4 if the licensee is a body corporate, any of the following occur:
 - 15.4.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;

15.4.2 an order is made for the winding up or liquidation of the licensee;

15.4.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;

15.4.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or

15.4.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets; or

15.5 if the licensee is an individual, the licensee:

15.5.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or

15.5.2 is convicted of an indictable offence.

Termination of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

16. Interpretation

Subject to any inconsistency of subject or context, the following rules of construction shall be used in the interpretation of this licence:

- 16.1 any word importing the plural includes the singular and *vice versa*;
- 16.2 any wording importing a gender shall include all other genders;
- 16.3 a reference to a body corporate shall include a natural person and *vice versa*;
- 16.4 a reference to a recital, party, clause, Schedule or Annexure is a reference to a recital, party, clause, Schedule or Annexure of this licence;
- 16.5 the captions, headings, section numbers and clause numbers appearing in this licence are inserted only as a matter of convenience and in no way affect the construction of this licence;
- 16.6 a reference to a statute shall include all statutes amending, consolidating or replacing the statutes referred to;
- 16.7 where two or more persons are named as licensees, this licence shall bind the licensees jointly and each of them severally; and
- 16.8 time is of the essence in respect of any obligation relating to time in this licence.

17. Delegation

Any consent, notice, any consultation or any other thing which is pursuant to the terms of this licence either required to be given, done or performed or which may be given, done or performed by the Minister may for the purposes of this licence be properly given, done or performed by any duly authorised agent or employee of the Minister.

18. Severance

If any term or condition of this licence should be for any reason unlawful, void, invalid or unenforceable then the offending term or condition shall be severed from this licence without affecting the validity or enforceability of the remainder of this licence.

19. Modification

No variation of or addition to any provision of this licence shall be binding upon the Minister and the licensee unless such variation or addition is made in writing, signed by both the Minister and the licensee and expressed to be either supplemental to or in substitution for the whole or a part of this licence.

20. Waiver

- 20.1 A waiver of any provision of this licence by the Minister must both be in writing and be signed by the Minister or by persons duly authorised to execute such a document on the Minister's part.
- 20.2 No waiver by the Minister of a breach of a term or condition contained in this licence shall operate as a waiver of any breach of the same or any other term or condition contained in this licence.
- 20.3 No forbearance, delay or indulgence by the Minister in enforcing the provisions of this licence shall prejudice or restrict the rights of the Minister.

21. Notices

- 21.1 Notices may be served by delivering the same personally, by mail or facsimile transmission and shall be:
 - 21.1.1 in writing addressed to the Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 (in the case of the Minister) and to the address of the licensee set out above (in the case of the licensee);
 - 21.1.2 signed by or on behalf of the sender or by a person duly authorised in that regard by the sender;
 - 21.1.3 deemed to be duly served or made in the following circumstances:
 - (a) if delivered, upon delivery;
 - (b) if sending by mail, upon posting;
 - (c) if sent by facsimile transmission, upon the sender's facsimile producing a transmission report that the facsimile was satisfactorily sent in its entirety to the addressee's facsimile number,
 but if delivery is not made before 5p.m. on any day it shall be deemed to be received at 9 a.m. on the next day in that place.
- 21.2 The Minister and the licensee may each vary their address or facsimile number at any time by written notice.

Granted by the Deputy Chief Executive, delegate of the Minister, on 16 December 1999.

R. STEVENS, Deputy Chief Executive

The licensee hereby acknowledges and agrees to the terms and conditions of this licence.

Signed by the said B. J. LAWRENCE, Director
In the presence of: D. J. LAWRENCE, Witness

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
531459E 6177465N	2
531512E 6177522N	
531512E 6177678N	
531412E 6177678N	
531412E 6177455N	

All structures, equipment, buoys and flotations (except for that required by the Department for Transport, Urban Planning and the Arts) must be black, dark grey, dark blue, dark brown, or dark green coloured materials.

The boundary of the site to be marked either with:

- (a) (1) At the corners with posts extending 900 mm above mean high water springs. Such posts to be marked with a St Andrews cross, each cross arm measuring 900 mm from tip to tip, minimum width 75 mm.

- (2) Posts to be not less than 125 mm in diameter.
- (3) Posts and crosses to be painted yellow.
- (4) The ends of each cross to be marked with a 200 mm strip of yellow retro-reflective tape.
- (5) Between the corner posts at intervals not exceeding 50 m, buoys not less than 300 mm in diameter.
- (6) All buoys, posts, crosses and markers must be maintained in good condition.

- or
- (b) (1) At each corner, yellow spar buoys with a St Andrews cross as a top mark placed at least 900 mm above the buoy, cross arms 900 mm long x 75 mm wide.
 - (2) The buoys and topmarks must all be coloured yellow and marked with a yellow retro-reflective as in (a) (4).
 - (3) All buoys, posts, crosses and markers must be maintained in good condition.

When the site is in navigable water and possible danger to navigation, lights must be placed on the top of each St Andrews cross that is located at each corner of the site and these lights must be yellow in colour and flashing once every 4 seconds and visible over an arc of 360 degrees for a distance of at least one mile.

Item 2—Marked-Off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee.]

White buoys of at least 12 inches in diameter must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1—Permitted Species

The Deputy Chief Executive as the delegate of the Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule.

Pacific Oysters (*Crassostrea gigas*)

Item 2—Permitted Farming Methods

Longlines

Each unit must not exceed 100 m in length and 2 m in width, and each unit must be at least 6 m from any other unit.

Item 3—Stocking Rates

Oysters

Size (mm)	Number per Hectare
3	2 500 000
10	1 600 000
20	1 100 000
30	750 000
40	500 000
50	350 000
60	200 000
70	150 000
80	100 000

SCHEDULE 3

Item 1—Fees

Annual licence fees are:

	\$
FRDC Levy per hectare 2 at \$12.50 each	25.00
EMP Fee per hectare 2 at \$22.96 each.....	45.92
Base Licence Fee per hectare 2 at \$57 each.....	114.00
SASQAP (classified area) per hectare 2 at \$60 each	120.00
Total Annual Licence Fee	304.92
Quarterly Instalments.....	76.23

Item 2—Public Risk Insurance

Five million dollars (\$5 000 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

1. Name of licensee.
2. Address of licensee.
3. Species of fish farmed and held on the site.
4. Location of aquaculture operation.
5. Period covered by return.
6. Number of life stage of each species of fish held.
7. Number, weight and value of each species of fish held.
8. Details of any disease detected in any fish kept.
9. Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
10. If any fish were brought into the state, the number of fish and the life stage of the fish.
11. If fish were brought into the state, the purpose for which they were brought in.
12. Method of disposal of water and packaging use for transporting the fish.
13. If any disease or symptom of disease occurred in the acquired fish.
14. Method of disposal of diseased or dead fish and the number disposed of.
15. Signature, date and telephone number.
16. Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

FISHERIES ACT 1982: SECTION 50 (2)

TAKE notice that pursuant to section 50 (2) of the Fisheries Act 1982, I hereby authorise Kym L. Clarke, 32 Victoria Crescent, Port Lincoln, S.A. 5606 (hereinafter referred to as the 'permit holder') to engage in the activities and to do the acts specified in Schedule 1, subject to the conditions specified in Schedule 2 from the date of this permit ending upon the expiration or earlier termination of Licence Number FM00313.

SCHEDULE 1

The importation and release of Pacific Oysters (*Crassostrea gigas*) within the waters defined by the following co-ordinates:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
543689E 6169737N	2
543589E 6169737N	
543589E 6169937N	
543689E 6169937N	

SCHEDULE 2

1. Fish obtained within South Australia for use in the fish farm shall only be obtained from registered fish farmers, licensed fishers or other persons approved by the Deputy Chief Executive.

2. The permit holder shall not import any live fish (ova, fry or adult) into South Australia unless the shipment has certification from an appropriate authority in the State from which they are obtained that they are free from all relevant notifiable diseases listed in Schedule 4 of the Fisheries (Exotic Fish, Fish Farming and Fish Diseases) Regulations 1984.

3. Any oysters brought into South Australia must undergo a soakage process whereby they are completely submerged in fresh water for a period of not less than 2 hours before being placed in the approved structures. Fresh water is deemed to be water suitable for human consumption or horticultural or agricultural use.

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

5. The permit holder must retain the copy of this permit which has been supplied by the Deputy Chief Executive, and if requested by a Fisheries and Aquaculture Officer, produce that permit for inspection.

Dated 16 December 1999.

R. STEVENS, Deputy Chief Executive, as delegate of the Director of Fisheries

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00313

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

WHEREAS the Deputy Chief Executive as the delegate of the Director of Fisheries has, pursuant to section 50 (2) of the Fisheries Act 1982 ('the Act'), issued a permit to the undermentioned licensee to release the fish specified in Item 1 of Schedule 2 of this licence ('the permitted species'), the Minister for Primary Industries, Natural Resources and Regional Development ('the Minister') hereby grants to:

Kym L. Clarke (12170)
32 Victoria Crescent
Port Lincoln, S.A. 5606,

a non-exclusive licence to occupy and use the waters specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 July 1999 and ending, subject to any earlier termination under this licence, on 30 June 2000 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. *Licence*

The parties acknowledge and agree that:

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

2. *Marked-off Areas*

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

3. *Permitted Species*

The licensee:

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

4. *Permitted Use*

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

5. *Permitted Methods*

The licensee:

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

6. *Marking and Maintaining the Site*

The licensee:

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

7. *Site Inspection and Supervision*

The licensee:

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

8. *Fees and Returns*

The licensee:

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

9. *Compliance With Relevant Laws*

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

10. *Public Risk Liability*

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

11. *Release*

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

12. *Public Risk Insurance*

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

13. *Guarantee or Indemnity Scheme*

The licensee must either:

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

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

14. *No Assignment*

The licensee acknowledges that this licence is personal and it must not assign or sublet or deal in any other way with any interest in this licence.

15. *Default by Licensee and Termination*

The Minister may terminate this licence immediately by notice in writing served on the licensee if:

- 15.1 the licensee commits or permits any breach or default of the obligations imposed on the licensee by this licence, and following the giving by the Minister of written notice of such breach or default, the licensee either fails to rectify such breach or default within one calendar month of the date of such notice (or earlier if the circumstances require) or fails to make diligent progress towards rectifying any such breach which is incapable of rectification within the time so limited; or
- 15.2 the licensee commits or permits any further breach or default of the obligations imposed on the licensee by this licence for which the Minister has previously given notice in writing of such breach or default pursuant to paragraph 1 of condition 15.1 notwithstanding rectification of the previous breach or default; or
- 15.3 the licence fee referred to in condition 8 is unpaid for a period of 14 days after notice has been given to the licensee that it is outstanding; or
- 15.4 if the licensee is a body corporate, any of the following occur:
 - 15.4.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
 - 15.4.2 an order is made for the winding up or liquidation of the licensee;
 - 15.4.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;
 - 15.4.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or
 - 15.4.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets; or

- 15.5 if the licensee is an individual, the licensee:
- 15.5.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or
- 15.5.2 is convicted of an indictable offence.

Termination of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

16. Interpretation

Subject to any inconsistency of subject or context, the following rules of construction shall be used in the interpretation of this licence:

- 16.1 any word importing the plural includes the singular and *vice versa*;
- 16.2 any wording importing a gender shall include all other genders;
- 16.3 a reference to a body corporate shall include a natural person and *vice versa*;
- 16.4 a reference to a recital, party, clause, Schedule or Annexure is a reference to a recital, party, clause, Schedule or Annexure of this licence;
- 16.5 the captions, headings, section numbers and clause numbers appearing in this licence are inserted only as a matter of convenience and in no way affect the construction of this licence;
- 16.6 a reference to a statute shall include all statutes amending, consolidating or replacing the statutes referred to;
- 16.7 where two or more persons are named as licensees, this licence shall bind the licensees jointly and each of them severally; and
- 16.8 time is of the essence in respect of any obligation relating to time in this licence.

17. Delegation

Any consent, notice, any consultation or any other thing which is pursuant to the terms of this licence either required to be given, done or performed or which may be given, done or performed by the Minister may for the purposes of this licence be properly given, done or performed by any duly authorised agent or employee of the Minister.

18. Severance

If any term or condition of this licence should be for any reason unlawful, void, invalid or unenforceable then the offending term or condition shall be severed from this licence without affecting the validity or enforceability of the remainder of this licence.

19. Modification

No variation of or addition to any provision of this licence shall be binding upon the Minister and the licensee unless such variation or addition is made in writing, signed by both the Minister and the licensee and expressed to be either supplemental to or in substitution for the whole or a part of this licence.

20. Waiver

- 20.1 A waiver of any provision of this licence by the Minister must both be in writing and be signed by the Minister or by persons duly authorised to execute such a document on the Minister's part.
- 20.2 No waiver by the Minister of a breach of a term or condition contained in this licence shall operate as a waiver of any breach of the same or any other term or condition contained in this licence.
- 20.3 No forbearance, delay or indulgence by the Minister in enforcing the provisions of this licence shall prejudice or restrict the rights of the Minister.

21. Notices

- 21.1 Notices may be served by delivering the same personally, by mail or facsimile transmission and shall be:

21.1.1 in writing addressed to the Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 (in the case of the Minister) and to the address of the licensee set out above (in the case of the licensee);

21.1.2 signed by or on behalf of the sender or by a person duly authorised in that regard by the sender;

21.1.3 deemed to be duly served or made in the following circumstances:

- (a) if delivered, upon delivery;
- (b) if sending by mail, upon posting;
- (c) if sent by facsimile transmission, upon the sender's facsimile producing a transmission report that the facsimile was satisfactorily sent in its entirety to the addressee's facsimile number,

but if delivery is not made before 5 p.m. on any day it shall be deemed to be received at 9 a.m. on the next day in that place.

- 21.2 The Minister and the licensee may each vary their address or facsimile number at any time by written notice.

Granted by the Deputy Chief Executive, delegate of the Minister, on 16 December 1999.

R. STEVENS, Deputy Chief Executive

The licensee hereby acknowledges and agrees to the terms and conditions of this licence.

The Common Seal of Kym Clarke Investments Pty Ltd was hereunto affixed in the presence of:

(L.S.) K. L. CLARKE, Director
E. A. CLARKE, Witness

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
543689E 6169737N	2
543589E 6169737N	
543589E 6169937N	
543689E 6169937N	

All structures, equipment, buoys and flotations (except for that required by the Department for Transport, Urban Planning and the Arts) must be black, dark grey, dark blue, dark brown, or dark green coloured materials.

The boundary of the site to be marked either with:

- (a) (1) At the corners with posts extending 900 mm above mean high water springs. Such posts to be marked with a St Andrews cross, each cross arm measuring 900 mm from tip to tip, minimum width 75 mm.
- (2) Posts to be not less than 125 mm in diameter.
- (3) Posts and crosses to be painted yellow.
- (4) The ends of each cross to be marked with a 200 mm strip of yellow retro-reflective tape.
- (5) Between the corner posts at intervals not exceeding 50 m, buoys not less than 300 mm in diameter.
- (6) All buoys, posts, crosses and markers must be maintained in good condition.

or

- (b) (1) At each corner, yellow spar buoys with a St Andrews cross as a top mark placed at least 900 mm above the buoy, cross arms 900 mm long x 75 mm wide.
- (2) The buoys and topmarks must all be coloured yellow and marked with a yellow retro-reflective as in (a) (4).
- (3) All buoys, posts, crosses and markers must be maintained in good condition.

When the site is in navigable water and possible danger to navigation, lights must be placed on the top of each St Andrews cross that is located at each corner of the site and these lights must be yellow in colour and flashing once every 4 seconds and visible over an arc of 360 degrees for a distance of at least one mile.

Item 2—Marked-Off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee.]

White buoys of at least 12 inches in diameter must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1 ~~3/4~~ Permitted Species

The Deputy Chief Executive as the delegate of the Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule.

Pacific Oysters (*Crassostrea gigas*)

Item 2 ~~3/4~~ Permitted Farming Methods

Racks

Each unit must not exceed 100 m in length and 2 m in width, and each unit must be at least 6 m from any other unit.

Item 3 ~~3/4~~ Stocking Rates

Oysters

Size (mm)	Number per Hectare
3	2 500 000
10	1 600 000
20	1 100 000
30	750 000
40	500 000
50	350 000
60	200 000
70	150 000
80	100 000

SCHEDULE 3

Item 1—Fees

Annual licence fees are:

	\$
FRDC Levy per hectare 2 at \$12.50 each.....	25.00
EMP Fee per hectare 2 at \$22.96 each.....	45.92
Base Licence Fee per hectare 2 at \$57 each.....	114.00
SASQAP (classified area) per hectare 2 at \$60 each.....	120.00
Total Annual Licence Fee.....	304.92
Quarterly Instalments.....	76.23

Item 2—Public Risk Insurance

Five million dollars (\$5 000 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

1. Name of licensee.
2. Address of licensee.
3. Species of fish farmed and held on the site.
4. Location of aquaculture operation.

5. Period covered by return.
6. Number of life stage of each species of fish held.
7. Number, weight and value of each species of fish held.
8. Details of any disease detected in any fish kept.
9. Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
10. If any fish were brought into the state, the number of fish and the life stage of the fish.
11. If fish were brought into the state, the purpose for which they were brought in.
12. Method of disposal of water and packaging use for transporting the fish.
13. If any disease or symptom of disease occurred in the acquired fish.
14. Method of disposal of diseased or dead fish and the number disposed of.
15. Signature, date and telephone number.
16. Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

FISHERIES ACT 1982: SECTION 50 (2)

TAKE notice that pursuant to section 50 (2) of the Fisheries Act 1982, I hereby authorise Evans Oysters Pty Ltd and Williams, B. J., B. M., S. J., B. M. and G. B., 79 Wells Street, Stréaky Bay, S.A. 5606 (hereinafter referred to as the 'permit holder') to engage in the activities and to do the acts specified in Schedule 1, subject to the conditions specified in Schedule 2 from the date of this permit ending upon the expiration or earlier termination of Licence Number FM00331.

SCHEDULE 1

The importation and release of Pacific Oysters (*Crassostrea gigas*) within the waters defined by the following co-ordinates:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
423897E 6379910N	10
424247E 6379780N	
424247E 6379480N	
423897E 6379640N	

SCHEDULE 2

1. Fish obtained within South Australia for use in the fish farm shall only be obtained from registered fish farmers, licensed fishers or other persons approved by the Deputy Chief Executive.

2. The permit holder shall not import any live fish (ova, fry or adult) into South Australia unless the shipment has certification from an appropriate authority in the State from which they are obtained that they are free from all relevant notifiable diseases listed in Schedule 4 of the Fisheries (Exotic Fish, Fish Farming and Fish Diseases) Regulations 1984.

3. Any oysters brought into South Australia must undergo a soakage process whereby they are completely submerged in fresh water for a period of not less than 2 hours before being placed in the approved structures. Fresh water is deemed to be water suitable for human consumption or horticultural or agricultural use.

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

5. The permit holder must retain the copy of this permit which has been supplied by the Deputy Chief Executive, and if requested by a Fisheries and Aquaculture Officer, produce that permit for inspection.

Dated 16 December 1999.

R. STEVENS, Deputy Chief Executive, as delegate of the Director of Fisheries

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00331

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

WHEREAS the Deputy Chief Executive as the delegate of the Director of Fisheries has, pursuant to section 50 (2) of the Fisheries Act 1982 ('the Act'), issued a permit to the undermentioned licensee to release the fish specified in Item 1 of Schedule 2 of this licence ('the permitted species'), the Minister for Primary Industries, Natural Resources and Regional Development ('the Minister') hereby grants to:

Evans Oysters Pty Ltd (7618)
Williams, B. J., B. M., S. J., B. M. and G. B. (12197)
79 Wells Street
Streaky Bay, S.A. 5606,

a non-exclusive licence to occupy and use the waters specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 November 1999 and ending, subject to any earlier termination under this licence, on 30 June 2000 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. *Licence*

The parties acknowledge and agree that:

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

2. *Marked-off Areas*

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

3. *Permitted Species*

The licensee:

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

4. *Permitted Use*

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

5. *Permitted Methods*

The licensee:

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

6. *Marking and Maintaining the Site*

The licensee:

- 6.1 must ensure that the site is maintained in a good, tidy and safe condition to the satisfaction of the Minister;
- 6.2 must remove and lawfully dispose of any waste or debris on the site as soon as is reasonably practicable and in particular must comply with any guidelines issued from time to time by the Minister in relation to the removal from the site of any unhealthy or dead fish;

6.3 must maintain all buoys, crosses, and markers on the site in good condition and in accordance with the colours specified in Schedule 1 of this licence; and

6.4 must mark the site boundary in accordance with the specifications in Schedule 1 of this licence.

7. *Site Inspection and Supervision*

The licensee:

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

8. *Fees and Returns*

The licensee:

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

9. *Compliance With Relevant Laws*

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

10. *Public Risk Liability*

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

11. *Release*

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

12. *Public Risk Insurance*

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

13. *Guarantee or Indemnity Scheme*

The licensee must either:

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

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

14. *No Assignment*

The licensee acknowledges that this licence is personal and it must not assign or sublet or deal in any other way with any interest in this licence.

15. *Default by Licensee and Termination*

The Minister may terminate this licence immediately by notice in writing served on the licensee if:

- 15.1 the licensee commits or permits any breach or default of the obligations imposed on the licensee by this licence, and following the giving by the Minister of written notice of such breach or default, the licensee either fails to rectify such breach or default within one calendar month of the date of such notice (or earlier if the circumstances require) or fails to make diligent progress towards rectifying any such breach which is incapable of rectification within the time so limited; or
- 15.2 the licensee commits or permits any further breach or default of the obligations imposed on the licensee by this licence for which the Minister has previously given notice in writing of such breach or default pursuant to paragraph 1 of condition 15.1 notwithstanding rectification of the previous breach or default; or
- 15.3 the licence fee referred to in condition 8 is unpaid for a period of 14 days after notice has been given to the licensee that it is outstanding; or
- 15.4 if the licensee is a body corporate, any of the following occur:
 - 15.4.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
 - 15.4.2 an order is made for the winding up or liquidation of the licensee;
 - 15.4.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;
 - 15.4.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or
 - 15.4.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets; or
- 15.5 if the licensee is an individual, the licensee:
 - 15.5.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or
 - 15.5.2 is convicted of an indictable offence.

Termination of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

16. *Interpretation*

Subject to any inconsistency of subject or context, the following rules of construction shall be used in the interpretation of this licence:

- 16.1 any word importing the plural includes the singular and *vice versa*;
- 16.2 any wording importing a gender shall include all other genders;
- 16.3 a reference to a body corporate shall include a natural person and *vice versa*;
- 16.4 a reference to a recital, party, clause, Schedule or Annexure is a reference to a recital, party, clause, Schedule or Annexure of this licence;
- 16.5 the captions, headings, section numbers and clause numbers appearing in this licence are inserted only as a matter of convenience and in no way affect the construction of this licence;
- 16.6 a reference to a statute shall include all statutes amending, consolidating or replacing the statutes referred to;
- 16.7 where two or more persons are named as licensees, this licence shall bind the licensees jointly and each of them severally; and
- 16.8 time is of the essence in respect of any obligation relating to time in this licence.

17. *Delegation*

Any consent, notice, any consultation or any other thing which is pursuant to the terms of this licence either required to be given, done or performed or which may be given, done or performed by the Minister may for the purposes of this licence be properly given, done or performed by any duly authorised agent or employee of the Minister.

18. *Severance*

If any term or condition of this licence should be for any reason unlawful, void, invalid or unenforceable then the offending term or condition shall be severed from this licence without affecting the validity or enforceability of the remainder of this licence.

19. *Modification*

No variation of or addition to any provision of this licence shall be binding upon the Minister and the licensee unless such variation or addition is made in writing, signed by both the Minister and the licensee and expressed to be either supplemental to or in substitution for the whole or a part of this licence.

20. *Waiver*

- 20.1 A waiver of any provision of this licence by the Minister must both be in writing and be signed by the Minister or by persons duly authorised to execute such a document on the Minister's part.
- 20.2 No waiver by the Minister of a breach of a term or condition contained in this licence shall operate as a waiver of any breach of the same or any other term or condition contained in this licence.
- 20.3 No forbearance, delay or indulgence by the Minister in enforcing the provisions of this licence shall prejudice or restrict the rights of the Minister.

21. *Notices*

- 21.1 Notices may be served by delivering the same personally, by mail or facsimile transmission and shall be:
 - 21.1.1 in writing addressed to the Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 (in the case of the Minister) and to the address of the licensee set out above (in the case of the licensee);
 - 21.1.2 signed by or on behalf of the sender or by a person duly authorised in that regard by the sender;

21.1.3 deemed to be duly served or made in the following circumstances:

- (a) if delivered, upon delivery;
- (b) if sending by mail, upon posting;
- (c) if sent by facsimile transmission, upon the sender's facsimile producing a transmission report that the facsimile was satisfactorily sent in its entirety to the addressee's facsimile number,

but if delivery is not made before 5p.m. on any day it shall be deemed to be received at 9 a.m. on the next day in that place.

21.2 The Minister and the licensee may each vary their address or facsimile number at any time by written notice.

Granted by the Deputy Chief Executive, delegate of the Minister, on 16 December 1999.

R. STEVENS, Deputy Chief Executive

The licensee hereby acknowledges and agrees to the terms and conditions of this licence.

The Common Seal of Evans Oysters Pty Ltd was hereunto affixed in the presence of:

(L.S.) T. P. EVANS, Director
R. A. EVANS, Witness

The licensee hereby acknowledges and agrees to the terms and conditions of this licence.

Signed by the said B. M. WILLIAMS, Director

In the presence of: B. J. WILLIAMS, Witness

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
423897E 6379910N	10
424247E 6379780N	
424247E 6379480N	
423897E 6379640N	

All structures, equipment, buoys and flotations (except for that required by the Department for Transport, Urban Planning and the Arts) must be black, dark grey, dark blue, dark brown, or dark green coloured materials.

The boundary of the site to be marked either with:

- (a) (1) At the corners with posts extending 900 mm above mean high water springs. Such posts to be marked with a St Andrews cross, each cross arm measuring 900 mm from tip to tip, minimum width 75 mm.
 - (2) Posts to be not less than 125 mm in diameter.
 - (3) Posts and crosses to be painted yellow.
 - (4) The ends of each cross to be marked with a 200 mm strip of yellow retro-reflective tape.
 - (5) Between the corner posts at intervals not exceeding 50 m, buoys not less than 300 mm in diameter.
 - (6) All buoys, posts, crosses and markers must be maintained in good condition.
- or
- (b) (1) At each corner, yellow spar buoys with a St Andrews cross as a top mark placed at least 900 mm above the buoy, cross arms 900 mm long x 75 mm wide.
 - (2) The buoys and topmarks must all be coloured yellow and marked with a yellow retro-reflective as in (a) (4).
 - (3) All buoys, posts, crosses and markers must be maintained in good condition.

When the site is in navigable water and possible danger to navigation, lights must be placed on the top of each St Andrews cross that is located at each corner of the site and these lights must be yellow in colour and flashing once every 4 seconds and visible over an arc of 360 degrees for a distance of at least one mile.

Item 2—Marked-Off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee.]

White buoys of at least 12 inches in diameter must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1—Permitted Species

The Deputy Chief Executive as the delegate of the Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule.

Pacific Oysters (*Crassostrea gigas*)

Item 2—Permitted Farming Methods

Racks

Each structure must comply with the construction requirements specified in the Decision Notification Form issued for the site under Regulation 42 of the Development Regulation Act 1993.

Item 3—Stocking Rates

Oysters

Size (mm)	Number per Hectare
3	2 500 000
10	1 600 000
20	1 100 000
30	750 000
40	500 000
50	350 000
60	200 000
70	150 000
80	100 000

SCHEDULE 3

Item 1—Fees

Annual licence fees are:

Pro rata to 8 Months

	\$
FRDC Levy per hectare 10 at \$12.50 each.....	83.75
EMP Fee per hectare 10 at \$22.96 each.....	153.83
Base Licence Fee per hectare 10 at \$57 each.....	381.90
SASQAP (classified area) per hectare 10 at \$60 each.....	402.00
Total Annual Licence Fee	1 021.48
Quarterly Instalments.....	255.37

Item 2—Public Risk Insurance

Five million dollars (\$5 000 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

1. Name of licensee.
2. Address of licensee.
3. Species of fish farmed and held on the site.
4. Location of aquaculture operation.
5. Period covered by return.
6. Number of life stage of each species of fish held.
7. Number, weight and value of each species of fish held.
8. Details of any disease detected in any fish kept.
9. Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).

10. If any fish were brought into the state, the number of fish and the life stage of the fish.
11. If fish were brought into the state, the purpose for which they were brought in.
12. Method of disposal of water and packaging use for transporting the fish.
13. If any disease or symptom of disease occurred in the acquired fish.
14. Method of disposal of diseased or dead fish and the number disposed of.
15. Signature, date and telephone number.
16. Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

FISHERIES ACT 1982: SECTION 50 (2)

TAKE notice that pursuant to section 50 (2) of the Fisheries Act 1982, I hereby authorise B. J. Lawrence, 8 Kaye Drive, Port Lincoln, S.A. 5606, (hereinafter referred to as the 'permit holder') to engage in the activities and to do the acts specified in Schedule 1, subject to the conditions specified in Schedule 2 from the date of this permit ending upon the expiration or earlier termination of Licence Number FM00314.

SCHEDULE 1

The importation and release of Pacific Oysters (*Crassostrea gigas*) within the waters defined by the following co-ordinates:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
543574E 6169737N	2
543474E 6169737N	
543474E 6169937N	
543574E 6169937N	

SCHEDULE 2

1. Fish obtained within South Australia for use in the fish farm shall only be obtained from registered fish farmers, licensed fishers or other persons approved by the Deputy Chief Executive.

2. The permit holder shall not import any live fish (ova, fry or adult) into South Australia unless the shipment has certification from an appropriate authority in the State from which they are obtained that they are free from all relevant notifiable diseases listed in Schedule 4 of the Fisheries (Exotic Fish, Fish Farming and Fish Diseases) Regulations 1984.

3. Any oysters brought into South Australia must undergo a soakage process whereby they are completely submerged in fresh water for a period of not less than 2 hours before being placed in the approved structures. Fresh water is deemed to be water suitable for human consumption or horticultural or agricultural use.

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

5. The permit holder must retain the copy of this permit which has been supplied by the Deputy Chief Executive, and if requested by a Fisheries and Aquaculture Officer, produce that permit for inspection.

Dated 16 December 1999.

R. STEVENS, Deputy Chief Executive, as delegate of the Director of Fisheries

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00314

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

WHEREAS the Deputy Chief Executive as the delegate of the Director of Fisheries has, pursuant to section 50 (2) of the Fisheries Act 1982 ('the Act'), issued a permit to the undermentioned licensee to release the fish specified in Item 1 of Schedule 2 of this licence ('the permitted species'), the Minister for Primary Industries, Natural Resources and Regional Development ('the Minister') hereby grants to:

B. J. Lawrence (12174)
8 Kaye Drive
Port Lincoln, S.A. 5606,

a non-exclusive licence to occupy and use the waters specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 July 1999 and ending, subject to any earlier termination under this licence, on 30 June 2000 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. Licence

The parties acknowledge and agree that:

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

2. Marked-off Areas

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

3. Permitted Species

The licensee:

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

4. Permitted Use

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

5. Permitted Methods

The licensee:

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

6. *Marking and Maintaining the Site*

The licensee:

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

7. *Site Inspection and Supervision*

The licensee:

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

8. *Fees and Returns*

The licensee:

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

9. *Compliance With Relevant Laws*

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

10. *Public Risk Liability*

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

11. *Release*

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

12. *Public Risk Insurance*

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

13. *Guarantee or Indemnity Scheme*

The licensee must either:

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

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

14. *No Assignment*

The licensee acknowledges that this licence is personal and it must not assign or sublet or deal in any other way with any interest in this licence.

15. *Default by Licensee and Termination*

The Minister may terminate this licence immediately by notice in writing served on the licensee if:

- 15.1 the licensee commits or permits any breach or default of the obligations imposed on the licensee by this licence, and following the giving by the Minister of written notice of such breach or default, the licensee either fails to rectify such breach or default within one calendar month of the date of such notice (or earlier if the circumstances require) or fails to make diligent progress towards rectifying any such breach which is incapable of rectification within the time so limited; or
- 15.2 the licensee commits or permits any further breach or default of the obligations imposed on the licensee by this licence for which the Minister has previously given notice in writing of such breach or default pursuant to paragraph 1 of condition 15.1 notwithstanding rectification of the previous breach or default; or
- 15.3 the licence fee referred to in condition 8 is unpaid for a period of 14 days after notice has been given to the licensee that it is outstanding; or
- 15.4 if the licensee is a body corporate, any of the following occur:
 - 15.4.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
 - 15.4.2 an order is made for the winding up or liquidation of the licensee;
 - 15.4.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;
 - 15.4.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or
 - 15.4.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets; or

15.5 if the licensee is an individual, the licensee:

15.5.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or

15.5.2 is convicted of an indictable offence.

Termination of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

16. Interpretation

Subject to any inconsistency of subject or context, the following rules of construction shall be used in the interpretation of this licence:

16.1 any word importing the plural includes the singular and *vice versa*;

16.2 any wording importing a gender shall include all other genders;

16.3 a reference to a body corporate shall include a natural person and *vice versa*;

16.4 a reference to a recital, party, clause, Schedule or Annexure is a reference to a recital, party, clause, Schedule or Annexure of this licence;

16.5 the captions, headings, section numbers and clause numbers appearing in this licence are inserted only as a matter of convenience and in no way affect the construction of this licence;

16.6 a reference to a statute shall include all statutes amending, consolidating or replacing the statutes referred to;

16.7 where two or more persons are named as licensees, this licence shall bind the licensees jointly and each of them severally; and

16.8 time is of the essence in respect of any obligation relating to time in this licence.

17. Delegation

Any consent, notice, any consultation or any other thing which is pursuant to the terms of this licence either required to be given, done or performed or which may be given, done or performed by the Minister may for the purposes of this licence be properly given, done or performed by any duly authorised agent or employee of the Minister.

18. Severance

If any term or condition of this licence should be for any reason unlawful, void, invalid or unenforceable then the offending term or condition shall be severed from this licence without affecting the validity or enforceability of the remainder of this licence.

19. Modification

No variation of or addition to any provision of this licence shall be binding upon the Minister and the licensee unless such variation or addition is made in writing, signed by both the Minister and the licensee and expressed to be either supplemental to or in substitution for the whole or a part of this licence.

20. Waiver

20.1 A waiver of any provision of this licence by the Minister must both be in writing and be signed by the Minister or by persons duly authorised to execute such a document on the Minister's part.

20.2 No waiver by the Minister of a breach of a term or condition contained in this licence shall operate as a waiver of any breach of the same or any other term or condition contained in this licence.

20.3 No forbearance, delay or indulgence by the Minister in enforcing the provisions of this licence shall prejudice or restrict the rights of the Minister.

21. Notices

21.1 Notices may be served by delivering the same personally, by mail or facsimile transmission and shall be:

21.1.1 in writing addressed to the Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell

Street, Adelaide, S.A. 5000 (in the case of the Minister) and to the address of the licensee set out above (in the case of the licensee);

21.1.2 signed by or on behalf of the sender or by a person duly authorised in that regard by the sender;

21.1.3 deemed to be duly served or made in the following circumstances:

(a) if delivered, upon delivery;

(b) if sending by mail, upon posting;

(c) if sent by facsimile transmission, upon the sender's facsimile producing a transmission report that the facsimile was satisfactorily sent in its entirety to the addressee's facsimile number,

but if delivery is not made before 5p.m. on any day it shall be deemed to be received at 9 a.m. on the next day in that place.

21.2 The Minister and the licensee may each vary their address or facsimile number at any time by written notice.

Granted by the Deputy Chief Executive, delegate of the Minister, on 16 December 1999.

R. STEVENS, Deputy Chief Executive

The licensee hereby acknowledges and agrees to the terms and conditions of this licence.

Signed by the said B. J. LAWRENCE, Director

In the presence of: D. J. LAWRENCE, Witness

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
543574E 6169737N	2
543474E 6169737N	
543474E 6169937N	
543574E 6169937N	

All structures, equipment, buoys and flotations (except for that required by the Department for Transport, Urban Planning and the Arts) must be black, dark grey, dark blue, dark brown, or dark green coloured materials.

The boundary of the site to be marked either with:

(a) (1) At the corners with posts extending 900 mm above mean high water springs. Such posts to be marked with a St Andrews cross, each cross arm measuring 900 mm from tip to tip, minimum width 75 mm.

(2) Posts to be not less than 125 mm in diameter.

(3) Posts and crosses to be painted yellow.

(4) The ends of each cross to be marked with a 200 mm strip of yellow retro-reflective tape.

(5) Between the corner posts at intervals not exceeding 50 m, buoys not less than 300 mm in diameter.

(6) All buoys, posts, crosses and markers must be maintained in good condition.

or

(b) (1) At each corner, yellow spar buoys with a St Andrews cross as a top mark placed at least 900 mm above the buoy, cross arms 900 mm long x 75 mm wide.

(2) The buoys and topmarks must all be coloured yellow and marked with a yellow retro-reflective as in (a) (4).

(3) All buoys, posts, crosses and markers must be maintained in good condition.

When the site is in navigable water and possible danger to navigation, lights must be placed on the top of each St Andrews cross that is located at each corner of the site and these lights must be yellow in colour and flashing once every 4 seconds and visible over an arc of 360 degrees for a distance of at least one mile.

Item 2—Marked-Off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee.]

White buoys of at least 12 inches in diameter must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1—Permitted Species

The Deputy Chief Executive as the delegate of the Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule.

Pacific Oysters (*Crassostrea gigas*)

Item 2—Permitted Farming Methods

Racks

Each unit must not exceed 100 m in length and 2 m in width, and each unit must be at least 6 m from any other unit.

Item 3—Stocking Rates

Oysters

Size (mm)	Number per Hectare
3	2 500 000
10	1 600 000
20	1 100 000
30	750 000
40	500 000
50	350 000
60	200 000
70	150 000
80	100 000

SCHEDULE 3

Item 1—Fees

Annual licence fees are:

	\$
FRDC Levy per hectare 2 at \$12.50 each.....	25.00
EMP Fee per hectare 2 at \$22.96 each	45.92
Base Licence Fee per hectare 2 at \$57 each.....	114.00
SASQAP (classified area) per hectare 2 at \$60 each.....	120.00
Total Annual Licence Fee.....	304.92
Quarterly Instalments.....	76.23

Item 2—Public Risk Insurance

Five million dollars (\$5 000 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o Director of Fisheries, PIRSA, 16th Floor, 25 Grenfell Street, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

- Name of licensee.
- Address of licensee.
- Species of fish farmed and held on the site.
- Location of aquaculture operation.
- Period covered by return.
- Number of life stage of each species of fish held.
- Number, weight and value of each species of fish held.
- Details of any disease detected in any fish kept.
- Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
- If any fish were brought into the state, the number of fish and the life stage of the fish.
- If fish were brought into the state, the purpose for which they were brought in.
- Method of disposal of water and packaging use for transporting the fish.
- If any disease or symptom of disease occurred in the acquired fish.
- Method of disposal of diseased or dead fish and the number disposed of.
- Signature, date and telephone number.
- Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

FISHERIES ACT 1982: SECTION 59

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

SCHEDULE 1

1. The fisher may engage in the permitted activity from 1 January 2000 until 29 February 2000, or until revoked by the Director of Fisheries.

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

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

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

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

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

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

8. The fisher shall not, during the period 1 January 2000 to 29 February 2000, take a quantity of permitted species which exceeds their quota of 7.25 units at 7.712 tonnes per unit (which is equal to 55.9 tonnes).

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

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

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

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

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

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

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

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

(a) Unloading to a shore based processing plant:

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

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

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

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

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

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

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

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

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

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

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

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

SCHEDULE 2

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

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

SCHEDULE 3

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

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

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

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

Dated 21 December 1999.

W. ZACHARIN, Principal Fisheries Manager

TABLE 1

Base Lines and Bay Closure Lines of South Australia

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

FISHERIES ACT 1982: SECTION 59

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

SCHEDULE 1

1. The fisher may engage in the permitted activity from 1 January 2000 until 29 February 2000, or until revoked by the Director of Fisheries.

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

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

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

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

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

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

8. The fisher shall not, during the period 1 January 2000 to 29 February 2000, take a quantity of permitted species which exceeds their quota of 7.25 units at 7.712 tonnes per unit (which is equal to 55.9 tonnes).

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

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

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

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

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

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

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

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

(a) Unloading to a shore based processing plant:

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

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

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

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

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

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

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

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

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

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

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

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

SCHEDULE 2

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

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

SCHEDULE 3

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

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

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

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

Dated 21 December 1999.

W. ZACHARIN, Principal Fisheries Manager

TABLE 1

Base Lines and Bay Closure Lines of South Australia

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

FISHERIES ACT 1982: SECTION 59

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

SCHEDULE 1

1. The fisher may engage in the permitted activity from 1 January 2000 until 29 February 2000, or until revoked by the Director of Fisheries.

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

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

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

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

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

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

8. The fisher shall not, during the period 1 January 2000 to 29 February 2000, take a quantity of permitted species which exceeds their quota of 7.25 units at 7.712 tonnes per unit (which is equal to 55.9 tonnes).

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

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

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

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

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

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

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

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

(a) Unloading to a shore based processing plant:

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

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

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

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

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

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

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

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

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

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

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

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

SCHEDULE 2

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

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

SCHEDULE 3

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

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

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

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

Dated 21 December 1999.

W. ZACHARIN, Principal Fisheries Manager

TABLE 1

Base Lines and Bay Closure Lines of South Australia

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

FISHERIES ACT 1982: SECTION 59

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

SCHEDULE 1

1. The fisher may engage in the permitted activity from 1 January 2000 until 29 February 2000, or until revoked by the Director of Fisheries.

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

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

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

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

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

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

8. The fisher shall not, during the period 1 January 2000 to 29 February 2000, take a quantity of permitted species which exceeds their quota of 7.25 units at 7.712 tonnes per unit (which is equal to 55.9 tonnes).

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

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

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

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

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

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

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

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

(a) Unloading to a shore based processing plant:

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

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

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

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

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

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

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

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

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

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

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

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

SCHEDULE 2

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

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

SCHEDULE 3

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

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

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

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

Dated 21 December 1999.

W. ZACHARIN, Principal Fisheries Manager

TABLE 1

Base Lines and Bay Closure Lines of South Australia

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

FISHERIES ACT 1982: SECTION 59

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

SCHEDULE 1

1. The fisher may engage in the permitted activity from 1 January 2000 until 29 February 2000, or until revoked by the Director of Fisheries.

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

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

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

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

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

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

8. The fisher shall not, during the period 1 January 2000 to 29 February 2000, take a quantity of permitted species which exceeds their quota of 7.25 units at 7.712 tonnes per unit (which is equal to 55.9 tonnes).

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

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

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

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

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

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

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

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

(a) Unloading to a shore based processing plant:

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

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

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

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

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

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

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

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

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

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

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

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

SCHEDULE 2

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

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

SCHEDULE 3

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

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

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

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

Dated 21 December 1999.

W. ZACHARIN, Principal Fisheries Manager

TABLE 1

Base Lines and Bay Closure Lines of South Australia

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

FISHERIES ACT 1982: SECTION 59

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

SCHEDULE 1

1. The fisher may engage in the permitted activity from 1 January 2000 until 29 February 2000, or until revoked by the Director of Fisheries.

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

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

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

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

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

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

8. The fisher shall not, during the period 1 January 2000 to 29 February 2000, take a quantity of permitted species which exceeds their quota of 7.25 units at 7.712 tonnes per unit (which is equal to 55.9 tonnes).

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

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

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

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

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

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

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

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

(a) Unloading to a shore based processing plant:

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

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

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

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

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

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

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

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

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

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

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

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

SCHEDULE 2

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

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

SCHEDULE 3

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

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

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

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

Dated 21 December 1999.

W. ZACHARIN, Principal Fisheries Manager

TABLE 1

Base Lines and Bay Closure Lines of South Australia

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

FISHERIES ACT 1982: SECTION 59

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

SCHEDULE 1

1. The fisher may engage in the permitted activity from 1 January 2000 until 29 February 2000, or until revoked by the Director of Fisheries.

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

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

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

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

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

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

8. The fisher shall not, during the period 1 January 2000 to 29 February 2000, take a quantity of permitted species which exceeds their quota of 7.25 units at 7.712 tonnes per unit (which is equal to 55.9 tonnes).

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

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

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

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

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

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

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

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

(a) Unloading to a shore based processing plant:

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

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

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

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

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

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

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

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

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

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

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

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

SCHEDULE 2

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

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

SCHEDULE 3

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

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

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

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

Dated 21 December 1999.

W. ZACHARIN, Principal Fisheries Manager

TABLE 1

Base Lines and Bay Closure Lines of South Australia

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

FISHERIES ACT 1982: SECTION 59

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

SCHEDULE 1

1. The fisher may engage in the permitted activity from 1 January 2000 until 29 February 2000, or until revoked by the Director of Fisheries.

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

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

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

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

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

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

8. The fisher shall not, during the period 1 January 2000 to 29 February 2000, take a quantity of permitted species which exceeds their quota of 7.25 units at 7.712 tonnes per unit (which is equal to 55.9 tonnes).

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

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

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

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

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

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

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

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

(a) Unloading to a shore based processing plant:

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

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

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

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

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

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

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

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

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

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

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

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

SCHEDULE 2

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

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

SCHEDULE 3

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

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

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

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

Dated 21 December 1999.

W. ZACHARIN, Principal Fisheries Manager

TABLE 1

Base Lines and Bay Closure Lines of South Australia

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

FISHERIES ACT 1982: SECTION 59

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

SCHEDULE 1

1. The fisher may engage in the permitted activity from 1 January 2000 until 29 February 2000, or until revoked by the Director of Fisheries.

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

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

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

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

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

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

8. The fisher shall not, during the period 1 January 2000 to 29 February 2000, take a quantity of permitted species which exceeds their quota of 7.25 units at 7.712 tonnes per unit (which is equal to 55.9 tonnes).

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

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

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

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

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

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

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

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

(a) Unloading to a shore based processing plant:

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

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

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

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

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

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

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

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

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

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

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

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

SCHEDULE 2

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

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

SCHEDULE 3

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

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

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

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

Dated 21 December 1999.

W. ZACHARIN, Principal Fisheries Manager

TABLE 1

Base Lines and Bay Closure Lines of South Australia

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

FISHERIES ACT 1982: SECTION 59

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

SCHEDULE 1

1. The fisher may engage in the permitted activity from 1 January 2000 until 29 February 2000, or until revoked by the Director of Fisheries.

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

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

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

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

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

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

8. The fisher shall not, during the period 1 January 2000 to 29 February 2000, take a quantity of permitted species which exceeds their quota of 7.25 units at 7.712 tonnes per unit (which is equal to 55.9 tonnes).

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

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

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

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

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

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

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

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

(a) Unloading to a shore based processing plant:

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

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

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

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

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

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

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

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

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

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

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

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

SCHEDULE 2

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

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

SCHEDULE 3

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

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

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

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

Dated 21 December 1999.

W. ZACHARIN, Principal Fisheries Manager

TABLE 1

Base Lines and Bay Closure Lines of South Australia

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

FISHERIES ACT 1982: SECTION 59

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

SCHEDULE 1

1. The fisher may engage in the permitted activity from 1 January 2000 until 29 February 2000, or until revoked by the Director of Fisheries.

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

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

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

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

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

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

8. The fisher shall not, during the period 1 January 2000 to 29 February 2000, take a quantity of permitted species which exceeds their quota of 7.25 units at 7.712 tonnes per unit (which is equal to 55.9 tonnes).

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

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

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

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

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

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

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

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

(a) Unloading to a shore based processing plant:

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

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

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

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

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

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

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

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

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

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

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

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

SCHEDULE 2

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

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

SCHEDULE 3

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

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

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

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

Dated 21 December 1999.

W. ZACHARIN, Principal Fisheries Manager

TABLE 1

Base Lines and Bay Closure Lines of South Australia

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

FISHERIES ACT 1982: SECTION 59

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

SCHEDULE 1

1. The fisher may engage in the permitted activity from 1 January 2000 until 29 February 2000, or until revoked by the Director of Fisheries.

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

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

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

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

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

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

8. The fisher shall not, during the period 1 January 2000 to 29 February 2000, take a quantity of permitted species which exceeds their quota of 7.25 units at 7.712 tonnes per unit (which is equal to 55.9 tonnes).

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

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

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

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

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

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

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

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

(a) Unloading to a shore based processing plant:

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

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

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

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

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

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

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

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

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

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

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

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

SCHEDULE 2

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

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

SCHEDULE 3

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

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

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

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

Dated 21 December 1999.

W. ZACHARIN, Principal Fisheries Manager

TABLE 1

Base Lines and Bay Closure Lines of South Australia

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

FISHERIES ACT 1982: SECTION 59

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

SCHEDULE 1

1. The fisher may engage in the permitted activity from 1 January 2000 until 29 February 2000, or until revoked by the Director of Fisheries.

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

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

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

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

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

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

8. The fisher shall not, during the period 1 January 2000 to 29 February 2000, take a quantity of permitted species which exceeds their quota of 7.25 units at 7.712 tonnes per unit (which is equal to 55.9 tonnes).

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

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

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

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

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

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

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

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

(a) Unloading to a shore based processing plant:

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

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

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

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

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

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

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

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

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

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

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

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

SCHEDULE 2

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

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

SCHEDULE 3

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

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

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

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

Dated 21 December 1999.

W. ZACHARIN, Principal Fisheries Manager

TABLE 1

Base Lines and Bay Closure Lines of South Australia

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

FISHERIES ACT 1982: SECTION 59

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

SCHEDULE 1

1. The fisher may engage in the permitted activity from 1 January 2000 until 29 February 2000, or until revoked by the Director of Fisheries.

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

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

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

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

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

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

8. The fisher shall not, during the period 1 January 2000 to 29 February 2000, take a quantity of permitted species which exceeds their quota of 7.25 units at 7.712 tonnes per unit (which is equal to 55.9 tonnes).

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

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

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

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

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

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

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

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

(a) Unloading to a shore based processing plant:

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

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

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

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

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

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

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

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

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

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

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

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

SCHEDULE 2

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

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

SCHEDULE 3

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

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

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

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

Dated 21 December 1999.

W. ZACHARIN, Principal Fisheries Manager

TABLE 1

Base Lines and Bay Closure Lines of South Australia

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

GAMING MACHINES ACT 1992

Notice of Application for an Increase in the Number of Machines

NOTICE is hereby given, pursuant to section 29 of the Gaming Machines Act 1992, that Wycroft Pty Ltd, 21 Pulteney Street, Adelaide, S.A. 5000 has applied to the Liquor and Gaming Commissioner for an increase in the number of approved gaming machines from 20 to 40 in respect of the premises situated at 21 Pulteney Street, Adelaide, S.A. 5000 and known as Mansions Tavern.

The application has been set down for hearing on 21 January 2000 at 9 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor Licensing Commissioner, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor Licensing Commissioner, 9th Floor, East Wing, G.R.E. Building, 50 Grenfell Street, Adelaide 5000.

Dated 14 December 1999.

Applicant

GEOGRAPHICAL NAMES ACT 1991

Notice of Intention to Alter the Name of a Place

NOTICE is hereby given pursuant to the provisions of the above Act, that the Minister for Administrative Services proposes to alter the name of the suburb of Landcross Farm, as shown on the plan below to McLaren Vale.

THE PLAN



Submissions in writing regarding this proposal may be lodged with the Secretary, Geographical Names Advisory Committee, Building 2, 300 Richmond Road, Netley (P.O. Box 550, Marleston, S.A. 5033) within one month of the publication of this notice.

Dated 6 December 1999.

P. M. KENTISH, Surveyor-General, Department for Administrative and Information Services.

DEHAA 04/0182

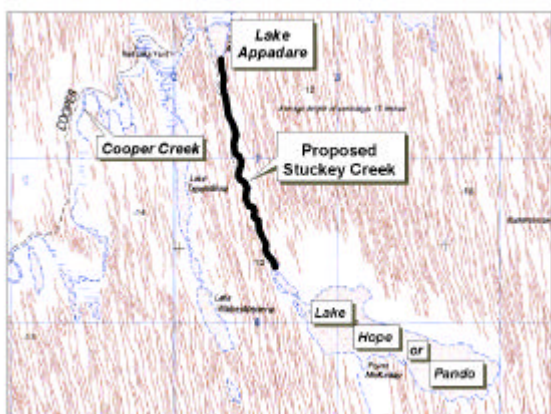
GEOGRAPHICAL NAMES ACT 1991

FOR PUBLIC CONSULTATION

Notice of Intention to Assign the Name of a Feature

NOTICE is hereby given pursuant to the provisions of the above Act that the Surveyor-General proposes to assign the name STUCKEY CREEK to the creek located on Kopperamanna 1:250 000 National Topographic Map Series (*Edition 1*) with its mouth at grid reference 322900 East, 6876200 North and its source at grid reference 326200 East, 6862800 North, as shown on the plan below.

THE PLAN



Submissions in writing regarding this proposal may be lodged with the Secretary, Geographical Names Advisory Committee, Building 2, 300 Richmond Road, Netley, S.A. 5037 (P.O. Box 550, Marleston, S.A. 5033) within one month of the publication of this notice.

Dated 10 December 1999.

P. M. KENTISH, Surveyor-General, Department of Administrative and Information Services.

DEHAA 04/0259

LAND AND BUSINESS (SALE AND CONVEYANCING) ACT 1994

Section 23

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

SCHEDULE 1

Michael Francis Domingo, officer/employee of Ray McGrath Pty Ltd.

SCHEDULE 2

The whole of the land described in certificate of title register book volume 1279, folio 11, situated at 14 Dunbar Terrace, Glenelg East, S.A. 5045.

Signed for and on behalf of Minister for Consumer Affairs, by the Acting Commissioner for Consumer Affairs:

W. J. SPEHR, Acting Commissioner

LAND AND BUSINESS (SALE AND CONVEYANCING) ACT 1994

Section 23

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

SCHEDULE 1

Geoffrey Lionel Codling, officer/employee of Elders Ltd.

SCHEDULE 2

The land described as allotment 55, Nelcebee Terrace, Tumby Bay, S.A. 5605 in the proposed subdivision of allotment 20 in the Deposited Plan 48874 of part section 317 in the area named Tumby Bay, certificate of title volume 5523, folio 959, subject of Land Division Application No. 923/D004/99.

Signed for and on behalf of Minister for Consumer Affairs, by the Acting Commissioner for Consumer Affairs:

W. J. SPEHR, Acting Commissioner

LAND AND BUSINESS (SALE AND CONVEYANCING) ACT 1994

Section 30

TAKE notice that, pursuant to section 32 (1) of the Land and Business (Sale and Conveyancing) Act 1994, I, Kenneth Trevor Griffin, Minister for Consumer Affairs, do hereby exempt the person named in Schedule 1 from the application of section 23 of the Act in relation to the purchase of the land specified in Schedule 2.

SCHEDULE 1

Gregory Neil Smith of Century 21—Yorke Peninsula.

SCHEDULE 2

The land described in certificate of title register book volume 5598, folio 659, situated at 16 Prince Street, Wallaroo, S.A. 5556.

Signed for and on behalf of Minister for Consumer Affairs, by the Acting Commissioner for Consumer Affairs:

W. J. SPEHR, Acting Commissioner

ROAD TRAFFIC ACT 1961

Transport of 2.9 m High Shipping Containers

PURSUANT to the provisions of section 163AA of the Road Traffic Act 1961, as amended, I, T. N. Argent, Executive Director, Transport SA, as an authorised delegate of the Minister for Transport and Urban Planning, hereby exempt articulated motor vehicles carrying 2.9 m high shipping containers from Rule 72 Height of the Road Traffic (Vehicle Standards) Rules 1999, subject to the following conditions:

1. This Notice, or a copy, shall be carried by the driver of the vehicle at all times and be produced when requested by an Inspector appointed under the Road Traffic Act or a police officer.
2. The shipping containers shall have a maximum overall height of 2.9 m.
3. The overall height of the vehicle and load shall not exceed 4.6 m.
4. The overall width of all axles or axle groups of the vehicle carrying the load, excluding the front axle or front axle group, when measured between two vertical parallel planes located at the outer extremities of the tyres, shall not be less than 2.1 m.
5. This exemption is valid until midnight on 1 January 2002.
6. Hauliers operating under the provisions of this notice should be aware that some bridges, signs, overhead wires, trees and signals may not provide sufficient clearance for the passage of 4.6 m high vehicles.

The notice titled 'Transport of 2.9 m High Shipping Containers' that appeared in the *South Australian Government Gazette*, dated 16 January 1997, is hereby revoked.

T. N. ARGENT, Delegate of the Minister for Transport and Urban Planning.

HOUSING IMPROVEMENT ACT 1940

WHEREAS by notice published in the *Government Gazette* on the dates mentioned in the following table the South Australian Housing Trust did declare the houses described in the said table to be substandard for the purposes of Part VII of the Housing Improvement Act 1940, and whereas the South Australian Housing Trust is satisfied that each of the houses described hereunder has ceased to be substandard, notice is hereby given that, in exercise of the powers conferred by the said Part, the South Australian Housing Trust does hereby revoke the said declaration in respect of each house.

Address of House	Allotment, Section, etc.	Certificate of Title		Date and page of <i>Government Gazette</i> in which notice declaring house to be substandard published
		Volume	Folio	
24A Surfleyn Street, Adelaide	Allotment 663 in Filed Plan 182315, Hundred of Adelaide	5712	997	29.1.42, page 179
38 Angus Street, Alberton	Allotment 54 in Filed Plan 143118, Hundred of Yatala	5421	174	28.8.97, page 468
7 Seymour Terrace, Ascot Park	Allotment 215 in Deposited Plan 1256, Hundred of Adelaide	5248	72	4.5.95, page 1714
2 Easton Road, Davoren Park	Allotment 17 in Deposited Plan 7277, Hundred of Munno Para	5277	529	24.7.97, page 198
7 Main Street, Eastwood	Allotment 80 in Filed Plan 15146, Hundred of Adelaide	5662	975	15.4.65, page 915
9 Main Street, Eastwood	Allotment 80 in Filed Plan 15146, Hundred of Adelaide	5662	976	15.4.65, page 915
30 Willmott Street, Elthelton	Allotment 61 in Deposited Plan 147, Hundred of Port Adelaide	5659	772	11.12.75, page 3155
23 Mundulla Street, Kilkenny	Allotment 22 in Filed Plan 116834, Hundred of Yatala	5396	124	7.10.71, page 1422
4 Arnold Street, Mannum	Allotment 43 of subdivision of portions of sections 518 and 519, Hundred of Finnis	1327	165	30.7.92, page 759
46 Adelaide Road, Mount Barker	Allotment 49 in Filed Plan 160226, Hundred of Macclesfield	5662	913	27.6.96, page 3120
214 Gover Street, North Adelaide	Allotment 51 in Deposited Plan 21851, Hundred of Yatala	5510	52	10.11.88, page 1729
Lot 269, North Coast Road, The Drain	Section 269, Hundred of Para Wurlie	Land Grant 4402	844	29.4.93, page 1556
Flat 1/5 Thompson Street, Waikerie	Land Grant No. 69, Town of Waikerie, Hundred of Waikerie, County of Albert	Land Grant 1024	151	28.5.92, page 1571
Flat 2/5 Thompson Street, Waikerie	Land Grant No. 69, Town of Waikerie, Hundred of Waikerie, County of Albert	Land Grant 1024	151	28.5.92, page 1571
80 South Road, West Hindmarsh	Allotment 115 in Deposited Plan 1243, Hundred of Yatala	5374	938	11.7.91, page 273
Lot 100, Emily Street, Wingfield	Allotment 100 in Deposited Plan 36593, Hundred of Port Adelaide	5126	920	28.1.93, page 486

Dated at Adelaide, 23 December 1999.

G. BLACK, General Manager, Housing Trust

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Peter Stylianopoulos has applied to the Licensing Authority for the transfer of a Wholesale Liquor Merchant's Licence in respect of premises situated at 12 Helenslea Avenue, Brooklyn Park, S.A. 5032 and known as Peter Stylianopoulos.

The application has been set down for hearing on 21 January 2000 at 11 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 14 December 1999.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Ramekin Pty Ltd (ACN 089 106 007), c/o 173 Wakefield Street, Adelaide, S.A. 5000 has applied to the Licensing Authority for a Producer's Licence in respect of premises situated at Lake Plains Road, Langhorne Creek, S.A. 5255.

The application has been set down for hearing on 21 January 2000.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 16 December 1999.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Springton Cellars Pty Ltd, P.O. Box 401, Hindmarsh, S.A. 5007 has applied to the Licensing Authority for a Producer's Licence in respect of premises to be situated at 14 Miller Street, Springton, S.A. 5235 and to be known as Springton Cellars.

The application has been set down for hearing on 21 January 2000.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 16 December 1999.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Winemart Australia Pty Ltd has applied to the Licensing Authority for a Special Circumstances Licence in respect of premises to be situated at 30-42 Regency Road, Kilkenny, S.A. 5009 and to be known as Winemart Australia.

The application has been set down for hearing on 21 January 2000.

Conditions

The following licence condition is sought:

Internet and mail order sales of Australian and New Zealand packaged wines only, minimum order quantity 4.5 litres.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 15 December 1999.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Michael Neil Cove, 7 Sharon Street, Morphett Vale, S.A. 5162 has applied to the Licensing Authority for the transfer of a Restaurant Licence in respect of premises situated at 50 Unley Road, Unley, S.A. 5061 and known as Vlad's and to be known as Iron Curtain Bar & Restaurant.

The application has been set down for hearing on 14 January 2000 at 11.30 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 17 December 1999.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Bronze Warrior Pty Ltd (ACN 090 840 716), c/o Wallmans Solicitors, 173 Wakefield Street, Adelaide, S.A. 5000 has applied to the Licensing Authority for the transfer of a Hotel Licence in respect of premises situated at 221 Main Street, Peterborough, S.A. 5422 and known as Railway Hotel.

The application has been set down for hearing on 21 January 2000.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 16 December 1999.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Suzanne Vivienne Middleton, 1 Prescott Terrace, Rose Park, S.A. 5067 has applied to the Licensing Authority for a Restaurant Licence in respect of premises situated at Shops 1 and 2, 163-165 Magill Road, Maylands, S.A. 5069 and known as We Do Lunch.

The application has been set down for hearing on 21 January 2000 at 9 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 20 December 1999.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Maurice Saunders and Michelle Saunders have applied to the Liquor Licensing Commissioner for an Extended Trading Authorisation and a Gaming Machine Licence in respect of premises situated at Hallett, S.A. 5419 and known as Wildongolee Hotel.

The application has been set down for hearing on 21 January 2000.

Conditions

The following licence conditions are sought:

Extended Trading Authorisation, hours of operation: Monday to Thursday midnight to 1 a.m.; Friday and Saturday midnight to 2 a.m.; Sunday 8 a.m. to 11 a.m. and 8 p.m. to midnight on the licensed premises; Sunday, 8 a.m. to 11 a.m. and 8 p.m. to 9 p.m. off the licensed premises.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicants at the applicants' address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 16 December 1999.

Applicants

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Polymath Training Pty Ltd (ACN 087 453 843), c/o 440 King William Street, Adelaide, S.A. 5000 has applied to the Licensing Authority for the transfer of the residential licence in respect of premises situated at 49 North Terrace, Penneshaw, K.I. 5222 and known as Sorrento Lodge Motel.

The application has been set down for hearing on 28 January 2000.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 14 December 1999.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Cooling Zephyr Pty Ltd has applied to the Licensing Authority for a Variation to an Extended Trading Authorisation in respect of premises situated at The Esplanade, Semaphore, S.A. 5019 and known as Semaphore Palais.

The application has been set down for hearing on 28 January 2000.

Condition

The following licence condition is sought:

Sunday, 8 a.m. to 11 a.m. and 8 p.m. to midnight on the licensed premises.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 20 December 1999.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Angeline Llewellyn, 56 Goyness Road, Epsom, Vic. 3551 has applied to the Licensing Authority for the transfer of an Entertainment Venue Licence in respect of premises situated at corner Elizabeth and Dean Drive, Barmera, S.A. 5345 and known as Sunset Boulevard Restaurant.

The application has been set down for hearing on 31 January 2000.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 6 December 1999.

Applicant

LIQUOR LICENSING ACT 1997 AND GAMING MACHINES ACT 1992

Notice of Application for Transfer

NOTICE is hereby given, that pursuant to section 52 of the Liquor Licensing Act 1997 and section 29 of the Gaming Machines Act 1992, that Kittredge Pty Ltd (ACN 008 270 013) has applied to the Liquor and Gaming Commissioner for the transfer of a Hotel Licence and Gaming Machine Licence in respect of premises situated at Richardson Place, Roxby Downs, S.A. 5725 and known as Roxby Downs Tavern.

The applications have been set down for hearing on 21 January 2000.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 16 December 1999.

Applicant

LIQUOR LICENSING ACT 1997 AND GAMING MACHINES ACT 1992

Notice of Application for Transfer

NOTICE is hereby given, that pursuant to section 52 of the Liquor Licensing Act 1997 and section 29 of the Gaming Machines Act 1992, that Sundowner Hospitality Pty Ltd, 29 Tumbella Drive, Murray Bridge, S.A. 5253 has applied to the Liquor and Gaming Commissioner for the transfer of a Hotel Licence, Variation to the Entertainment Consent, Transfer of a Gaming Machine Licence and an Increase in the number of approved gaming machines from 14 to 40 in respect of the premises situated at Cowell Road, Whyalla, S.A. 5600 and known as Sundowner Hotel Motel.

The applications have been set down for hearing on 21 January 2000 at 9 a.m.

Condition

The following licence condition is sought:

To redefine the current Entertainment Consent to include the new alterations.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 16 December 1999.

Applicant

MINING ACT 1971

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

Applicant: Websters Find Gold Pty Ltd

Location: Warrior area—Approximately 60 km west-north-west of Tarcoola, bounded as follows: Commencing at a point being the intersection of latitude 30°23'S and longitude 133°46'E, thence east to longitude 133°49'E, south to latitude 30°30'S, east to longitude 133°56'E, south to latitude 30°32'S, east to longitude 133°58'E, south to latitude 30°33'S, east to longitude 133°59'E, south to latitude 30°35'S, east to longitude 134°00'E, south to latitude 30°36'S, west to longitude 133°56'E, south to latitude 30°40'S, west to longitude 133°37'E, north to a northern boundary of Yellabinna Regional Reserve, thence generally south-easterly, north-easterly and south-easterly along the boundary of the said Regional Reserve to latitude 30°35'S, east to longitude 133°43'E,

north to latitude 30°25'S, east to longitude 133°46'E, and north to the point of commencement, all the within latitudes and longitudes being geodetic and expressed in terms of the Australian Geodetic Datum as defined on p. 4984 of *Commonwealth Gazette* number 84 dated 6 October 1966.

Term: 1 year

Area in km²: 622

Ref. DME No.: 122/1999

Dated 23 December 1999.

L. JOHNSTON, Mining Registrar

MINING ACT 1971

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

Applicant: Magnesium Developments Limited

Location: Copley area—Approximately 15 km north of Leigh Creek, bounded as follows: Commencing at a point being the intersection of latitude 30°26'S and longitude 138°19'E, thence east to longitude 138°22'E, south to latitude 30°29'S, west to longitude 138°19'E, and north to the point of commencement, all the within latitudes and longitudes being geodetic and expressed in terms of the Australian Geodetic Datum as defined on p. 4984 of *Commonwealth Gazette* number 84 dated 6 October 1966.

Term: 1 year

Area in km²: 27

Ref. DME No.: 120/1999

Dated 23 December 1999.

L. JOHNSTON, Mining Registrar

MINING ACT 1971

NOTICE is hereby given in accordance with section 53 (2) of the Mining Act 1971, that an application for a miscellaneous purposes licence has been received. Details of the proposal may be inspected at the Department of Primary Industries and Resources, Mineral Resources Group, Level 5, 101 Grenfell Street, Adelaide, S.A. 5000:

Applicant: Gawler Craton Resources Pty Ltd

Location: In pastoral block 298, Out of Hundreds (Gairdner), Glenloth Goldfield, 35 km south-west of Kingoonya.

Purpose: To process gold ores from the surrounding tenements.

Ref. DME No.: T2107

Written submissions in relation to the granting of the miscellaneous purposes licence are invited to be received at the Department of Primary Industries and Resources, Mineral Resources Group, Level 5, 101 Grenfell Street, Adelaide, S.A. 5000 or G.P.O. Box 1671, Adelaide, S.A. 5001 no later than 28 January 2000.

Dated 23 December 1999.

L. JOHNSTON, Mining Registrar

MINING ACT 1971

NOTICE is hereby given in accordance with section 35A (1) of the Mining Act 1971, that an application for a mining lease over the undermentioned mineral claim has been received. Details of the proposal may be inspected at the Department of Primary Industries and Resources, Mineral Resources Group, Level 5, 101 Grenfell Street, Adelaide, S.A. 5000:

Applicant: Maurice Donald Fitzgerald

Claim No.: 3137

Location: In sections 93 and 94, Hundred of Myponga, 3 km east-north-east of Yankalilla.

Purpose: For the recovery of sandstone.

Ref. DME No.: T2169

A copy of the proposal has been provided to the District Council of Yankalilla.

Written submissions in relation to the granting of the mining lease are invited to be received at the Department of Primary Industries and Resources, Mineral Resources Group, Level 5, 101 Grenfell Street, Adelaide, S.A. 5000 or G.P.O. Box 1671, Adelaide, S.A. 5001 no later than 18 January 2000.

Dated 23 December 1999.

L. JOHNSTON, Mining Registrar

NATIONAL PARKS AND WILDLIFE ACT 1972

DECLARATION OF DUCK AND QUAIL SEASONS

Open Season for Ducks

PURSUANT to section 52 of the National Parks and Wildlife Act 1972, I, Dorothy Kotz, Minister for Environment and Heritage, being the Minister for the Crown to whom the administration of the National Parks and Wildlife Act 1972 is for the time being committed, declare an open season for the taking of ducks as set out in this notice.

1. *General Open Season*1.1 *Area of the State*

1.1.1 For the following species:

Maned Duck (Wood Duck) (*Chenonetta jubata*)

Pacific Black Duck (*Anas superciliosa*)

Grey Teal (*Anas gibberifrons*)

the open season applies over the whole of the State, excluding all Reserves listed in the National Parks and Wildlife Act 1972, except as provided for in paragraph 2 of this notice.

1.2 *Period*

1.2.1 Subject to clause 1.2.2 of this notice, the open season for those areas described in paragraph 1.1 of this notice is from 6.30 a.m. on Saturday, 12 February 2000 until 5.40 p.m. on Sunday, 18 June 2000.

1.2.2 A person shall not, without the written permission of the Director, National Parks and Wildlife, take duck during the period between half an hour after sunset on any one day of the open season and a quarter of an hour before sunrise on the next day.

2. *Open Season in Game Reserves*

The open season for the taking of duck in game reserves is as follows:

2.1 *Chowilla Game Reserve**Area*

2.1.1 The open season applies to all the Reserve, other than, for safety reasons, all of the area within a 500 m radius centred upon the Chowilla Homestead, shearing shed, Woolshed Creek, Lock 6 on the River Murray, Coombool Outstation (Homestead), Chowilla Creek, and excluding the wildlife refuge of Coombool Swamp, all waters of Horseshoe Lagoon and land on Punkah Island within 500 m of these waters.

Period

2.1.2 Subject to clause 2.1.3 of this notice, the period of the open season for the Chowilla Game Reserve is:

Saturday, 12 February 2000 and Sunday, 13 February 2000, 6.30 a.m. to 8.35 p.m.; Saturday, 26 February 2000, 6.35 a.m. to 8.20 p.m.; Saturday, 18 March 2000, 6.55 a.m. to 7.50 p.m.; Saturday, 6 May 2000 and Sunday, 7 May 2000, 6.30 a.m. to 5.50 p.m.; Saturday, 20 May 2000, 6.40 a.m. to 5.40 p.m.; Saturday, 3 June 2000, 6.50 a.m. to 5.35 p.m.; Saturday, 17 June 2000 and Sunday, 18 June 2000, 6.55 a.m. to 5.40 p.m.

2.1.3 A person shall not, without the written permission of the Director, National Parks and Wildlife, take duck during the period between half an hour after sunset on any one day of the open season and a quarter of an hour before sunrise on the next day.

2.2 *Moorook Game Reserve**Area*

2.2.1 The open season applies to all the Reserve, other than the strip of land 100 m wide on the western boundary of sections 474, 475 and 476, Hundred of Moorook, County of Albert, adjacent to the Kingston-Loxton Highway.

Period

2.2.2 Subject to clause 2.2.3 of this notice, the period of the open season for the Moorook Game Reserve is:

Saturday, 12 February 2000 and Sunday, 13 February 2000, 6.30 a.m. to 8.35 p.m.; Saturday, 26 February 2000, 6.35 a.m. to 8.20 p.m.; Saturday, 18 March 2000, 6.55 a.m. to 7.50 p.m.; Saturday, 6 May 2000 and Sunday, 7 May 2000, 6.30 a.m. to 5.50 p.m.; Saturday, 20 May 2000, 6.40 a.m. to 5.40 p.m.; Saturday, 3 June 2000, 6.50 a.m. to 5.35 p.m.; Saturday, 17 June 2000 and Sunday, 18 June 2000, 6.55 a.m. to 5.40 p.m.

2.2.3 A person shall not, without the written permission of the Director, National Parks and Wildlife, take duck during the period between half an hour after sunset on any one day of the open season and a quarter of an hour before sunrise on the next day.

2.3 *Loch Luna Game Reserve**Area*

2.3.1 The open season applies to all the Reserve, other than:

(a) all that area of the Reserve east of a straight line running due north through a point 300 m to the west of the projected intersection of Wutke's Road with Chambers Creek;

- (b) all that area of the Reserve to the south of, and including, Chambers Creek other than that area south of Chambers Creek that is east of a straight line running due north through the northern tip of section 164, Cobdogla Division, Cobdogla Irrigation Area; and
- (c) for safety reasons, all of the area within a 500 m radius of the homestead of section 706, McIntosh Division, Cobdogla Irrigation Area.

Note: Access to Loch Luna is mainly by boat—all hunters should be aware of dangerous quicksand in a number of areas.

Period

- 2.3.2 Subject to clause 2.3.3 of this notice, the period of the open season for the Loch Luna Game Reserve is:

Saturday, 12 February 2000 and Sunday, 13 February 2000, 6.30 a.m. to 8.35 p.m.; Saturday, 26 February 2000, 6.35 a.m. to 8.20 p.m.; Saturday, 18 March 2000, 6.55 a.m. to 7.50 p.m.; Saturday, 6 May 2000 and Sunday, 7 May 2000, 6.30 a.m. to 5.50 p.m.; Saturday, 20 May 2000, 6.40 a.m. to 5.40 p.m.; Saturday, 3 June 2000, 6.50 a.m. to 5.35 p.m.; Saturday, 17 June 2000 and Sunday, 18 June 2000, 6.55 a.m. to 5.40 p.m.

- 2.3.3 A person shall not, without the written permission of the Director, National Parks and Wildlife, take duck during the period between half an hour after sunset on any one day of the open season and a quarter of an hour before sunrise on the next day.

2.4 Tolderol Game Reserve

Area

- 2.4.1 The open season applies to all the Reserve, other than section 349, Hundred of Freeling, County of Sturt, as the area containing the ponded wetlands.

Period

- 2.4.2 Subject to clause 2.4.3 of this notice, the period of the open season for the Tolderol Game Reserve is:

6.30 a.m. on Saturday, 12 February 2000 to 5.40 p.m. on Sunday, 18 June 2000.

- 2.4.3 A person shall not, without the written permission of the Director, National Parks and Wildlife, take duck during the period between half an hour after sunset on any one day of the open season and a quarter of an hour before sunrise on the next day.

2.5 Currency Creek Game Reserve, Lake Robe Game Reserve, Mud Islands Game Reserve

Area

- 2.5.1 The open season applies to the whole area of the Reserves.

Period

- 2.5.2 Subject to clause 2.5.3 of this notice, the period of the open season for the Currency Creek Game Reserve, Lake Robe Game Reserve and Mud Islands Game Reserve is:

6.30 a.m. on Saturday, 12 February 2000 to 5.40 p.m. on Sunday, 18 June 2000.

- 2.5.3 A person shall not, without the written permission of the Director, National Parks and Wildlife, take duck during the period between half an hour after sunset on any one day of the open season and a quarter of an hour before sunrise on the next day.

3. Prohibition Against Taking Eggs

- 3.1 A person shall not take duck eggs during the open season.

4. Bag Limit

- 4.1 For the 2000 duck hunting season, there is no bag limit on Maned Duck (Wood Duck).
- 4.2 On the first day of the open season, a person shall not have possession, or take control, of more than 12 ducks of any species, except Maned Duck (Wood Duck).

- 4.3 On any other day of the open season, a person shall not take more than 12 ducks of any species, except Maned Duck (Wood Duck).

- 4.4 A person shall not have possession or take more than 2 Pacific Black Duck on any day of the open season.

DOROTHY KOTZ, Minister for Environment and Heritage

Open Season for Stubble Quail

PURSUANT to section 52 of the National Parks and Wildlife Act 1972, I, Dorothy Kotz, Minister for Environment and Heritage, being the Minister for the Crown to whom the administration of the National Parks and Wildlife Act 1972 is for the time being committed, declare an open season for the taking of quail as set out in this notice.

1. General Open Season

In this notice 'quail' means Stubble Quail (*Coturnix pectoralis*).

1.1 Area of the State

The open season applies over the whole of the State, excluding all Reserves listed in the National Parks and Wildlife Act 1972.

1.2 Period

- 1.2.1 Subject to clause 1.2.2 of this notice, the open season for those areas described in paragraph 1.1 of this notice is from 6.05 a.m. on Saturday, 1 January 2000 until 5.35 p.m. on Monday, 31 July 2000.

- 1.2.2 A person shall not, without the written permission of the Director, National Parks and Wildlife, take quail during the period between sunset on any one day of an open season and sunrise on the next day.

2. Prohibition against taking eggs

- 2.1 A person shall not take quail eggs during an open season.

3. Bag Limit

- 3.1 On the first day of an open season, a person shall not take or have possession of more than 25 quail.
- 3.2 On any other day of an open season, a person shall not take more than 25 quail.

DOROTHY KOTZ, Minister for Environment and Heritage

Hunting on Unalienated Crown Lands

PURSUANT to the National Parks and Wildlife Act 1972 and all other powers, I, Hon Dorothy Kotz, Minister for Environment and Heritage, being the Minister for the Crown to whom the administration of the Act is for the time being committed:

1. Declare that persons must not be on land to hunt unless they have current written permission from the owner of the land. This includes both private and Crown land.

2. Declare that hunting on unalienated Crown land is approved for the 2000 hunting season, with the exception of the following locations:

Murraylands Region

- Pieces 9 and 10, Deposited Plan 49150, Hundred of Cadell (Cadell Evaporation Basin).
- Lot 103, Deposited Plan 46453, Chaffey Irrigation Area (Cooltong Evaporation Basin).
- Lot 2, Hundred of Waikerie (Hart Lagoon).
- Pieces 2 and 3, Deposited Plan 46088, Cobdogla Division, Cobdogla Irrigation Area (Cobdogla Evaporation Basin).
- Section 388, Hundred of Holder (Riverfront Reserve) adjacent to Maize Island Lagoon Conservation Park.
- Sections 23, 172, 247, 295, 296, Hundred of Gordon (Thieles Flat).
- Sections 1781, 1784, Allotments 3, 4 and 5 in Deposited Plan 23536, Berri Irrigation Area (Berri Evaporation Basin).
- Allotment 99, Deposited Plan 26809, Hundred of Ettrick.
- The waters of the River Murray within 150 m either side of any lock or weir structure.

South East Region

- Allotments 1 to 4 in Deposited Plan 23394, Hundreds of Hindmarsh and Riddoch (Lake Leake).
- Section 725, Hundred of Caroline (Eight Mile Creek).
- Section 710, Hundred of Baker.

Central Region

- Sections 679, 680, 681, 686, 687, 688, 693, 694, 695, 697, Hundred of Port Gawler (Port Gawler).
- Sections 2349, Allotment 60 in Deposited Plan 27952 and Allotment 72 in Deposited Plan 28222, Hundred of Wallaroo (Wallaroo Mines).
- Sections 2263, 2264, Hundred of Goolwa (Goolwa).
- Sections 2082, 2083, 2084, 2086, Hundred of Kondoparinga (Bullock Hill).
- Section 537, Hundred of Kondoparinga (Cox Scrub).
- Allotment 50 in Deposited Plan 35082, Hundred of Wallaroo (Warburton Point).
- Allotment 500 in Deposited Plan 27081, Hundred of Koolywurtie (Porter's Scrub).
- Allotment 2 in Deposited Plan 29815, Hundred of Carribe (Gleeson's Landing).
- Allotments 10, 13, 20, 21, 22, 26, 27 in Deposited Plan 31429, Hundreds of Clinton and Cunningham (Wills Creek).
- The waters of Lake Alexandrina, the entrance to the Coorong and Boundary Creek located south of the barrages and extending from section 645, Hundred of Baker to the Murray Mouth.
- That land at the southern end of the Mundoo Channel, locally referred to as Bird Island, together with the adjacent tidal flats to the north and west.

North Region

- Allotment 10 in Deposited Plan 37980, Hundred of Lake Wangary.
- Allotment 2 in Deposited Plan 34847 (Finniss Springs).
- Block 422 in Deposited Plan 832300, Hundred of Kopperamanna (Tirari Desert).

For further information regarding the 2000 hunting season, please contact the Department for Environment, Heritage and Aboriginal Affairs on (08) 8204 8700.

DOROTHY KOTZ, Minister for Environment and Heritage

ROADS (OPENING AND CLOSING) ACT 1991:
SECTION 24

**NOTICE OF CONFIRMATION OF ROAD
PROCESS ORDER**

*Public Road south Arcadia Avenue, Hindmarsh Island
Deposited Plan 52147*

BY Road Process Order made on 11 February 1999, the Alexandrina Council ordered that:

1. Portion of the allotment 2010 in Deposited Plan 28183, more particularly delineated and numbered '1' in the Preliminary Plan No. PP32/0355 be opened as road.

2. The greater portion of the public road south of Arcadia Avenue adjoining allotments 829 and 913 Deposited Plan 32794 more particularly lettered 'A' in Preliminary Plan No. PP32/0355 be closed.

3. The whole of the land subject to closure be transferred to KEBARO PTY LTD in accordance with agreement for exchange dated 11 February 1999 entered into between the Alexandrina Council and Kebaro Pty Ltd.

On 14 April 1999 that order was confirmed by the Minister for Administrative Services conditionally on approval and deposit of the survey plan by the Registrar-General. The condition has now been fulfilled.

Pursuant to section 24 (5) of the Roads (Opening and Closing) Act 1991, NOTICE of the order referred to above and its confirmation is hereby given.

Dated 23 December 1999.

P. M. KENTISH, Surveyor-General

ROADS (OPENING AND CLOSING) ACT 1991:
SECTION 24

**NOTICE OF CONFIRMATION OF ROAD
PROCESS ORDER**

*Circuit Court, Hendon
Deposited Plan 52866*

BY Road Process Order made on 1 July 1999, the City of Charles Sturt ordered that:

1. Portion of the public road (Circuit Court) adjoining allotments 108 and 109 in Deposited Plan 50005, more particularly delineated and lettered 'A' and 'B' (respectively) in Preliminary Plan No. PP32/0424 be closed.

2. Portion of the land subject to closure lettered 'A' be transferred to FRIENDLY SOCIETY MEDICAL ASSOCIATION LTD in accordance with agreement for transfer dated 16 April 1999 entered into between the City of Charles Sturt and Friendly Society Medical Association Ltd.

3. Portion of the land subject to closure lettered 'B' be transferred to ROBERT GROTH PTY LTD in accordance with agreement for transfer dated 16 April 1999 entered into between the City of Charles Sturt and Robert Groth Pty Ltd.

4. The following easement be granted over portion of the land subject to that closure.

Grant to the South Australian Water Corporation an easement for water supply purposes.

On 13 August 1999 that order was confirmed by the Minister for Administrative Services, conditionally on approval and deposit of the survey plan by the Registrar-General. The condition has now been fulfilled.

Pursuant to section 24 (5) of the Roads (Opening and Closing) Act 1991, NOTICE of the order referred to above and its confirmation is hereby given.

Dated 23 December 1999.

P. M. KENTISH, Surveyor-General

ROADS (OPENING AND CLOSING) ACT 1991:

SECTION 24

NOTICE OF CONFIRMATION OF ROAD

PROCESS ORDER

*South Terrace, Blanchetown**Deposited Plan 52260*

BY Road Process Order made on 8 February 1999, the Mid Murray Council ordered that:

1. An irregular portion of the public road (South Terrace) adjoining the northern boundary of section 171 Hundred of Skurray, more particularly lettered 'A' in Preliminary Plan No. PP32/0341 be closed.

2. Vest the whole of the land subject to closure in the Crown and add that land to section 171 held by PETER JOHN CLARK and BEVERLEY ANNE CLARK under Crown Lease Volume 1631 Folio 65 in accordance with agreement for transfer dated 17 July 1998 entered into between the Mid Murray Council and P. J. Clark and B. A. Clark.

On 26 May 1999 that order was confirmed by the Minister for Administrative Services conditionally on approval and deposit of the survey plan by the Registrar-General. The condition has now been fulfilled.

Pursuant to section 24 (5) of the Roads (Opening and Closing) Act 1991, NOTICE of the order referred to above and its confirmation is hereby given.

Dated 23 December 1999.

P. M. KENTISH, Surveyor-General

ROADS (OPENING AND CLOSING) ACT 1991

Road Closure—Grange Road/Falkirk Avenue, Findon

NOTICE is hereby given, pursuant to section 10 of the Roads (Opening and Closing) Act 1991, that the CITY OF CHARLES STURT proposes to make a Road Process Order to close and transfer to A. & G Iacopetta Services Pty Ltd portion of the public roads (Grange Road and Falkirk Avenue) adjoining allotment 22 in Deposited Plan 7052, as more particularly delineated and lettered 'A' on Preliminary Plan No. PP32/0532.

A copy of the plan and a statement of persons affected are available for public inspection at the office of the Council at 72 Woodville Road, Woodville and the Adelaide Office of the Surveyor-General during normal office hours.

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

The application for easement or objection must be made in writing to the Council at P.O. Box 1, Woodville, S.A. 5011 WITHIN 28 DAYS OF THIS NOTICE and a copy must be forwarded to the Surveyor-General at G.P.O. Box 1354, Adelaide, S.A. 5001. Where a submission is made, the Council will give notification of a meeting at which the matter will be considered.

Dated 23 December 1999.

P. M. KENTISH, Surveyor-General

PASSENGER TRANSPORT ACT 1994

Notice by the Minister

PURSUANT to section 5 (4) of the Passenger Transport Act 1994, I vary the condition contained in paragraph (a) of the exemption under that Act conferred by me on 25 November 1999 (see *Gazette* 25 November 1999, page 2446) by striking out '\$2' and substituting '\$5'.

Dated 19 December 1999.

DIANA LAIDLAW, Minister for Transport and Urban Planning.

SOIL CONSERVATION AND LAND CARE ACT 1989

SECTION 22 (c)

*Coorong and Districts Soil Conservation Board—
Amendment to Name*

I, ROBERT GERARD KERIN, Minister for Primary Industries, in the State of South Australia to whom the administration of the Soil Conservation and Land Care Act 1989 has been committed, do hereby amend the name of the Coorong and Districts Soil Conservation Board to Coorong District Soil Conservation Board pursuant to Section 22 (c) of the Act.

Dated 20 December 1999.

ROB KERIN, Minister for Primary Industries



Christmas/New Year Holiday Publishing Information

Last Gazette for 1999 will be Thursday, 23 December 1999

Closing date for notices for publication will be
4 p.m. Tuesday, 21 December 1999

First Gazette for 2000 will be Thursday, 6 January 2000

Closing date for notices for publication will be
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MISCELLANEOUS LEGISLATION AND GOVERNMENT PUBLICATIONS PRICES AS FROM 1 JULY 1999

Acts, Bills, Rules, Parliamentary Papers and Regulations					
Pages	Main	Amends	Pages	Main	Amends
1-16	1.60	0.75	497-512	23.30	22.40
17-32	2.30	1.45	513-528	23.90	23.00
33-48	2.90	2.10	529-544	24.70	23.80
49-64	3.70	2.75	545-560	25.30	24.50
65-80	4.35	3.55	561-576	26.00	25.20
81-96	5.00	4.20	577-592	26.75	25.75
97-112	5.75	4.85	593-608	27.50	26.50
113-128	6.40	5.60	609-624	28.25	27.50
129-144	7.20	6.30	625-640	28.75	28.00
145-160	7.90	6.95	641-656	29.50	28.50
161-176	8.60	7.70	657-672	30.00	29.25
177-192	9.25	8.40	673-688	31.00	30.00
193-208	9.95	9.10	689-704	31.75	30.75
209-224	10.60	9.75	705-720	32.25	31.50
225-240	11.25	10.50	721-736	33.25	32.00
241-257	12.05	11.10	737-752	33.75	32.75
258-272	12.80	11.80	753-768	34.50	33.25
273-288	13.45	12.60	769-784	35.00	34.25
289-304	14.10	13.20	785-800	35.75	35.00
305-320	14.80	13.90	801-816	36.25	35.50
321-336	15.55	14.60	817-832	37.25	36.25
337-352	16.20	15.40	833-848	38.00	37.00
353-368	16.90	16.05	849-864	38.50	37.75
369-384	17.60	16.80	865-880	39.25	38.50
385-400	18.30	17.50	881-896	39.75	39.00
401-416	19.00	18.10	897-912	40.75	39.75
417-432	19.75	18.90	913-928	41.25	40.75
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DEVELOPMENT ACT 1993: SECTION 48**DECISION BY THE GOVERNOR***Preamble*

1. A proposal to develop stormwater diversion infrastructure and a seawater circulation system for the Patawalonga Lake in the vicinity of Glenelg and West Beach has been under consideration under Division 2 of Part 4 of the *Development Act 1993*.
2. The development has been the subject of an amended environmental impact statement (being an environmental impact statement officially recognised under the *Planning Act 1982*) and an amended Assessment Report under section 47 of the *Development Act 1993*.
3. Application has now been made to the Governor under section 48 of the *Development Act 1993* for the approval of the development. The application dated 11 October 1999 (and amended Environmental Impact Statement, dated June 1999) includes the following plans:
 - (a) Drawing titled: OVERALL SITE PLAN & DRAWING INDEX, Drawing Number: AE4085-C-SK-101 dated 4-8-99.
 - (b) Drawing titled: OPEN CHANNEL PLAN & LONGITUDINAL SECTION, Drawing Number: AE4085-C-SK-105 dated 5-8-99.
 - (c) Drawing titled: CONTROL GATE & OUTLET STRUCTURES GENERAL ARRANGEMENT, Drawing Number: AE4085-C-SK-108 dated 31-8-99.
 - (d) Drawing titled: LANDSCAPE PLAN SHEET 1, Drawing Number: AE4085-C-DK-109 Dated 8-9-99
 - (e) Drawing titled: DIVERSION STRUCTURE GENERAL ARRANGEMENT, Drawing Number: AE4085-C-DK-120 dated 23-8-99.
 - (f) Drawing titled: DIVERSION STRUCTURE AND CONTROL ROOM ELEVATIONS, Drawing Number: AE4085-C-DK-138 dated 23-8-99.
4. I am satisfied that an appropriate Environmental Impact Statement, and an Assessment Report, that encompass the development have been prepared in relation to development, in accordance with the requirements of Division 2 of Part 4 of the *Development Act 1993*.

5. I have, in considering the application, had regard to all relevant matters under section 48(5) of the *Development Act 1993*.

Decision

PURSUANT to section 48 of the *Development Act 1993* and with the advice and consent of the Executive Council, in relation to the proposal to develop stormwater diversion infrastructure and a seawater circulation system for the Patawalonga Lake in the vicinity of Glenelg and West Beach, as described in the application dated 11 October 1999 (and amended Environmental Impact Statement, dated June 1999) submitted on behalf of the Minister for Government Enterprises, I grant development approval for the development subject to conditions.

Components of development reserved:

1. Environmental Management Plans for:
 - a) the Patawalonga Lake;
 - b) the Barcoo Watercourse and Weir No. 2 Basin;
 - c) the Buried Duct under the coastal dune and beach; and
 - d) the Offshore Outlet.

The applicant must produce for assessment and approval its proposals for the management of construction impacts; the rehabilitation of the land and seabed affected by construction; and management, maintenance and monitoring matters associated with the operation of the development.

CONDITIONS OF APPROVAL

1. No works may be commenced on a particular stage of the proposal on the site unless and until:
 - (a) the reserved components of the development have been approved.
2. The development hereby approved must be undertaken in accordance with the following plans comprising part of the application:
 - Drawing Titled: OVERALL SITE PLAN & DRAWING INDEX, Drawing Number: AE4085-C-SK-101 dated 4-8-99.
 - Drawing Titled: OPEN CHANNEL PLAN & LONGITUDINAL SECTION, Drawing Number: AE4085-C-SK-105 dated 5-8-99.
 - Drawing Titled: CONTROL GATE & OUTLET STRUCTURES GENERAL ARRANGEMENT, Drawing Number: AE4085-C-SK-108 dated 31-8-99.
 - Drawing Titled: LANDSCAPE PLAN SHEET 1, Drawing Number: AE4085-C-DK-

- 109 dated 8-9-99
- Drawing Titled: DIVERSION STRUCTURE GENERAL ARRANGEMENT, Drawing Number: AE4085-C-DK-120 dated 23-8-99.
 - Drawing Titled: DIVERSION STRUCTURE AND CONTROL ROOM ELEVATIONS, Drawing Number: AE4085-C-DK-138 dated 23-8-99.
3. Any work that constitutes building work under the *Development Act 1993* must be independently certified as complying with the Building Rules, prior to the construction of that building.
 4. The syphon structure under Africaine Road must be of adequate capacity so that flooding will not occur in the vicinity of the northern reach of the Patawalonga Lake and the golf course.
 5. If any acid sulphate soils or pockets of buried waste are found while undertaking works on the site, the occupier of the site must immediately provide a written report of such a find to the Environment Protection Authority.
 6. An amended landscaping plan addressing landscaping for the whole of the site, including the northern reach of the Patawalonga Lake and the golf course land affected by construction, must be prepared to the satisfaction of the Development Assessment Commission, prior to construction commencing.
 7. The coastal dune affected by the proposal must be rehabilitated in accordance with the reasonable requirements of the Environment Protection Authority and the Coast Protection Board and to the satisfaction of the Development Assessment Commission.
 8. Damage to the seawall as a result of the proposed works must be reinstated in accordance with the current design standards for seawalls of the Coast Protection Board.

NOTES TO THE APPLICANT:

1. When implementing condition (6), consultation should be undertaken with the West Beach Trust, Adelaide Airport Ltd, City of Holdfast Bay and the City of West Torrens
2. Environment Protection Authority licences would need to be obtained for any prescribed construction works and activities, which would also need to be undertaken in accordance with a Soil Erosion and Drainage Management Plan and appropriate management practices in the *Stormwater Pollution Prevention Code of Practice for the Building and Construction Industry (1999)*.
3. Tenure arrangements, including any Native Title requirements, should be finalised prior to construction commencing.
4. The potential use of the existing silt ponds at the intersection of Tapleys Hill and West Beach Road for the disposal of any waste materials should be further investigated during the detailed design stage to ensure plans by the City of West Torrens to rehabilitate the site into a stormwater detention basin in this vicinity are not compromised. This must be resolved in consultation with the Council and Adelaide Airport Ltd.
5. Consultation should be undertaken with the Department of Industry and Trade, the West Beach Trust and the City of West Torrens in order to avoid any potential disruption to the planned construction of a skating/BMX facility south of Africaine Road.
6. Strategies for reducing the volume of discharges from the Patawalonga Creek/Airport Drain Catchment into the Weir No. 2 Basin (and potentially the Patawalonga Lake) should be prepared in consultation with the City of West Torrens, Adelaide Airport Ltd and the Patawalonga Catchment Water Management Board.
7. The Patawalonga Catchment Water Management Board should consider the following matters:
 - The installation of further silt traps/basins within the catchment and the construction of proposed wetlands at Oaklands Park and Morpherville as a matter of priority to ensure predicted improvements to water quality are achieved by the time the Outlet is commissioned.
 - Committing to a program of maintaining water quality improvement devices within the Patawalonga Catchment to ensure they operate at maximum efficiency for removing sediment and pollutants.
 - The preparation of an Environmental Management Plan for the Weir No.1 Basin, that is similar to the proposed EMP for the Weir No. 2 Basin, so that maintenance and monitoring requirements are addressed for these freshwater waterbodies in a co-ordinated manner.
 - Further monitoring (and reporting) of the Patawalonga Catchment to measure the level of water quality improvements being made (especially as predicted).
 - The preparation and implementation of a long-term sampling program to determine sediment movement within the catchment (especially the finer fractions)

that carry the majority of pollutants), as recommended by the Australian Water Quality Centre (1999). In addition, the current ambient and composite monitoring programs should be continued to monitor changes in water quality as improvements are made in the catchment. In particular, the effectiveness of works to capture and remove fine sediment and organic matter should continue to be measured.

- The implementation of works to further reduce levels of sediment (especially fine fractions) and organic matter at the end of the catchment (and to a lesser degree, supplemented by works in the remainder of the catchment to enable the progressive removal of silt, nutrients and other pollutants) as a matter of priority.
 - Further investigation of the quantity and composition of sediments in the lower reaches of the catchment in order to assess their long-term remobilisation potential and likely impacts on water quality. If remobilisation is identified as a problem, satisfactory management should be undertaken.
 - The potential impact of increased flows and sources of sediment from the Patawalonga Creek and Airport catchments on the operation of the Outlet and suitable measures to reduce volumes and remove pollutants.
 - The establishment of further monitoring sites between the Heathfield Waste Water Treatment Plant and downstream of the confluence of Sturt Creek and Minnow Creek (at least until SA Water begins to monitor again for both chemical composition and macroinvertebrates) to gain a better understanding of the impact of the Plant, as recommended by the Australian Water Quality Centre (1999). The extent of potential remobilisation and the resuspension and transport of assimilated nutrients and pollutants within the stretch of the Sturt Creek affected by discharges from the Plant, should also be further investigated.
8. Further consultation should be undertaken with Adelaide Airport Ltd in regard to the potential for constructing a wetland detention system on Adelaide Airport land.

Given under my hand at Adelaide, 23 December 1999


GOVERNOR

DEVELOPMENT ACT 1993: SECTION 48

NOTICE BY THE GOVERNOR

Preamble

1. I have given a development authorisation pursuant to section 48 of the Development Act 1993, concerning the proposed development of stormwater diversion infrastructure and a seawater circulation system for the Patawalonga Lake in the vicinity of Glenelg and West Beach.

2. It is appropriate to delegate certain powers to the Development Assessment Commission in relation to this matter.

DELEGATION

PURSUANT to section 48 (8) of the Development Act 1993, and with the advice and consent of the Executive Council, I, delegate to the Development Assessment Commission, the power to approve the reserved matters, amendments of the development referred to in paragraph 1 of the preamble in this notice and of any future development approved by the Development Assessment Commission under this delegation, provided that any such amendment does not require the preparation of a further or amended Environmental Impact Statement.

Given under my hand at Adelaide, 23 December 1999.

E. J. NEAL, Governor

DEVELOPMENT ACT 1993: SECTION 48

*Decision by the Development Assessment Commission as Delegate of the Governor**Preamble*

1. An amended proposal to upgrade the facilities at Memorial Drive, North Adelaide comprising a new tennis club and fitness centre (to replace the existing club building), an undercroft car park, the redevelopment of the northern and southern grandstands of the centre court stadium and the removal and replacement of tennis courts has been under consideration under Division 2 of Part 4 of the Development Act 1993.

2. The development has been the subject of a Development Report and an Assessment Report under sections 46 and 46D of the Development Act 1993. The Development Report and the Assessment Report has been amended under section 47 of the Development Act 1993.

3. Application has now been made to the Development Assessment Commission as the Delegated Authority under section 48 of the Development Act 1993 for the approval of the development.

4. The Development Assessment Commission is satisfied that an appropriate Development Report, and an Assessment Report, have been prepared in relation to the development in accordance with the requirements of Division 2 of Part 4 of the Development Act 1993.

5. The Development Assessment Commission has, in considering the application, had regard to all relevant matters under section 48 (5) of the Development Act 1993.

Decision

PURSUANT to section 48 of the Development Act 1993 the Development Assessment Commission grants development approval for the amended proposal to Redevelop the Memorial Drive Tennis Centre as described in the following applications:

- Application dated 19 February 1998, amended by letter dated 1 September 1998 and the following plans dated September 1998:
 - ⇒ AA0006/S/30A. SEPTEMBER 1998—Undercroft Plan
 - ⇒ AA0006/S/32B. SEPTEMBER 1998—First Floor Plan
 - ⇒ AA0006/S/31C. SEPTEMBER 1998—Ground Floor Plan
 - ⇒ AA0006/S/33C. SEPTEMBER 1998—Elevations

- Application to vary the proposal dated 8 March 1999 (Ref. No. AP0612B), including the following plans:

- ⇒ Memorial Drive Sports Centre—Scheme 12. AA0006/S/37. February 1999 Hassell
- ⇒ Memorial Drive Sports Centre—Scheme 12. AA0006/S/33E. December 1998 Hassell

- Application to vary the approval dated 8 March 1999 (Ref. No. AP0612C) including the following plans:

- ⇒ Memorial Drive Sports Centre—Scheme 12. AA0006/S/40. February 1999 Hassell
- ⇒ Memorial Drive Sports Centre—Scheme 12. AA0006/S/41. February 1999 Hassell
- ⇒ Memorial Drive Sports Centre—Ground Floor Plan South AA0006/S/38
- ⇒ Memorial Drive Sports Centre—First Floor Plan South AA0006/S/39

- Application dated 18 May 1999 including the following plans:

- ⇒ Memorial Drive Tennis Stadium Upgrade—Stage 2 Plan—South Stand. AA0028B-DD-04
- ⇒ Memorial Drive Tennis Stadium Upgrade—Stage 2 Plan—North Stand. AA0028B-DD-05

- Application dated 17 November 1999 to use the area designated as 'Area in Abeyance' on plan titled Memorial Drive Sports Centre—Ground Floor Plan South AA0006—1.4 for the use described as 'Sanctuary Spa'.

Subject to conditions and notes attached entitled 'Conditions (1-14) for Development Approval—Amendment to the Redevelopment of the Memorial Drive Tennis Centre Proposal'.

Dated 23 December 1999.

GLORIA BOOKER-HOLLAND, Secretary, Development Assessment Commission.

CONDITIONS (1-14) FOR DEVELOPMENT APPROVAL

Amendment to the Redevelopment of the Memorial Drive Tennis Centre Proposal

1. An Environmental Management Plan must be prepared, to the satisfaction of the Environment Protection Agency prior to commencement of demolition or construction, which addresses:

- traffic management;
- dust and mud control;
- noise control;
- stormwater management;
- vegetation management;
- truck washdown management; and
- site clean up.

2. The proposed tennis courts lights must be directed and shielded, if necessary, to prevent glare and light overspill outside the courts impacting on road users on War Memorial Drive.

3. Retail floor space must be limited to a maximum floor area of 100 m² and must only be used for equipment servicing and the sale of goods/clothing/equipment associated with the tennis and sporting/fitness facilities in the Centre.

4. The use of the proposed hair dressing, facial and manicure facilities must, at any time, be limited to a maximum floor area of 80 m².

5. The office component of this development must be utilised for the administration of tennis and the Centre facilities only and not for other forms of offices.

6. The car parking areas must be designed in accordance with Australian Standards 2890.1 1993.

7. The proponent shall use its best endeavours to soften the visual impact of the eastern elevation of the tennis centre adjacent to the Tennis SA lease boundary by modelling of panels, landscaping, graphic displays or other such method. The proponent shall consult with the Adelaide City Council and Planning SA in relation to such methods.

8. If the South Australian Cricket Association wishes and so permits, the applicant (or any person hereafter having the benefit of this approval) must plant semi-mature trees adjacent to the southern bowling green, along the eastern elevation of the tennis centre.

9. The proposed development must comply with the SA Environment Protection Authority's 'Stormwater Pollution Prevention Code of Practice for Local, State and Federal Government'.

10. No excavation or other works what so ever shall be undertaken within 5 m of the trunk of the Moreton Bay Fig tree located adjacent to the southern boundary of the site. The proponent shall obtain the advice of a qualified arborculturalist in relation to the preservation and well being of the tree prior to commencement of any works within the vicinity of the tree. No roots of the tree shall be severed or damaged unless personally supervised by the said arborculturalist. Pruning to balance the canopy of the tree may be undertaken to minimise stress associated with root pruning.

11. Provision must be made for at least 25 bicycle parks on the site.

12. All buildings and structures must be certified as complying with the Building Rules prior to any building work commencing.

13. The colour of the shade sail over the swimming pool and the small sail canopy must be of a light shade to blend in with the main building.

14. The area designated as 'Area in Abeyance' shown on Drawing No AA0006-1.4 to be used for the purpose known as 'Sanctuary Spa' shall be available only for Members of the Club and not for the general public.

Notes:

1. Consultation should occur between Adelaide City Council and emergency service organisations (ambulance, fire, police) regarding provision of access along War Memorial Drive during peak spectator periods at Memorial Drive Tennis Centre.

2. Consultation should occur between the proponents and Planning SA and Adelaide City Council on any proposals for advertising and direction signs. Advertising and direction signs for the proposed development are not included in this development authorisation.

3. In preparing the Environmental Management Plan the relevant Environment Protection Policies under the Environment Protection Act 1993, should assist in the process.

4. The construction, alteration or removal of any crossing place in relation to the development, which is to be at the applicant's expense, will require a separate application to the Infrastructure Services Division of the Adelaide City Council. Such works should be undertaken before the building hereby approved are occupied.

ARCHITECT ACT 1939-1987**BY-LAWS**

The Architects Board of South Australia, by virtue of the Architects Act 1939-1987, and all other powers, hereby makes the following by-laws:-

BY-LAWS UNDER THE ARCHITECTS ACT 1939-1987

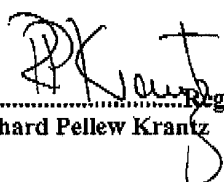
1. The by-laws made by the Architects Board of South Australia pursuant to the Architects Act 1939-1987 on the 31st day of March 1977 and published in the Government Gazette on the same day at pages 999 to 1005 inclusive as varied are hereinafter referred to as "the principal by-laws".
2. By-law 14 of the principal by-laws is to be varied as follows:
 - (1) By deleting the words 'seventy dollars' and substituting the words 'seventy four dollars', and;
 - (2) By deleting the words 'two hundred and twenty dollars' and substituting the words 'two hundred and thirty one dollars'.
3. By-law 15 of the principal by-laws is to be varied as follows:-
 - (1) By deleting the words 'ninety dollars' and substituting the words "ninety five dollars", and;
 - (2) By deleting the words 'one hundred and fifty dollars for companies with up to two directors, and two hundred dollars for companies with more than two directors' and substituting the words 'one hundred and fifty eight dollars for companies with up to two directors, and two hundred and ten dollars for companies with more than two directors'.

The above by-laws were duly made and passed by the Architects Board of South Australia at a meeting of the Board held on the 27th October 1999, five members of the Board being present.

These by-laws are to come into operation on 1st January 2000.

DATED: 27th October 1999


.....Chairman
Andrew Laurence Davies


.....Registrar
Richard Pellew Krantz

CONFIRMED IN EXECUTIVE COUNCIL


GOVERNOR
16/12/1999

Pursuant to Section 10AA(2) of the Subordinate Legislation Act 1978, I certify that, in my opinion, it is necessary or appropriate that these by-laws come into operation on 1st January 2000.



ENDORSED

Diana Laidlaw

Minister Transport and Urban Planning

MOTOR VEHICLES ACT 1959 SECTION 47A: CLASSES, SPECIFICATIONS AND DESIGN OF NUMBER PLATES

NOTICE BY THE REGISTRAR OF MOTOR VEHICLES

Pursuant to section 47A of the *Motor Vehicles Act 1959*, I, Rodney James Frisby, Registrar of Motor Vehicles:

- (a) revoke the notice under section 47A of the Act published in the *Gazette* on 21 September 1999 (see *Gazette* 21 September 1999 p. 1186);
- (b) establish the classes of number plates set out in schedule 1 and numbered 1 to 16 (inclusive) for the purposes of section 47(1) of the Act;
- (c) prescribe the specifications and design set out in schedule 2 to be the specifications and design to which number plates of each class established by this notice must conform;
- (d) declare the classes of number plates set out in schedule 3 to be classes of number plates that the Registrar may enter into an agreement pursuant to section 47A(4) of the Act, unless the registered number was allotted to the vehicle before the date of this notice.

SCHEDULE 1*Classes of number plates*

- Class 1 - Numeric
- Class 2 - Alpha Numeric (Non-Slogan)
- Class 3 - Slogan
- Class 4 - Personalised
- Class 5 - Jubilee
- Class 6 - Australian Grand Prix
- Class 7 - Towtruck
- Class 8 - Government Vehicle
- Class 9 - Name Plates
- Class 10 - Custom
- Class 11 - Taxi
- Class 12 - Chauffeured
- Class 13 - Consular Corps
- Class 14 - Federal Interstate
- Class 15 - Premium
- Class 16 - Bike Rack

SCHEDULE 2*Specifications and design of number plates**Class 1 - Numeric Number Plates*

A numeric number plate must bear a number consisting entirely of figures (except for the letters "SA" designating the State of issue) and may be issued under an agreement between the Registrar and the applicant. The plate must conform to the following additional specifications and designs:

129 mm Min./371 mm Max.

Steel/Aluminium
Embossed



133 mm Min.

White Figures

Black Background

Motor Vehicles
other than
motor cycles

Motor
Cycles

Height of Figure or Letter

77 mm

50 mm

Width of every line in each
figure or letter

12 mm

6 mm

The dimensions of a motor cycle plate must be 215 ± 1.0 mm in length and 95 ± 1.0 mm in height.

Class 2 - Alpha Numeric Plates (Non-Slogan)

An alpha-numeric plate (non-Slogan) must bear a number consisting of a combination of letters and figures and may be issued under an agreement between the Registrar and the applicant. The plate must conform to the following additional specifications and design:

2.1 Special Purpose Vehicle and Motor Cycle

215 ± 1.0 mm

Steel/Aluminium
Embossed



95 ± 1.0 mm

Black Letters & Figures

White Background


Height of Figure or Letter

50 mm

Width of every line in each
figure or letter

6 mm

2.2 Other Vehicles

	371 ± 1.0 mm	
Steel/Aluminium Embossed		133 ± 1.0 mm
Black Letters & Figures		White Background Reflectorised
Height of Figure or Letter	77 mm	
Width of every line in each figure or letter	12 mm	

2.3 Corporate Number Plates

Alpha numeric plates (non-slogan) in the corporate plate format (class 2.2 only) may contain a background, logo and/or slogan, in accordance with an agreement between the Registrar and the applicant.

The plate must conform with the following specifications and design:

The height of the plate 133 ± 1.0 mm and width 371 ± 1.0 mm.

Height of Figure or Letter 60 mm

Width of every line in each
figure or letter 10 mm

Class 3 - Slogan Number Plates

A slogan number plate must bear a number consisting of a combination of letters and figures and may be issued under an agreement between the Registrar and the applicant. The plate must be of the type known as metal embossed and must conform to the following additional specifications and design:

3.1 Festival State

	371 ± 1.0 mm	
Steel/Aluminium Embossed		133 ± 1.0 mm
Black Letters & Figures Slogan in Blue		White Background Reflectorised

Blue Slogan: SA • The Festival State
Black State Badge (Piping Shrike)

	Motor Vehicles other than motor cycles
Height of Figure or Letter	77 mm
Width of every line in each figure or letter	12 mm

3.1.1 **Festival State Trailer Plate**

371 ± 1.0 mm

Steel/Aluminium
Embossed

133 ± 1.0 mm

Black Letters & Figures
Slogan in BlueWhite Background
ReflectorisedBlue Slogan: SA • The Festival State
Black State Badge (Piping Shrike)

Height of Figure or Letter 77 mm

Width of every line in each
figure or letter 12 mm**OR**3.1.2 **Non-Standard Trailer Plate**

252 ± 1.0 mm

Steel/Aluminium
Embossed

98 ± 1.0 mm

Black Letters & Figures
Slogan in BlueWhite Background
ReflectorisedBlue Slogan: SA • The Festival State
Black State Badge (Piping Shrike)

Height of Figure or Letter 50 mm

Width of every line in each
figure or letter 6 mm

3.2 Wine State

371 ± 1.0 mm

Steel/Aluminium
Embossed

133 ± 1.0 mm

Black Letters & Figures
Slogan in PurpleWhite Background
Reflectorised

Purple Slogan: SOUTH AUSTRALIA - THE WINE STATE
 Black State Badge (Piping Shrike)
 Background: Design approved by the Registrar

Height of Figure or Letter 60 mm

Width of every line in each
figure or letter 10 mm**3.3 Rose State**

371 ± 1.0 mm

Steel/Aluminium
Embossed

133 ± 1.0 mm

Black Letters & Figures
Slogan in PinkWhite Background
Reflectorised

Pink Slogan: SOUTH AUSTRALIA - THE ROSE STATE
 Black State Badge (Piping Shrike)
 Background: Design approved by the Registrar

Height of Figure or Letter 60 mm

Width of every line in each
figure or letter 10 mm**3.4 Creative State**

371 ± 1.0 mm

Steel/Aluminium
Embossed

133 ± 1.0 mm

Black Letters & Figures
Slogan in Black

Yellow Background

Black Slogan: SOUTH AUSTRALIA - THE CREATIVE STATE
 Black State Badge (Piping Shrike)
 Background: Design approved by the Registrar

Height of Figure or Letter 60 mm

Width of every line in each
figure or letter 10 mm

3.5 Defence State

371 ± 1.0 mm

Steel/Aluminium
Embossed

133 ± 1.0 mm

White Letters & Figures
Slogan in White with Black background

Blue Background

White Slogan: SOUTH AUSTRALIA - THE DEFENCE STATE
 Black State Badge (Piping Shrike)
 Background: Design approved by the Registrar

Height of Figure or Letter 60 mm

Width of every line in each
figure or letter 10 mm**3.6 Gateway To The Outback**

371 ± 1.0 mm

Steel/Aluminium
Embossed

133 ± 1.0 mm

Black Letters & Figures
Slogan in White with Black backgroundWhite Background
Reflectorised

White Slogan: SOUTH AUSTRALIA - GATEWAY TO THE OUTBACK
 Black State Badge (Piping Shrike)
 Background: Design approved by the Registrar

Height of Figure or Letter 60 mm

Width of every line in each
figure or letter 10 mm**3.7 Corporate Number Plates**

Slogan number plates in the corporate plate format may contain a background, logo and/or slogan, in accordance with an agreement between the Registrar and the applicant.

The plate must conform with the following specifications and design:

371 mm ± 1.0 mm in length and 133 mm ± 1.0 mm in height


Height of Figure or Letter 60 mm

Width of every line in each
figure or letter 10 mm

Class 4 - Personalised Number Plates

A personalised number plate must bear a number consisting of a combination of letters and figures requested by an applicant and issued under an agreement between the Registrar and the applicant.


The plate must be of the type known as metal embossed and must conform to the following additional specifications and design:

4.1	Standard Personalised	371 ± 1.0 mm	
	Aluminium Embossed		133 ± 1.0 mm
	Green Letters & Figures		Yellow Background Reflectorised

Black State Badge (Piping Shrike)

	Motor Vehicles other than motor cycles	Motor Cycles
Height of Figure or Letter	72 mm	50 mm
Width of every line in each figure or letter	12 mm	6 mm

OR

4.2	Slim Personalised	371 ± 1.0 mm	
	Aluminium Embossed		100 ± 1.0 mm
	Green Letters & Figures		Yellow Background Reflectorised

Black State Badge (Piping Shrike)

	Motor Vehicles other than motor cycles	Motor Cycles
Height of Figure or Letter	54 mm or 60 mm	50 mm
Width of every line in each figure or letter	10 mm	6 mm

The dimensions of a motor cycle plate must be $252 \text{ mm} \pm 1.0$ mm in length and $98 \text{ mm} \pm 1.0$ mm in height.

OR

4.3 Corporate Number Plates

Personalised number plates in the corporate plate format may contain a background, logo and/or slogan, in accordance with an agreement between the Registrar and the applicant.

The plate must conform with the following specifications and design:

371 mm \pm 1.0 mm in length and 133 mm \pm 1.0 mm in height

Height of Figure or Letter 60 mm

Width of every line in each figure or letter 10 mm

Class 5 - Jubilee Number Plates

A limited series of number plates numbered 000J - 999J and 000S - 999S preceded by the J150 logo and has the words "SOUTH AUSTRALIA" printed under the numbers, were issued to commemorate South Australia's 150th Jubilee. The plate must be of the type known as metal embossed and must conform to the following additional specifications and design:

371 \pm 1.0 mm

Steel/Aluminium
Embossed



133 \pm 1.0 mm

Black Figures and Letter

Silver-White Background
Reflectorised

Black Slogan: SOUTH AUSTRALIA


Motor Vehicles

Height of Figure or Letter 77 mm

Width of every line in each figure or letter 12 mm


*Class 6 - Australian Grand Prix Number Plates***6.1 Special Series**

A limited series of number plates numbered 1 - 199 preceded by the Grand Prix Logo, were issued to commemorate the Australian Formula 1 Grand Prix in Adelaide. The plate must be of the type known as metal embossed and must conform to the following additional specifications and design:

	$371 \pm 1.0 \text{ mm}$	
Steel/Aluminium Embossed		$133 \pm 1.0 \text{ mm}$
White Figures	Logo Green, Yellow, Black & White White Slogan: SOUTH AUSTRALIA	Black Background
	Motor Vehicles	
Height of Figure or Letter	77 mm	
Width of every line in each figure or letter	12 mm	


6.2 Standard Series

A limited series of number plates number 200 - 9999 preceded by the Grand Prix Logo, was issued to commemorate the Australian Formula 1 Grand Prix in Adelaide. The plate must be of the type known as metal embossed and must conform to the following specifications additional and design:

	$371 \pm 1.0 \text{ mm}$	
Steel/Aluminium Embossed		$133 \pm 1.0 \text{ mm}$
Black Figures	Logo Green, Yellow, Black & White Black Slogan: SOUTH AUSTRALIA	White Background Reflectorised
	Motor Vehicles	
Height of Figure or Letter	77 mm	
Width of every line in each figure or letter	12 mm	

Class 7 - Towtruck Number Plates

A Towtruck number plate must be issued to a Towtruck approved by the Registrar for use in the operation of the accident towing roster scheme. The number is preceded by the letters "ATT" and the plate must conform to the following additional specifications and design:

	$371 \pm 1.0 \text{ mm}$	
Steel/Aluminium Embossed		$133 \pm 1.0 \text{ mm}$
Blue Letters & Figures		Yellow Background Reflectorised
	Blue Slogan: SA ACCIDENT TOWTRUCK	
	Motor Vehicle	
Height of Figure or Letter	77 mm	
Width of every line in each figure or letter	12 mm	

Class 8 - Government Vehicle Number Plates

Vehicles owned by the Crown and registered under the Continuous Government Registration Scheme must be issued with a number plate or plates consisting of a combination of letters and figures, which conform to the following additional specifications and design:

	$371 \pm 1.0 \text{ mm}$	
Steel/Aluminium		$133 \pm 1.0 \text{ mm}$
Blue Letters & Figures		White Background Reflectorised
	Blue Slogan: SA GOVERNMENT	
	Motor Vehicles other than motor cycles	Motor Cycles
Height of Figure or Letter	77 mm	50 mm
Width of every line in each figure or letter	12 mm	6 mm

The dimensions of a motor cycle plate must be $215 \pm 1.0 \text{ mm}$ in length and $95 \pm 1.0 \text{ mm}$ in width.

Class 9 - Name Plates



A name plate must bear a number which consists of all letters issued under an agreement between the Registrar and the applicant. The plate must be of the type known as reflectorised metal or acrylic.

The size of the plate and height and width of every figure appearing on the plate are at the discretion of the Registrar.

Class 10 - Custom Number Plates

A custom number plate must bear a number requested by an applicant, which may consist of letters or a combination of letters and figures and issued under an agreement between the Registrar and the applicant authorising the applicant to display the number. The plate must be of the type known as metal embossed and must conform to the additional specifications and design:

Black letters and figures, white reflectorised background or
 Black letters and figures, lemon reflectorised background or
 Black letters and figures, gold reflectorised background or
 Blue letters and figures, white reflectorised background or
 Blue letters and figures, lemon reflectorised background or
 Blue letters and figures, gold reflectorised background or
 Green letters and figures, white reflectorised background or
 Green letters and figures, lemon reflectorised background or
 Green letters and figures, gold reflectorised background.

10.1	Standard Custom	371 ± 1.0 mm	
	Aluminium Embossed		133 ± 1.0 mm
		Motor Vehicles other than motor cycles	Motor Cycles
	Height of Figure or Letter for 1 to 6 letters	77 mm	50 mm
	Height of Figure or Letter 7 letters or 6 letters with space	72 mm	50 mm
	Width of every line in each figure or letter	12 mm	6 mm
		OR	
10.2	Slim Custom	371 ± 1.0 mm	
	Aluminium Embossed		100 ± 1.0 mm
		Motor Vehicles other than motor cycles	
	Height of Figure or Letter	54 mm or 60 mm	
	Width of every line in each figure or letter	10 mm	
		OR	

10.3 Square Two Line Custom

300 ± 1.0 mm

Aluminium Embossed



150 ± 1.0 mm

Motor Vehicles
other than
motor cycles

Height of Figure or Letter 54 mm or 60 mm

Width of every line in each
figure or letter 10 mm**OR****10.4 Square Custom**

300 ± 1.0 mm

Aluminium Embossed



150 ± 1.0 mm

Motor Vehicles
other than
motor cycles

Height of Figure or Letter 54 mm or 60 mm

Width of every line in each
figure or letter 10 mm

The dimensions of a motor cycle plate:

1 to 6 digits 215 mm ± 1.0 mm in length and 95 mm ± 1.0 mm in width

7 digits 252 mm ± 1.0 mm in length and 98 mm ± 1.0 mm in width.

OR**10.5 Corporate Number Plates**

Custom number plates in the corporate plate format may contain a background, logo and/or slogan, in accordance with an agreement between the Registrar and the applicant.

The plate must conform with the following specifications and design:

371 mm ± 1.0 mm in length and 133 mm ± 1.0 mm in height

Height of Figure or Letter 60 mm

Width of every line in each
figure or letter 10 mm

Class 11 - Taxi Plates

A Taxi Plate must be issued to taxi-cabs which are licensed by the Passenger Transport Board as general purpose taxi-cabs, standby taxi-cabs or special vehicles taxi-cabs. The number is preceded by the letters 'TAXI' and the plate must conform to the following specifications and design:

371 ± 1.0 mm

Steel/Aluminium Embossed
Embossed



133 ± 1.0 mm

Black Letters & Figures

White Background
Reflectorised

Red Slogans: SOUTH AUSTRALIA (above plate number)
A GREAT PLACE TO LIVE AND WORK (below plate number)

SA Great Logo (between the word TAXI and figures) according to the copyright specifications of SA GREAT

Motor Vehicle

Height of Figure 77 mm

Height of Letter 51 mm

Width of every line in each figure or letter 12 mm

Standby taxi-cab plates and special vehicles taxi-cab (issued by the Passenger Transport Board) may have letters "TAXI" displayed with White letters on a black background.

Class 12 - Chauffeured Vehicle Plates

A Chauffeured Vehicle number plate must bear a number consisting of a combination of figures and letters and be issued to vehicles and cycles which are Licensed to operate for hire by the Passenger Transport Board. These plates must be of the type known as metal embossed and must conform to the following additional specifications and design:

12.1 Standard

371 ± 1.0 mm

Steel/Aluminium
Embossed



133 ± 1.0 mm

Blue Figures and Letters

White Background

Blue Border with White Slogan: CHAUFFEURED VEHICLE (above plate number) and SOUTH AUSTRALIA (below plate number).

Motor Vehicles
other than
motor cycles

Motor
Cycles

Height of Figure or Letter 77 mm

50 mm

Width of every line in each figure or letter 12 mm

6 mm

OR

12.2 Square 300 ± 1.0 mmSteel/Aluminium
Embossed 150 ± 1.0 mm

Blue Figures and Letters

White Background

Blue Border with White Slogan: CHAUFFEURED VEHICLE (above plate number) and SOUTH AUSTRALIA (below plate number).

Motor Vehicles
other than
motor cycles

Height of Figure or Letter

60 mm

Width of every line in each
figure or letter

10 mm

OR**12.3 Motor Cycle** 252 ± 1.0 mmSteel/Aluminium
Embossed 98 ± 1.0 mm

Blue Figures and Letters

White Background

Blue Border with White Slogan: CHAUFFEURED VEHICLE (above plate number) and SOUTH AUSTRALIA (below plate number).

Motor
Cycles

Height of Figure or Letter


50 mm

Width of every line in each
figure or letter

6 mm

Class 13 - Consular Corps Plates


A Consular Corp number plate must be issued to an accredited Diplomatic Officer or accredited Consular Officer de carriere, who is a national of a country which he or she represents and who resides in the state. The plates must be of the type known as metal embossed and must conform to the following additional specifications and design:

	371 ± 1.0 mm	
Steel/Aluminium Embossed		133 ± 1.0 mm
White Letters & Figures	White Slogan: SA CONSULAR CORPS	Black Background
	Motor Vehicles	
Height of Figure or Letter	77 mm	
Width of every line in each figure or letter	12 mm	

Class 14 - Federal Interstate Number Plates




A Federal Interstate Number Plate is issued to a vehicle registered under the *Interstate Road Transport Act 1985* of the Commonwealth, as amended from time to time. The plate must bear a number consisting of the following sequence: 2 Capital letters; a dot or a diamond; 2 figures; 2 Capital letters; and the words 'FEDERAL INTERSTATE' underneath the number.

The plate must be of the type known as metal embossed and must conform to the additional specifications and design:

	371 ± 1.0 mm	
Steel/Aluminium Embossed		133 ± 1.0 mm
Green Figures & Letters	Green Slogan: FEDERAL INTERSTATE	Gold Background Reflectorised
	Motor Vehicles other than motor cycles	
Height of Figure or Letter	77 mm	
Width of every line in each figure or letter	12 mm	

Class 15 - Premium Number Plates

A premium plate must bear a number consisting of two letters, three figures followed by a further letter and may be issued under an agreement between the Registrar and the applicant. The plate must be of the type known as metal embossed and must conform to the following additional specifications and design:

15.1	Front - No Border	371 ± 1.0 mm	
	Aluminium Embossed		83 ± 1.0 mm
	Black Letters & Figures		White Background \ Reflectoris
		Motor Vehicles other than motor cycles	
	Height of Figure or Letter	54 mm	
	Width of every line in each figure or letter	10 mm	
15.1a	Rear - No Border	371 ± 1.0 mm	
	Aluminium Embossed		106 ± 1.0 mm
	Black Letters & Figures		White Background Reflectoris
		Motor Vehicles other than motor cycles	
	Height of Figure or Letter	72 mm	
	Width of every line in each figure or letter	12 mm	
		OR	
15.2	Front - Border	371 ± 1.0 mm	
	Aluminium Embossed		100 ± 1.0 mm
	Black Letters & Figures		White Background Reflectoris
		Motor Vehicles other than motor cycles	
	Height of Figure or Letter	54 mm or 60 mm	
	Width of every line in each figure or letter	10 mm	

15.2a Rear - Border

300 ± 1.0 mm

Aluminium Embossed



150 ± 1.0 mm

Black Letters & Figures

White Background
ReflectorisedMotor Vehicles
other than
motor cycles

Height of Figure or Letter

54 mm or 60 mm

Width of every line in each
figure or letter

10 mm

OR**15.3 Front and Rear Square**

300 ± 1.0 mm

Aluminium Embossed



150 ± 1.0 mm

Black Letters & Figures

White Background
ReflectorisedMotor Vehicles
other than
motor cycles

Height of Figure or Letter

54 mm or 60 mm

Width of every line in each
figure or letter

10 mm

OR**15.4 Corporate Number Plates**

Premium number plates in the corporate plate format may contain a background, logo and/or slogan, in accordance with an agreement between the Registrar and the applicant.

The plate must conform with the following specifications and design:

371 mm ± 1.0 mm in length and 133 mm ± 1.0 mm in height

Height of Figure or Letter 60 mm

Width of every line in each
figure or letter 10 mm

Class 16 - Bike Rack Number Plates

A Bike Rack plate must bear the number allotted to the vehicle to which the bike rack is attached and must conform to the following additional specifications and design:

252 ± 1.0 mm

Steel/Aluminium
Embossed



98 ± 1.0 mm

Black Letters & Figures

White Background
Reflectorised

Slogan: SA BETTER BY BIKE

Height of Figure or Letter 50 mm

Width of every line in each
figure or letter 6 mm

General specifications and design

1. The dimensions of the letters or words 'SA', 'SOUTH AUSTRALIA', 'THE FESTIVAL STATE' or any other slogan approved by the Registrar whether preceding the number or appearing in a central position above or below the registration number on which they are permitted, must be as follows:

	Classes 1 and 11	Motor Cycles (except Class 12)	Motor Cycles Class 12	All Other Classes
Height of Figure or Letter	36 mm	10 mm	8 mm	8 - 17 mm
Width of every line in all parts thereof	2 mm	2 mm	1 - 2 mm	1 - 3 mm

(Except Corporate Number Plates which may vary at the discretion of the Registrar).

2. The dimensions of the State Logo appearing on the number plates on which they are permitted, must be as follows:

	Class 3	Class 4	Class 4 Motor Cycle
Diameter	27 - 30 mm	50 mm	27 mm

3. The dimensions of the slogan "SA BETTER BY BIKE" appearing on the Bike Rack number plate must be as follows:

	Bike Rack
Diameter	13 mm \pm 1.0 mm

4. A number plate will be taken to comply with the requirements of this notice relating to the size of the plate and the size of letters and figures on the plate if the size of the plate or of any figure or letter on the plate-

- (a) does not exceed the size prescribed by this notice by more than 1.0 mm; or
- (b) is not more than 1.0 mm less than the size prescribed by this notice.

5. Notwithstanding the prescribed design and specifications for number plates, a number plate (other than a trailer or bike rack plate) may bear a plate and/or label that complies with Australian Standard 1425, if the vehicle to which the number plate is affixed, is equipped to use LP Gas. However, the plate and label on the number plate must be placed in such a position so as not to obscure any letter, figure, logo or slogan appearing on the number plate.

Transitional provision

A number plate that was manufactured before the date of this notice will be taken to comply with this notice if it complies with the notice under section 47A of the Act published in the *Gazette* on 21 September 1999, (see *Gazette* 21 September 1999 p. 1186).

SCHEDULE 3

*Classes of number plates which may be displayed
pursuant to an agreement under s.47A(4)*

- Class 1 - Numeric
- Class 2 - Alpha Numeric (Non-slogan)
- Class 3 - Alpha Numeric
- Class 4 - Personalised
- Class 5 - Jubilee
- Class 6 - Australian Grand Prix
- Class 9 - Name Plates
- Class 10 - Custom
- Class 16 - Premium

Dated 15 November 1999.

R. J. FRISBY, Registrar of Motor Vehicles

National Third Party Access Code for Natural Gas Pipeline Systems: First Amending Agreement

BETWEEN

**THE COMMONWEALTH OF AUSTRALIA
THE STATE OF NEW SOUTH WALES
THE STATE OF VICTORIA
THE STATE OF QUEENSLAND
THE STATE OF SOUTH AUSTRALIA
THE STATE OF WESTERN AUSTRALIA
THE STATE OF TASMANIA
THE AUSTRALIAN CAPITAL TERRITORY and
THE NORTHERN TERRITORY**

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Date	16 December 1999
Parties	
1.	The Commonwealth of Australia
2.	The State of New South Wales
3.	The State of Victoria
4.	The State of Queensland
5.	The State of South Australia
6.	The State of Western Australia
7.	The State of Tasmania
8.	The Australian Capital Territory
9.	The Northern Territory
Recitals	
A	On 7 November 1997 the Parties signed the Natural Gas Pipelines Access Agreement with the objective of establishing a uniform national framework for third party access to natural gas pipelines.
B	Under the Natural Gas Pipelines Access Agreement the Parties agreed upon a uniform "Gas Pipelines Access Law", which included a "National Third Party Access Code for Natural Gas Pipeline Systems".
C	In accordance with the Natural Gas Pipelines Access Agreement, the State of South Australia passed the Gas Pipelines Access (South Australia) Act 1997, which applied the Gas Pipelines Access Law (comprising Schedule 1 (Third Party Access to Natural Gas Pipelines) and Schedule 2 (National Third Party Access Code for Natural Gas Pipeline Systems (the Code)) as a law of South Australia.
D	In accordance with the Natural Gas Pipelines Access Agreement, each other Party (except the State of Western Australia) passed, or proposes to pass, application legislation applying the Gas Pipelines Access Law as set out in Schedules 1 and 2 to the Gas Pipelines Access (South Australia) Act 1997, as laws of that Party. The State of Western Australia has enacted the Gas Pipelines Access (Western Australia) Act 1998, which has essentially identical effect to the Gas Pipelines Access (South Australia) Act 1997 and applies the Gas Pipelines Access Law as set out in Schedules to the Western Australian Act as law of the State of Western Australia.

-
- | | |
|---|---|
| E | Section 6 of Schedule 1 of the Gas Pipelines Access Law and section 9 of Schedule 2 of the Gas Pipelines Access Law (the Code) establish a procedure whereby the Code may be amended. |
| F | On 28 September 1999, in accordance with section 9 of the Code and section 6(1) of Schedule 1 of the Gas Pipelines Access Law, the National Gas Pipelines Advisory Committee recommended to Relevant Ministers that certain amendments be made to the Code. |
| G | The Relevant Ministers have unanimously agreed, in accordance with section 6 of Schedule 1 of the Gas Pipelines Access Law, to amend the Code as set out in this Agreement. |
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Operative Provisions

1. Interpretation

1.1 This Agreement may be referred to as the National Third Party Access Code for Natural Gas Pipeline Systems: First Amending Agreement.

1.2 In this Agreement, unless the contrary intention appears, capitalised terms not otherwise defined have the meaning given in the Code and:

Code means the National Third Party Access Code for Natural Gas Pipeline Systems set out in Schedule 2 to the Gas Pipelines Access (South Australia) Act 1997 and Schedule 2 to the Gas Pipelines Access (Western Australia) Act 1998; and

Parties means the parties to this Agreement.

2. Commencement

Clauses 3, 4 and 5 of this Agreement have effect on and from the day on which a copy of this Agreement is published in the *South Australian Government Gazette*.

3. New Section 4.1A

After section 4.1 of the Code **insert**

“4.1A If requested to do so in writing by an End User, a Service Provider may disclose End User Information about that End User to the End User or to any other person or persons nominated by the End User who carry on, or propose to carry on, a business of supplying Natural Gas, notwithstanding and without contravening either section 4.1(f) or 4.1(g).”

4. Amendment of Section 8

- (a) After section 8.5 of the Code **insert:**
“8.5A Any of the methodologies described in section 8.4 or permitted under section 8.5, may be applied:
- (a) on a nominal basis (under which the Capital Base and Depreciation are expressed in historical cost terms and all other costs and revenues are expressed in current prices and a nominal Rate of Return is allowed); or
 - (b) on a real basis (under which the Capital Base, Depreciation and all costs and revenues are expressed in constant prices and a real Rate of Return is allowed); or
 - (c) on any other basis in dealing with the effects of inflation,”
- provided that the basis used is specified in the Access Arrangement, is approved by the Relevant Regulator and is applied consistently in determining the Total Revenue and Reference Tariffs.
- (b) In section 8.9 of the Code, after paragraph (f) substitute a comma for the full stop and **insert** on a new line:
- “subject, irrespective of which methodology is applied, to such adjustment for inflation (if any) as is appropriate given the approach to inflation adopted pursuant to section 8.5A.”
- (c) In paragraph (d) of section 8.33 of the Code after “Capital Base” and before the bracket **insert:**
- “, subject to such adjustment for inflation (if any) as is appropriate given the approach to inflation adopted pursuant to section 8.5A”

Definitions

- (a) In section 10.8 of the Code for the definition of “Associate” **substitute** –
- “‘**Associate**’, in relation to a person, has the meaning it would have under Division 2 of Part 1.2 of the Corporations Law if sections 13, 14, 16(2) and 17 of that Law were repealed, except that a person will not be considered to be an Associate of a Service Provider solely because that person proposes to enter, or has entered, into a contract, arrangement or understanding with the Service Provider for the provision of a Service.”

(b) In section 10.8 of the Code insert:

“**End User**’ means:

- (a) a person who acquires or proposes to acquire Natural Gas from a User; or
- (b) a person who proposes to acquire Natural Gas from a Prospective User.

‘**End User Information**’ means, in relation to an End User, information obtained by a Service Provider, or by its servants, consultants, independent contractors or agents, in the course of conducting its business that relates to the actual Natural Gas usage and usage patterns of that End User, but does not include any such information provided by a User or Prospective User to the Service Provider.”

Counterparts

This Agreement may consist of a number of counterparts and if so the counterparts taken together constitute one and the same instrument.

SIGNED by

Senator The Honourable Nick Minchin)
 Minister for Industry, Science and)
 Resources of the Commonwealth of)
 Australia)

The Honourable Kim Yeadon MP)
 Minister for Energy of the State of New)
 South Wales)

The Honourable Steve Bracks MP)
 Premier, Treasurer and Minister for)
 Multicultural Affairs of the State of)
 Victoria)

The Honourable Tony McGrady MP,)
 Deputy Premier, Minister for Mines and)
 Energy and Minister assisting the Deputy)
 Premier on Regional Development of)
 the State of Queensland)

The Honourable Rob Kerin MLA, Deputy)
Premier, Minister for Primary Industries,)
Minister for Minerals and Energy;)
Minister for Regional Development of the)
State of South Australia)



The Honourable Colin Barnett MLA)
Minister for Resources Development,)
Energy and Education of the State of)
Western Australia)

The Honourable Paul Lennon MHA)
Deputy Premier, Minister for Infrastructure,)
Energy and Resources of the State of)
Tasmania)

Mr Brendan Smyth MLA, Minister for)
Urban Services of the Australian Capital)
Territory)

The Honourable Daryl Manzie MLA)
Minister for Resource Development of the)
Northern Territory of Australia)

VOCATIONAL EDUCATION, EMPLOYMENT AND TRAINING ACT 1994

PART 4 - CONTRACTS OF TRAINING

Pursuant to the provisions of the Vocational Education, Employment and Training Act (VEET Act) the Accreditation and Registration Council (ARC) gives notice that it has determined the following:

Occupations that Constitute Trades and Other Declared Vocations

The following schedule is additional to:

1. the gazettal of 24 April 1996 (page 2045)
2. the gazettal of 31 October 1996 (page 1544)
3. the gazettal of 5 December 1996 (page 1818)
4. the gazettal of 6 February 1997 (page 830)
5. the gazettal of 17 April 1997 (page 1571)
6. the gazettal of 29 May 1997 (page 2758)
7. the gazettal of 12 June 1997 (page 2984)
8. the gazettal of 3 July 1997 (page 33)
9. the gazettal of 7 August 1997 (page 311)
10. the gazettal of 18 December 1997 (page 1677)
11. the gazettal of 22 December 1997 (page 1776)
12. the gazettal of 23 April 1998 (page 1959)
13. the gazettal of 18 June 1998 (page 2594)
14. the gazettal of 6 August 1998 (page 339)
15. the gazettal of 24 September (page 990)
16. the gazettal of 1 October 1998 (page 1038)
17. the gazettal of 15 October 1998 (page 1150)
18. the gazettal of 12 November 1998 (page 1389)
19. the gazettal of 19 November 1998 (page 1583)
20. the gazettal of 3 December 1998 (page 1742)
21. the gazettal of 10 December 1998 (page 1870)
22. the gazettal of 17 December 1998 (page 1954)
23. the gazettal of 23 December 1998 (page 2039)
24. the gazette of 11 March 1999 (page 1359)
25. the gazette of 25 March 1999 (page 1480)
26. the gazette of 1 April 1999 (page 1605) (Errata)
27. the gazette of 22 April 1999 (page 2219)
28. the gazettal of 29 April 1999 (page 2381) (Errata)
29. the gazettal of 6 May 1999 (page 2482)
30. the gazettal of 13 May 1999 (page 2595)
31. the gazettal of 27 May 1999 (Errata) (page 2723)
32. the gazettal of 17 June 1999 (page 3123)
33. the gazettal of 24 June 1999 (page 3261)
34. the gazettal of 1 July 1999 (page 22)
35. the gazettal of 29 July 1999 (page 602)
36. the gazettal of 30 September 1999 (page 1364)
37. the gazettal of 14 October 1999 (page 1973)
38. the gazettal of 11 November 1999 (page 2327)

which set out the occupations that constitute trades and other declared vocations and the terms and conditions applicable to such declared vocations.

SCHEDULE - DECLARED VOCATIONS, REQUIRED COURSES OF INSTRUCTION AND ASSOCIATED CONDITIONS

Entries recorded in italics denote previous courses and conditions determined by ARC for existing Declared Vocations. Variations appear in bold.

Occupation/Occupation Levels Declared Vocation * Trade # Other than trade	Course code National / State and expiry date	Approved Course of Instruction and Stream	Nominal Term of Contract of Training	Nominal hours of attendance at approved course	Probationary Period
Variations to Existing Declared Vocations					
# Veterinary Animal Attendant ARC September 1999	RUV20198 June 2001 RUV30198 <i>June 2001</i>	Veterinary Industry Training Package Qualifications New Apprenticeships for these qualifications will be available from 1 October 1999. From 1 October 1999 contract of training will be registered only for qualifications from the Training Package. Entry Requirements: Participants need to be employed for an average of 20 hours per week. Trainees employed under existing related contracts of training may complete their current training. Certificate II In Animal Studies Certificate III in Animal Studies Certificate III in Animal Studies incorporates the Certificate II in Animal Studies	12 months 24 months	205 hours 205 hours	1 month 2 months
# Veterinary Nursing (Level 1) ARC September 1999 Level 1 Level 1	RUV40198 <i>June 2001</i> RUV40298 <i>June 2001</i>	Veterinary Industry Training Package Qualifications Certificate IV in Veterinary Nursing Certificate IV in Veterinary Nursing incorporates the Certificate III in Animal Studies Certificate IV in Veterinary Nursing (Surgical)	36 months 36 months	605 to 675 hours 605 to 675 hours	3 months 3 months
Level 1	RUV40398 <i>June 2001</i>	Certificate IV in Veterinary Nursing (Dental)	36 months	605 to 675 hours	3 months

Occupation/Occupation Levels Declared Vocation * Trade # Other than trade	Course code National / State and expiry date	Approved Course of Instruction and Stream	Nominal Term of Contract of Training	Nominal hours of attendance at approved course	Probationary Period
<p>Level 1</p> <p>Veterinary Nursing (Level 2)</p> <p>Level 2</p>	<p>RUV40498 <i>June 2001</i></p> <p>RUV50198 June 2001</p>	<p>Certificate IV in Veterinary Nursing (Critical Care and Emergency)</p> <p>Diploma of Veterinary Nursing</p> <p>Successful completion of the Certificate IV in Veterinary Nursing is a prerequisite for entry to the Diploma of Veterinary Nursing. New Apprenticeships for these qualifications will be available from 1 October 1999. From 1 October 1999 contracts of training will be registered only for qualifications from the Training Package. Entry Requirements: Participants need to be employed for an average of 20 hours per week. Trainees employed under existing related contracts of training may complete their current training.</p> <p>Employer Approval: Employers employing trainees in the Veterinary Nursing Industry must be approved by the Accreditation and Registration Council and must meet the minimum requirements set out in the Employer Requirements Template.</p>	<p>36 months</p> <p>12 months</p>	<p>605 to 675 hours</p> <p>250 hours</p>	<p>3 months</p> <p>1 month</p>
<p># Communications (Customer Support) Traineeship</p> <p>Declared ARC August 1996</p> <p>ARC November 1998</p> <p>ARC November 1998</p>	<p>4194 ACC0000265 December 2000 13071 TA1949A December 2002</p> <p>13072 TA1949B December 2002</p>	<p>Certificate II in Communications (Customer Support) Traineeship</p> <p>Certificate II in Communication (Call Centres)</p> <p><u>Note:</u> Completion of Certificate II is a prerequisite for entry into Certificate III</p> <p>Certificate III in Communication (Call Centres)</p> <p><u>Note:</u> Completion of Certificate III is a prerequisite for entry into Certificate IV</p>	<p>12 months</p> <p>12 months</p> <p>24 months</p> <p>12 months</p>	<p>390 hours</p> <p>320 hours</p> <p>520 hours</p> <p>390 hours</p>	<p>1 month</p> <p>1 month</p> <p>2 month</p> <p>1 month</p>
<p>ARC November 1998</p>	<p>13073 TA1949C December 2002</p>	<p>Certificate IV in Communication (Call Centres)</p>	<p>12 months</p>	<p>390 hours</p>	<p>1 month</p>

Occupation/Occupation Levels Declared Vocation * Trade # Other than trade	Course code National / State and expiry date	Approved Course of Instruction and Stream	Nominal Term of Contract of Training	Nominal hours of attendance at approved course	Probationary Period
# Machine Operating – Polymer Processing	endorsed to 30/10/01 PMB10198 PMB20198 PMB20298 PMB20398 PMB20498 PMB20598 PMB20698 PMB20798 PMB20898 PMB20998 PMB21098 PMB21198 PMB21298 PMB21398 PMB21498 PMB21598 PMB30198 PMB30298 PMB30398 PMB30498 PMB30598 PMB30698 PMB30798 PMB30898 PMB30998 PMB31098	Plastics, Rubber and Cablemaking Industries Training Package Certificate I in Process Manufacturing Certificate II in Process Manufacturing (Production Support) Certificate II in Process Manufacturing (Rubber - Injection Moulding) Certificate II in Process Manufacturing (Plastics - Injection Moulding) Certificate II in Process Manufacturing (Plastics - Blow Moulding) Certificate II in Process Manufacturing (Plastics - Extrusion) Certificate II in Process Manufacturing (Rubber - Extrusion) Certificate II in Process Manufacturing (Plastics - Blown Film) Certificate II in Process Manufacturing (Rubber - Tyre Retreading) Certificate II in Process Manufacturing (Compounding and Reclamation) Certificate II in Process Manufacturing (Plastics - Composite Materials) Certificate II in Process Manufacturing (Rubber - Tyre Rebuilding) Certificate II in Process Manufacturing (Plastics - Fabrication) Certificate II in Process Manufacturing (Plastics - Thermoforming) Certificate II in Process Manufacturing (Cablemaking) Certificate II in Process Manufacturing (Specialised Processes) Certificate III in Process Manufacturing (Production Support) Certificate III in Process Manufacturing (Rubber - Injection Moulding) Certificate III in Process Manufacturing (Plastics - Injection Moulding) Certificate III in Process Manufacturing (Plastics - Blow Moulding) Certificate III in Process Manufacturing (Plastics - Extrusion) Certificate III in Process Manufacturing (Rubber - Extrusion) Certificate III in Process Manufacturing (Plastics - Blown Film) Certificate III in Process Manufacturing (Rubber - Tyre Retreading) Certificate III in Process Manufacturing (Compounding and Reclamation) Certificate III in Process Manufacturing (Plastics - Composite Materials)	9 months 18 months 18 months 18 months 18 months 18 months 18 months 18 months 18 months 18 months 18 months 18 months 18 months 18 months 18 months 18 months 36 months 36 months 36 months 36 months 36 months 36 months 36 months 36 months 36 months 36 months 36 months	160 hours 400 hours 400 hours 400 hours 400 hours 400 hours 400 hours 400 hours 400 hours 400 hours 400 hours 400 hours 400 hours 400 hours 400 hours 400 hours 660 hours 660 hours 660 hours 660 hours 660 hours 660 hours 660 hours 660 hours 660 hours 660 hours	3 weeks 6 weeks 6 weeks 6 weeks 6 weeks 6 weeks 6 weeks 6 weeks 6 weeks 6 weeks 6 weeks 6 weeks 6 weeks 6 weeks 6 weeks 6 weeks 3 months 3 months 3 months 3 months 3 months 3 months 3 months 3 months 3 months 3 months
	PMB31198 PMB31298 PMB31398 PMB31498 PMB31598	Certificate III in Process Manufacturing (Rubber - Tyre Rebuilding) Certificate III in Process Manufacturing (Plastics - Fabrication) Certificate III in Process Manufacturing (Plastics - Thermoforming) Certificate III in Process Manufacturing (Cablemaking) Certificate III in Process Manufacturing (Specialised Processes)	36 months 36 months 36 months 36 months 36 months	660 hours 660 hours 660 hours 660 hours 660 hours	3 months 3 months 3 months 3 months 3 months

Occupation/Occupation Levels Declared Vocation * Trade # Other than trade	Course code National / State and expiry date	Approved Course of Instruction and Stream	Nominal Term of Contract of Training	Nominal hours of attendance at approved course	Probationary Period
ARC December 1999	PMB40198 3326 VI2106 ADA 3327 VI2206ADA 3328 VI2306ADA	Certificate IV in Process Manufacturing (Cert III level or equivalent qualification is pre-requisite) <i>Apprentices/trainees already employed under an existing contract of training may complete their current training.</i> <i>The following Courses of Instruction will now be available for sectors of the industry where the Training Package qualifications do not meet industry need.</i> Certificate I in Polymer Processing Certificate II in Polymer Processing (hours are inclusive of 288 hours for Certificate I) Certificate III in Polymer Processing (hours are inclusive of nominal hours of Certificates I and II)	12 months 9 months 18 months 36 months	280 hours 288 hours 576 hours 864 hours	1 month 3 weeks 2 months 3 months
# Clerical Processing (Office Administration) ARC June 1998 ARC November 98 - change in hours	endorsed to 23/9/00 CSC30398 BSA10197 BSA20197 BSA30197	Administrative Training Package Qualification Certificate III in Correctional Practice (Administration/Ancillary) Certificate I in Business (Office Skills) Certificate II in Business (Office Administration) (Level 2) Certificate III in Business (Office Administration) (Level 3) <u>Note:</u> People entering at Level 3 may be required to undertake some training in order to gain Level 2 competencies where skill gaps are identified	12 or 24 months exit point 12 months 12 months	385 hours 360 hours 235 - 315 hrs	1 or 2 months 1 month 1 month
ARC June 1997	BSA40197 3947 NS95/525LFX November 2000	Certificate IV in Business (Administration) Alternate courses of instruction: Certificate II in Arts Administration (Level 2)	12 months 12 months	345 - 360 hrs 328 hours	1 month 1 month

Occupation/Occupation Levels Declared Vocation * Trade # Other than trade	Course code National / State and expiry date	Approved Course of Instruction and Stream	Nominal Term of Contract of Training	Nominal hours of attendance at approved course	Probationary Period
ARC June 1998	12319SA CFF December 2001	Certificate III in Business (Real Estate Corporate Support) (Level 3)	12 month	580 hours	1 month
ARC December 1999	AUR 20199	Alternate courses of instruction: Certificate II in Automotive (Administration – Clerical)	18 months	501 hours	6 weeks
ARC December 1999	AUR 20299	Certificate II in Automotive (Administration – Service Reception)	18 months	551 hours	6 weeks
ARC December 1999	AUR 20399	Certificate II in Automotive (Administration – Vehicle Financing and Insuring)	12 months	351 hours	1 month
ARC December 1999	AUR 20499	Certificate II in Automotive (Administration – Vehicle Financing and Insuring – Loss Assessing)	12 months	286 hours	1 month
ARC December 1999	AUR 20599	Certificate II in Automotive (Administration – Vehicle Valuating/Purchasing)	12 months	291 hours	1 month
		<i>Trainees already employed under an existing contract of training may complete their training.</i>			
# Automotive Servicing					
ARC December 1999	AUR 20699	Certificate II in Automotive (Electrical – Accessory Fitting)	12 months	405 hours	1 month
ARC December 1999	AUR 20799	Certificate II in Automotive (Mechanical – Air Conditioning)	12 months	346 hours	1 month
ARC December 1999	AUR 20899	Certificate II in Automotive (Mechanical – Cylinder Head Reconditioning)	18 months	516 hours	6 weeks
ARC December 1999	AUR 20999	Certificate II in Automotive (Mechanical – Driveline)	12 months	359 hours	1 month
ARC December 1999	AUR 21099	Certificate II in Automotive (Mechanical – Exhaust Fitting & Repair)	12 months	356 hours	1 month
ARC December 1999	AUR 21199	Certificate II in Automotive (Mechanical – Natural Gas Vehicle (NGV Services))	12 months	371 hours	1 month
ARC December 1999	AUR 21299	Certificate II in Automotive (Mechanical – Radiator Repair)	12 months	336 hours	1 month

Occupation/Occupation Levels Declared Vocation * Trade # Other than trade	Course code National / State and expiry date	Approved Course of Instruction and Stream	Nominal Term of Contract of Training	Nominal hours of attendance at approved course	Probationary Period
ARC December 1999	AUR 21399	Certificate II in Automotive (Mechanical – Steering and Suspension)	12 months	405 hours	1 month
ARC December 1999	AUR 21499	Certificate II in Automotive (Mechanical – Tyre Fitting and Repair Heavy)	12 months	346 hours	1 month
ARC December 1999	AUR 21599	Certificate II in Automotive (Mechanical – Tyre Fitting and Repair Light)	12 months	336 hours	1 month
ARC December 1999	AUR 21699	Certificate II in Automotive (Mechanical – Underbody)	12 months	421 hours	1 month
ARC December 1999	AUR 21799	Certificate II in Automotive (Mechanical – Vehicle Servicing)	12 months	346 hours	1 month
ARC December 1999	AUR 21899	Certificate II in Automotive (Mechanical – Wheel Aligning)	12 months	276 hours	1 month
ARC December 1999	AUR 224999	Certificate II in Automotive (Vehicle Body – Accessory Fitting “Mechanical”)	12 months	356 hours	1 month
ARC December 1999	AUR 225999	Certificate II in Automotive (Vehicle Body – Detailing)	12 months	263 hours	1 month
ARC December 1999	AUR 226999	Certificate II in Automotive (Vehicle Body – Dismantling)	12 months	388 hours	1 month
ARC December 1999	AUR 227999	Certificate II in Automotive (Vehicle Body – Glazing)	12 months	361 hours	1 month
ARC December 1999	AUR 228999	Certificate II in Automotive (Vehicle Body – Paint/Panel Preparation)	12 months	399 hours	1 month
ARC December 1999	AUR 229999	Certificate II in Automotive (Vehicle Body – Window Tinting)	12 months	289 hours	1 month

ARC September 1997	1997 SAT21 December 1999	Replacing the following courses of instruction: Certificate II in Trades Assistant (Electrical/Electronic) Traineeship (Communications Systems Installation)	12 months	420 hours	1 month
ARC May 1998	2004 NTRP356 December 1999	Certificate II in Automotive (Panel Beating Services)	12 months	390 hours	1 month

Occupation/Occupation Levels Declared Vocation * Trade # Other than trade	Course code National / State and expiry date	Approved Course of Instruction and Stream	Nominal Term of Contract of Training	Nominal hours of attendance at approved course	Probationary Period
ARC May 1998	2628 NTRP272 December 1999	Certificate II in Automotive (Paint Services)	12 months	390 hours	1 month
ARC May 1998	1213 NTRP267 30 June 1999	Certificate II in Automotive (Tyre Services)	12 months	390 hours	1 month
ARC May 1998	1214 NTRP273 30 June 1999	Certificate II in Automotive (Exhaust Services)	12 months	390 hours	1 month
ARC May 1998	1217 NTRP269 30 June 1999	Certificate II in Automotive (Radiator Services)	12 months	390 hours	1 month
ARC May 1998	1215 NTRP268 30 June 1999	Certificate II in Automotive (Vehicle Detailing)	12 months	390 hours	1 month
ARC March 1998 ARC May 1998	1211 NTRP271 30 June 1999	Certificate II in Automotive (Accessory Fitting) also ARC determined additional 3 nationally accredited modules to the elective stream of the Certificate II in Automotive (Accessory Fitting) VBB 044,045 & 046	12 months	390 hours	1 month
ARC May 1998	1224 NTRP315 December 1999	Certificate II in Automotive (Glazing)	12 months	390 hours	1 month
ARC May 1998	2629 NTRP317 December 1999	Certificate II in Automotive (Brake and Underbody Service)	12 months	390 hours	1 month
ARC May 1998	1212 NTRP266 30 June 1999	Certificate II in Automotive (Vehicle Dismantling)	12 months	390 hours	1 month
ARC May 1998	12096SA SAX558 December 1999	Certificate II in Automotive (Lubritorium) Operations	12 months	390 hours	1 month
ARC May 1998	6586 QLAT01 17 April 2001	Certificate II in Automotive Servicing (Traineeship)	12 months	330 hours	1 month
ARC May 1998	6587 QLAT03 17 April 2001	Certificate II in Automotive Heating and Cooling Systems (Traineeship)	12 months	330 hours	1 month

Occupation/Occupation Levels Declared Vocation * Trade # Other than trade	Course code National / State and expiry date	Approved Course of Instruction and Stream	Nominal Term of Contract of Training	Nominal hours of attendance at approved course	Probationary Period
# Customer Servicing (Automotive Sales) ARC December 1999 ARC December 1999 ARC December 1999 ARC December 1999 ARC December 1999 ARC December 1999 ARC April 1998	AUR 21999 AUR 22099 AUR 22199 AUR 22299 AUR 22399 AUR 314999 1226 NTRP316 December 1999	Certificate II in Automotive (Sales – Automotive Aftermarket) Certificate II in Automotive (Sales – Replacement Parts & Accessories) Certificate II in Automotive (Sales – Service Station Operations) Certificate II in Automotive (Sales – Vehicles) Certificate II in Automotive (Sales – Warehousing) Certificate III in Automotive (Sales – Vehicle) <i>Replacing the following courses of instruction:</i> <i>Certificate II in Automotive (Sales)</i>	12 months 12 months 12 months 12 months 12 months 36 months 12 months	351 hours 356 hours 386 hours 361 hours 376 hours 641 hours 390 hours	1 month 1 month 1 month 1 month 1 month 3 months 1 month
# Bicycle Mechanic ARC December 1999 ARC December 1999	AUR 23099 AUR 31999	Certificate II in Bicycles (Services) Certificate III in Bicycles (Mechanics)	12 months 36 months	449 hours 796 hours	1 month 3 months
ARC December 1999 Declared ARC Sept/Oct 1998	AUR 32099 10475VIC VI2206AGB December 2001	Certificate III in Bicycles (Services) <i>Replacing the following courses of instruction:</i> <i>Certificate II in Automotive Repair, Services and Retail (Stream: Bicycle Mechanic Level 1)</i> <i>Additional Contract of Training</i>	36 months 12 months	645 hours 315 hours	3 months 1 month

Occupation/Occupation Levels Declared Vocation * Trade # Other than trade	Course code National / State and expiry date	Approved Course of Instruction and Stream	Nominal Term of Contract of Training	Nominal hours of attendance at approved course	Probationary Period
	10475VIC VI2206AGB December 2001	Certificate II in Automotive Repair, Services and Retail (Stream: Bicycle Mechanic Level 2) Completion of Certificate II in Automotive Repair, Services and Retail (Stream: Bicycle Mechanic Level 1) is a prerequisite for entry into Certificate II in Automotive Repair, Services and Retail (Stream: Bicycle Mechanic Level 2)	12 months	275 hours	1 month
* Automotive Tradesperson (Auto Electrician) ARC December 1999	AUR 30199 --- FHY December 1999	Certificate III in Automotive (Electrical) Replacing the following courses of instruction: Certificate in Auto Electrics	48 months 48 months	855 hours 800 hours	3 months 3 months
* Motor Cycle Mechanic ARC December 1999 ARC December 1999 ARC December 1999 ARC December 1999	AUR 30299 AUR 30699 AUR 31099 AUR 31299	Certificate III in Automotive (Mechanical – Automatic Transmission) Certificate III in Automotive (Mechanical – Driveline) Certificate III in Automotive (Mechanical - Light Vehicle) Certificate III in Automotive (Mechanical – Natural Gas Vehicle (NGV) Installer)	36 months 48 months 48 months 48 months	668 hours 763 hours 968 hours 928 hours	3 months 3 months 3 months 3 months
ARC December 1999 ARC December 1999	AUR 40199 AUR 31199 --- LKG December 1999	Certificate IV in Automotive (Technical – Stream) Certificate III in Automotive (Mechanical – Motor Cycle) Replacing the following courses of instruction: Certificate in Automotive Mechanical Repairs (Light Engine Mechanics)	12 months 48 months 48 months	AQF Level 3 Certificate plus 340 hours 935 hours 880 hours	1 month 3 months 3 months
* Brake Mechanics					

Occupation/Occupation Levels Declared Vocation * Trade # Other than trade	Course code National / State and expiry date	Approved Course of Instruction and Stream	Nominal Term of Contract of Training	Nominal hours of attendance at approved course	Probationary Period
ARC December 1999	AUR 30399	Certificate III in Automotive (Mechanical – Brakes)	48 months	758 hours	3 months
<i>course (ICTC) September 1993</i>	--- LKH December 1999	<i>Replacing the following courses of instruction: Certificate in Automotive Mechanical Repairs (Brake Mechanics)</i>	<i>48 months</i>	<i>800 hours</i>	<i>3 months</i>
* Motor Mechanic (Diesel) ARC December 1999	AUR 30499	Certificate III in Automotive (Mechanical – Diesel Fitter)	48 months	1148 hours	3 months
ARC December 1999	AUR 30599	Certificate III in Automotive (Mechanical – Diesel Fuel Specialist)	36 months	560 hours	3 months
ARC December 1999	AUR 30899	Certificate III in Automotive (Mechanical – Heavy Vehicle Road Transport)	48 months	1142 hours	3 months
ARC December 1999	AUR 30999	Certificate III in Automotive (Mechanical – Heavy Vehicle Mobile Equipment Plant/Earth Moving/Agricultural)	48 months	1137 hours	3 months
<i>course (ICTC) September 1993</i>	--- LKF December 1999	<i>Replacing the following courses of instruction: Certificate in Automotive Mechanical Repairs (Heavy Vehicle)</i>	<i>48 months</i>	<i>1000 hours</i>	<i>3 months</i>

# Engine Reconditioning ARC December 1999	AUR 30799	Certificate III in Automotive (Mechanical – Engine Reconditioning)	48 months	891 hours	3 months
<i>Declared (ICTC) July 1991 Varied October 1993</i>	FKX December 1999	<i>Replacing the following courses of instruction: Certificate in Engine Reconditioning</i>	<i>48 months</i>	<i>856 hours</i>	<i>3 months</i>
* Automotive Parts Interpreting (Specialist) ARC December 1999	AUR 313999	Certificate III in Automotive (Sales – Part Interpreting)	36 months	571 hours	3 months
		<i>Replacing the following courses of instruction:</i>			

Occupation/Occupation Levels Declared Vocation * Trade # Other than trade	Course code National / State and expiry date	Approved Course of Instruction and Stream	Nominal Term of Contract of Training	Nominal hours of attendance at approved course	Probationary Period
<i>Varied (ICTC) October 1995</i>	--- KFK December 1999	<i>Certificate in Automotive Parts Interpreting</i>	<i>48 months</i>	<i>564 hours</i>	<i>3 months</i>
* Bodymaking 1st Class ARC December 1999	AUR 31599	Certificate III in Automotive (Vehicle Body – Building)	48 months	838 hours	3 months
<i>course (ICTC) March 1993</i>	--- FKY December 1999	<i>Replacing the following courses of instruction:</i> <i>Certificate in Vehicle Body Building</i>	<i>48 months</i>	<i>800 hours</i>	<i>3 months</i>
* Panel Beating ARC December 1999	AUR 31699	Certificate III in Automotive (Vehicle Body – Panel Beating)	48 months	944 hours	3 months
<i>course (ICTC) July 1995</i>	--- FME December 1999	<i>Replacing the following courses of instruction:</i> <i>Certificate in Auto Body Repairs</i>	<i>48 months</i>	<i>864 hours</i>	<i>3 months</i>

* Trimming (Vehicle) ARC December 1999	AUR 31799	Certificate III in Automotive (Vehicle Body – Trimming)	36 months	676 hours	3 months
	--- FHR December 1999	<i>Replacing the following courses of instruction:</i> <i>Certificate in Vehicle Trimming</i>	<i>48 months</i>	<i>800 hours</i>	<i>3 months</i>
* Motor Painting ARC December 1999	AUR 31899	Certificate III in Automotive (Vehicle Body – Vehicle Painting)	48 months	939 hours	3 months
<i>course (ICTC) July 1995</i>	--- FMG December 1999	<i>Replacing the following courses of instruction:</i> <i>Certificate in Auto Body Refinishing</i>	<i>48 months</i>	<i>864 hours</i>	<i>3 months</i>

Occupation/Occupation Levels Declared Vocation * Trade # Other than trade	Course code National / State and expiry date	Approved Course of Instruction and Stream	Nominal Term of Contract of Training	Nominal hours of attendance at approved course	Probationary Period
# Management					
Declared (ARC) August 1998	5437 VI2311AEB Dec 2000	Certificate III in Small Business Franchising (Bakers Delight)	12 months	550 hours	1 month
ARC June 1999	1968 BFX 31 Dec 2002	Alternate course of instruction: Certificate IV in First Line Management	24 months	260 hours	2 months
ARC December 1999	AUR 40199	Certificate IV in Automotive (Business Management Stream)	48 months	1320 hours	3 months
# Personal Servicing Worker (Aged Care)					
ARC December 1999	CHC 20199	Certificate II in Community Services (Aged Care Work)	12 months (15 months part time)	350 hours	1 month
ARC December 1999	CHC 30199	Certificate III in Community Services (Aged Care Work)	12 months (15 months part time)	470 hours	1 month

		<i>Replacing the following courses of instruction:</i>			
<i>Declared ICTC Feb 96 ARC Dec 1998</i>	<i>7533 MRC December 1999</i>	<i>Certificate II in Personal Servicing Worker (Aged Care) Full time employment</i>	<i>9 months</i>	<i>308 hours</i>	<i>1 month</i>
		<i>Part time employment</i>	<i>12 months</i>	<i>308 hours</i>	<i>1 month</i>
	<i>7532 MRB December 1999</i>	<i>Certificate III in Personal Servicing Worker (Aged Care) Full time employment</i>	<i>9 months</i>	<i>493 hours inclusive of above 308 hrs</i>	<i>1 month</i>

Occupation/Occupation Levels Declared Vocation * Trade # Other than trade	Course code National / State and expiry date	Approved Course of Instruction and Stream	Nominal Term of Contract of Training	Nominal hours of attendance at approved course	Probationary Period
		<i>Part time employment</i>	<i>12 months</i>	<i>493 hours inclusive of above 308 hrs</i>	<i>1 month</i>
# Child Care Aide ARC December 1999	CHC 20399	Certificate II in Community Services (Children's Services)	12 months	250 hours	1 month
ARC December 1999	CHC 30399	Certificate III in Community Services (Children's Services)	12 months	430 hours	1 month
<i>Declared (ARC) November 1997</i>	<i>10547ACT ACTC0000746 APD Feb 2002</i>	<i>Replacing the following courses of instruction:</i> Certificate III in Children's Services - Traineeship	<i>12 months</i>	<i>390 hours</i>	<i>1 month</i>
# Personal Servicing Worker (Disability) ARC December 1999	CHC 20599	Certificate II in Community Services (Disability Work)	12 months	265 hours	1 month

ARC December 1999	CHC 30799	Certificate III in Community Services (Disability Work)	12 months	440 hours	1 month
<i>Declared ICTC February 1996</i>	<i>10883SA SAX506 June 2002</i>	<i>Replacing the following courses of instruction:</i> <i>Certificate II in Personal Servicing Worker (Disability) (Level 2)</i>	<i>12 months</i>	<i>240 hours</i>	<i>1 month</i>
	<i>10884SA SAX507 June 2002</i>	<i>Certificate III in Personal Servicing Worker (Disability) (Level 3)</i>	<i>12 months</i>	<i>400 hours inclusive of above 240 hrs</i>	<i>1 month</i>
# Personal Servicing Worker (Youthworker)					

Occupation/Occupation Levels Declared Vocation * Trade # Other than trade	Course code National / State and expiry date	Approved Course of Instruction and Stream	Nominal Term of Contract of Training	Nominal hours of attendance at approved course	Probationary Period
ARC December 1999 <i>Declared ARC December 1996</i>	CHC 30999 5368 ACC0000249 December 2000	Certificate III in Community Services (Youth Work) <i>Replacing the following courses of instruction:</i> Certificate III in Youth Work	12 months <i>12 months</i>	475 hours <i>501 hours</i>	1 month <i>1 month</i>
# Customer Servicing (General Retail) ARC July 1998	endorsed to 30/9/00 WRR10197 WRR20197 WRR30197	Retail Training Package Qualifications Certificate I in Retail Operations Certificate II in Retail Operations (Level 2) Certificate III in Retail Operations (Level 3) <u>Note:</u> Completion of Certificate II (WRR20197) is a prerequisite for entry to Certificate III Alternate courses of instruction:	exit point 12 months 12 months	375 hours 279 hours	1 month 1 month

ARC November 1997 Woolworths (Australia)	3227 / TA1266B May 2001 3226 / TA1266A August 2000	Certificate II in Retail (Sales and Service) Skills (Level 2) Certificate I in Retail (Introduction to Sales and Service) Skills	12 months Exit point - relates to Certificate II	417 hours	1 month
	3228 / TA1266C August 2000 3229 / TA1266D August 2000	Certificate III in Retail (Department Operations) Skills (Level 3) Certificate IV in Retail (Department Supervision) Skills (Level 4)	18 months 24 months	733 hours 1115 hours	3 months 3 months
ARC February 1997 Enterprise specific Coles Myer	3381 VI2211AAB December 2000	Certificate II in Retail Operations (Service Assistant - Coles Myer) (Level 2)	12 months	295 hours	1 month

Occupation/Occupation Levels Declared Vocation * Trade # Other than trade	Course code National / State and expiry date	Approved Course of Instruction and Stream	Nominal Term of Contract of Training	Nominal hours of attendance at approved course	Probationary Period
ARC April 1997	3341 VI2211AEA June 2000	Certificate II in Furnishing (Product Knowledge Traineeship) (Level 2)	12 months	398 hours	1 month
ARC August 1997	7703 VI2206AOA December 2001	Certificate II in Electrical Wholesaling (Level 2)	12 months	380 hours	1 month
ARC Sept 1997		Certificate II in Trades Assistant (Electrical / Electronic) Traineeship (Level 2) (Computer Sales and Installation) and (Electronic Sales) for Computer Sales and Installation stream & Electronic Sales stream <i>Streams:</i>			
ARC Sept 1997	1997 / GKC December 1999	Computer Sales and Installation stream	12 hours	390 hours	1 month
ARC Sept 1997	1997 / LKS December 1999	Electronic Sales stream	12 months	390 hours	1 month
ARC March 1998	12280ACT AC97/2360	Certificate II in Sport and Recreation Traineeship (Retail)	12 months	390 hours	1 month
ARC July 1998	January 2003				

ARC December 1999	WRF 20199A	Certificate II in Floristry	12 months	457 hours	1 month
ARC December 1999	WRF 30199 A	Certificate III in Floristry	36 months	730 hours	3 months
ARC Sept 1997	3965 VI2311ATC December 2000	<i>Replacing the following courses of instruction: Certificate III in Floristry (Level 3) (Stream Floristry)</i>	36 months	904 hours	3 months
ARC June 1999	10479VIC VI2211ASB 30 June 2002	Certificate II in Food Retail - McDonald's	12 months	417 hours	1 month
	10478VIC VI2211AIB 30 June 2002	The Certificate I in Food Retail - McDonald's is identified as an exit point and should be issued to trainees who meet the requirements for Certificate I but who exit prior to completing Certificate II level.			

Occupation/Occupation Levels Declared Vocation * Trade # Other than trade	Course code National / State and expiry date	Approved Course of Instruction and Stream	Nominal Term of Contract of Training	Nominal hours of attendance at approved course	Probationary Period
		<i>Trainees employed under an existing contract of training may complete their current training.</i>			
* Hairdressing ARC December 1999 ARC December 1999	WRH 30199 WRH 20199 7507 SAFTA December 1999	Certificate III in Hairdressing Certificate II in Hairdressing <i>Replacing the following courses of instruction:</i> <i>Certificate in Hairdressing</i>	48 months 48 months	754 hours 704 hours	3 months 3 months
ICTC April 1994	0346 / S10 December 1999 1287 VI3212KCI December 1999	Certificate in Hairdressing (Peacock Academy of Make up and Artistry) Certificate in Hairdressing Pivot Point	Full time course Full time course	2000 hours	
# Recreation Industry Worker ARC July 1998 ARC March 1999	12280ACT AC97/2360 January 2003 TBA TBA 2004	Certificate II in Sport and Recreation Traineeship (Fitness Instruction stream) Certificate III in Sport and Recreation Traineeship (Fitness Trainer stream) Full time employment Part time employment <u>Note:</u> Successful completion of Certificate II in Sport and Recreation (Traineeship) is a prerequisite for entry into Certificate III	12 months 12 months 24 months	390 hours 390 hours 390 hours	1 month 1 month 2 months

Occupation/Occupation Levels Declared Vocation * Trade # Other than trade	Course code National / State and expiry date	Approved Course of Instruction and Stream	Nominal Term of Contract of Training	Nominal hours of attendance at approved course	Probationary Period
ARC December 1998	12280ACT AC97/2360 January 2003	Certificate II in Sport and Recreation Traineeship (Community Recreation) Full time employment Part time employment	12 months 24 months	390 hours 390 hours	1 month 2 months
ARC March 1999	TBA TBA 2004	Certificate III in Sport and Recreation Traineeship (Community Recreation) Full time employment Part time employment	12 months 24 months	390 hours 390 hours	1 month 2 months
ARC March 1999		<u>Note:</u> Successful completion of Certificate II in Sport and Recreation (Traineeship) is a prerequisite for entry into Certificate III			

ARC December 1999	SRO 20299	Certificate II in Outdoor Recreation	12 months	480 hours	2 months
ARC December 1999	SRO 30299	Certificate III in Outdoor Recreation	24 months	730 hours	2 months
ARC December 1999	SRO 40299	Certificate IV in Outdoor Recreation	24 months	1150 hours	2 months
ARC December 1999	SRO 50299	Diploma of Outdoor Recreation	36 months	1100 hours	3 months
ARC December 1998	12280ACT AC97/2360 January 2003	<i>Replacing the following courses of instruction: Certificate II in Sport and Recreation Traineeship (Outdoor Recreation) Full time employment Part time employment</i>	12 months 24 months	390 hours 390 hours	1 month 2 months
ARC March 1999	TBA TBA 2004	<i>Certificate III in Sport and Recreation Traineeship (Outdoor Recreation) Full time employment Part time employment</i>	12 months 24 months	390 hours 390 hours	1 month 2 months
		<u>Note:</u> Successful completion of Certificate II in Sport and Recreation (Traineeship) is a prerequisite for entry into Certificate III			

Occupation/Occupation Levels Declared Vocation * Trade # Other than trade	Course code National / State and expiry date	Approved Course of Instruction and Stream	Nominal Term of Contract of Training	Nominal hours of attendance at approved course	Probationary Period
ARC March 1999	12280ACT AC97/2360 January 2003	Certificate II in Sport and Recreation Traineeship (Aquatics stream) Full time employment Part time employment	12 months 24 months	390 hours 390 hours	1 month 2 months
ARC March 1999	TBA TBA 2004	Certificate III in Sport and Recreation Traineeship (Aquatics stream) Full time employment Part time employment	12 months 24 months	390 hours 390 hours	1 month 2 months
ARC December 1999	SRO 10199	Certificate I in Sport and Recreation	----	170 hours	----
ARC December 1999	SRO 20199	Certificate II in Sport and Recreation	12 months	380 hours	1 month
ARC December 1999	SRO 30199	Certificate III in Sport and Recreation	12 months	460 hours	1 month
ARC December 1999	SRO 40199	Certificate IV in Sport and Recreation	24 months	690 hours	2 months
ARC December 1999	SRO 50199	Diploma of Sport and Recreation	36 months	890 hours	3 months
ARC December 1999	SRO 60199	Advanced Diploma of Sport and Recreation	48 months	1340 hours	3 months
ARC March 1999		<i>Replacing the following courses of instruction: <u>Note:</u> Successful completion of Certificate II in Sport and Recreation (Traineeship) is a prerequisite for entry into Certificate III</i>			
ARC March 1999	TBA TBA 2004	Certificate III in Sport and Recreation Traineeship (Administration Stream) Full time employment Part time employment	12 months 24 months	390 hours 390 hours	1 month 2 months
ARC March 1999		<i><u>Note:</u> Successful completion of Certificate II in Sport and Recreation (Traineeship) is a prerequisite for entry into Certificate III – see course 12280ACT within the declared vocation ‘Clerical Processing (General Office)’</i>			
ARC March 1999	TBA TBA 2004	Certificate III in Sport and Recreation Traineeship (Retail Stream) Full time employment Part time employment	12 months 24 months	390 hours 390 hours	1 month 2 months
		<i><u>Note:</u> Successful completion of Certificate II in Sport and Recreation (Traineeship) is a prerequisite for entry into Certificate III – see course 12280ACT within the declared vocation ‘Customer Servicing (General Retail)’</i>			

Occupation/Occupation Levels Declared Vocation * Trade # Other than trade	Course code National / State and expiry date	Approved Course of Instruction and Stream	Nominal Term of Contract of Training	Nominal hours of attendance at approved course	Probationary Period
		<i>Trainees already employed under an existing contract of training may complete their training.</i>			
# Printing					
ARC December 1999	ICP 20199	Certificate II in Printing and Graphic Arts (Desktop Publishing)	12 months	420 hours	1 month
ARC December 1999	ICP 20299	Certificate II in Printing and Graphic Arts (Print Design)	12 months	400 hours	1 month
ARC December 1999	ICP 21199	Certificate II in Printing and Graphic Arts (Small Offset)	12 months	480 hours	1 month
ARC December 1999	ICP 21299	Certificate II in Printing and Graphic Arts (Print Production Support)	12 months	390 hours	1 month
ARC December 1999	ICP 22199	Certificate II in Printing and Graphic Arts (Screen Printing)	12 months	390 hours	1 month
ARC December 1999	ICP 23199	Certificate II in Printing and Graphic Arts (Cardboard Box Container and Carton)	12 months	390 hours	1 month
ARC December 1999	ICP 24199	Certificate II in Printing and Graphic Arts (Graphic Arts Services)	12 months	390 hours	1 month
ARC December 1999	ICP 25199	Certificate II in Printing and Graphic Arts (Ink Manufacture)	12 months	390 hours	1 month
ARC December 1999	ICP 25299	Certificate II in Printing and Graphic Arts (Mail Houses)	12 months	390 hours	1 month
ARC December 1999	ICP 26199	Certificate II in Printing and Graphic Arts (General)	12 months	450 hours	1 month
ARC December 1999	ICP 30499	Certificate III in Printing and Graphic Arts (Multimedia)	48 months	780 hours	6 months
ARC December 1999	ICP 33199	Certificate III in Printing and Graphic Arts (Cardboard Box Container and Carton)	48 months	870 hours	6 months
ARC December 1999	ICP 35199	Certificate III in Printing and Graphic Arts (Ink Manufacture)	48 months	690 hours	6 months
ARC December 1999	ICP 36199	Certificate III in Printing and Graphic Arts (General)	48 months	870 hours	6 months
ARC December 1999	ICP 40499	Certificate IV in Printing and Graphic Arts (Multimedia)	48 months	1080 hours	6 months
ARC December 1999	ICP 46199	Certificate IV in Printing and Graphic Arts (General)	48 months	1420 hours	6 months
		<i>Replacing the following courses of instruction:</i>			

Occupation/Occupation Levels Declared Vocation * Trade # Other than trade	Course code National / State and expiry date	Approved Course of Instruction and Stream	Nominal Term of Contract of Training	Nominal hours of attendance at approved course	Probationary Period
<i>Declared ARC November 1997</i>	<i>1304 TA1159 April 1999</i>	<i>Print Design: Certificate II in Print Design</i>	<i>12 months</i>	<i>400 hours</i>	<i>1 month</i>
	<i>2460 TA1605 June 2000</i>	<i>Printing Production Support: Certificate II in Printing Production Support</i>	<i>12 months</i>	<i>360 hours</i>	<i>1 month</i>
	<i>2458 TA1606 June 2000</i>	<i>Small Offset Printing: Certificate II in Printing (Small Offset)</i>	<i>12 months</i>	<i>400 hours</i>	<i>1 month</i>
* Graphic Pre Press ARC December 1999	ICP 30399	Certificate III in Printing and Graphic Arts (Graphic Prepress)	48 months	780 hours	6 months
ARC December 1999	ICP 40399	Certificate IV in Printing and Graphic Arts (Graphic Prepress)	48 months	1080 hours	6 months
<i>Declared (ARC) Nov 1996</i>	<i>1977 FBB December 1999</i>	<i>Replacing the following courses of instruction: Certificate in Graphic Pre Press</i>	<i>48 months</i>	<i>800 hours</i>	<i>6 months</i>
* Printing Machining ARC December 1999	ICP 31399	Certificate III in Printing and Graphic Arts (Printing)	48 months	770 hours	6 months
ARC December 1999	ICP 41399	Certificate IV in Printing and Graphic Arts (Printing)	48 months	1220 hours	6 months
	<i>--- / FRA December 1999</i>	<i>Replacing the following courses of instruction: Certificate in Printing Machining</i>	<i>48 months</i>	<i>800 hours</i>	<i>6 months</i>
* Binding and Finishing ARC December 1999	ICP 31499	Certificate III in Printing and Graphic Arts (Print Finishing)	48 months	760 hours	6 months

Occupation/Occupation Levels Declared Vocation * Trade # Other than trade	Course code National / State and expiry date	Approved Course of Instruction and Stream	Nominal Term of Contract of Training	Nominal hours of attendance at approved course	Probationary Period
ARC December 1999	ICP 41499	Certificate IV in Printing and Graphic Arts (Print Finishing)	48 months	1120 hours	6 months
	--- / FRC December 1999	<i>Replacing the following courses of instruction: Certificate in Binding and Finishing</i>	<i>48 months</i>	<i>800 hours</i>	<i>6 months</i>

* Screen Printing Stencil Preparation ARC December 1999	ICP 32199	Certificate III in Printing and Graphic Arts (Screen Printing)	48 months	870 hours	6 months
ARC December 1999	ICP 42199	Certificate IV in Printing and Graphic Arts (Screen Printing)	48 months	1420 hours	6 months
	--- / FRN December 1999	<i>Replacing the following courses of instruction: Certificate in Screen Printing (Stencil Preparation)</i>	<i>48 months</i>	<i>768 hours</i>	<i>6 months</i>

# Electrical/Electronics Trades Assistant ARC December 1999	UTE 10199	Certificate I in Electrotechnology	12 months	260 hours	1 month
ARC December 1999	UTE 20299	Certificate II in Electrotechnology	12 months	400 hours	1 month
ARC December 1999	UTE 20599	Certificate II in Electrotechnology Servicing	12 months	380 hours	1 month
Declared ICTC Feb 93	1997 SAT21 December 1999	Certificate II in Trades Assistant (Electrical / Electronic) Streams			
ARC September 1997		Business Equipment Maintenance	12 months	400 hours	1 month
ARC September 1997		Communication Systems Installation	12 months	420 hours	1 month
ARC September 1997		Computer Assembly	12 months	460 hours	1 month
ARC September 1997		Electrical / Electronic Production - non MIA	12 months	380 hours	1 month
ARC September 1997		Security Systems Installation	12 months	400 hours	1 month

Occupation/Occupation Levels Declared Vocation * Trade # Other than trade	Course code National / State and expiry date	Approved Course of Instruction and Stream	Nominal Term of Contract of Training	Nominal hours of attendance at approved course	Probationary Period
ARC September 1997		Electrical/Electronic CareerStart Traineeship now rendered inactive as an approved course of instruction Trainees employed in these streams and under superseded conditions of their contracts of training are eligible for early sign off from 12 months subject to 1. satisfactory completion of the approved course of instruction 2. mutual agreement by the parties to the contract			
ARC December 1996	4214 ACC0000317 February 2001	Certificate II in Electrical (Electro Comms)	12 months	390 hours	1 month
ARC August 1997	7937 QLCNTIL007 February 2001	Certificate II in Electronics (Television Antenna Installation) Traineeship	12 months	320 hours	1 month
ARC Nov 1997	6188 NT558 December 2000	Certificate II in Remote Community Essential Service Operations (Power)	12 months	470 hours	1 month
ARC May 1998	5027 VI2206AIA December 2000	Certificate II in Electronics (Business Equipment Maintenance)	12 months	340 hours	1 month
ARC May 1998	5023 VI2206AFA December 2000	Certificate II in Electronics (Security System Installation)	12 months	320 hours	1 month
ARC May 1998	5595 ACC0000405 19 May 1999	Certificate II in Electronic Equipment	12 months	390 hours	1 month

Occupation/Occupation Levels Declared Vocation * Trade # Other than trade	Course code National / State and expiry date	Approved Course of Instruction and Stream	Nominal Term of Contract of Training	Nominal hours of attendance at approved course	Probationary Period
<u>ARC May 1998</u>	<u>5024</u> <u>VI2206AGA</u> <u>December 2000</u>	<u>Certificate II in Electronics (Computer Assembly)</u>	<u>12 months</u>	<u>288 hours</u>	<u>1 month</u>
ARC July 1998	11021NSW NS97/294 September 2002	Certificate II in Refrigeration and Air Conditioning (Traineeship)	12 months	320 hours	1 month
ARC July 1998	10955NSW NS97/295 September 2002	Certificate II in Domestic Appliance Servicing (Traineeship)	12 months	320 hours	1 month
ARC July 1998	2452 ACC0000154 December 2000	Certificate II in Electro Trades The following modules: NE 160 Electrical Principles 1, NE 161 Electrical Principles 2 and NE 162 Electrical Principles 3	12 months	320 hours	1 month
ARC July 1998		are replaced by NUE 052 Applied Electricity 1, NUE 054 Applied Electricity 2 and NUE 055 Applied Electricity 3 in the in the Electro Communications Traineeship Business Equipment and Maintenance Traineeship The Electrical Electronics Apprenticeship			
ARC June 1999	endorsed to 21/10/01 MEM20198	Alternate course of instruction Metal and Engineering Training Package qualification Certificate II in Engineering Production	12 months	304 hours	1 month
* Electrical Tradesperson (Armature Winding) ARC December 1999	UTE 30199 endorsed to 21/10/01:	Certificate III in Electrotechnology Assembly and Servicing Metal and Engineering Training Package	48 months	1000 hours	3 months

Occupation/Occupation Levels Declared Vocation * Trade # Other than trade	Course code National / State and expiry date	Approved Course of Instruction and Stream	Nominal Term of Contract of Training	Nominal hours of attendance at approved course	Probationary Period
ARC June 1999	MEM30498	Certificate III in Engineering - Electrical/Electronic Trade <i>Apprentices already employed under an existing contract of training may complete their current training.</i>	48 months	912 hours	3 months
* Television/Radio/ Electronics Tradesperson ARC December 1999	UTE 30499	Certificate III in Electrotechnology Communications	48 months	1000 hours	3 months
ARC December 1999	UTE 30599	Certificate III in Electrotechnology Computer Systems	48 months	1000 hours	3 months
ARC December 1999	UTE 30699	Certificate III in Electrotechnology Data Communications	48 months	1000 hours	3 months
ARC December 1999	UTE 30799	Certificate III in Electrotechnology Entertainment and Servicing	48 months	1000 hours	3 months
ARC December 1999	UTE 40199	Certificate IV in Electrotechnology	48 months	360 hours	3 months
ARC December 1999	UTE 40399	Certificate IV in Electrotechnology Communications	48 months	380 hours	3 months
ARC December 1999	UTE 40499	Certificate IV in Electrotechnology Computer Systems	48 months	380 hours	3 months
ARC December 1999	UTE 40699	Certificate IV in Electrotechnology Entertainment and Servicing	48 months	380 hours	3 months
ARC June 1999	Endorsed to 21/10/01 MEM30498	Metal and Engineering Training Package Certificate III in Engineering - Electrical/Electronic Trade <i>Apprentices already employed under an existing contract of training may complete their training.</i>	48 months	912 hours	3 months

Occupation/Occupation Levels Declared Vocation * Trade # Other than trade	Course code National / State and expiry date	Approved Course of Instruction and Stream	Nominal Term of Contract of Training	Nominal hours of attendance at approved course	Probationary Period
* Instrumentation Tradesperson (Electrical/ Electronics) December 1999 December 1999 ARC June 1999	UTE 30899 UTE 40999 Endorsed to 21/10/01 MEM30498	Certificate III in Electrotechnology Instrumentation Certificate IV in Electrotechnology Instrumentation Metal and Engineering Training Package Certificate III in Engineering - Electrical/Electronic Trade <i>Apprentices already employed under an existing contract of training may complete their current training.</i>	48 months 48 months 48 months	1000 hours 380 hours 912 hours	3 months 3 months 3 months
* Electrical Tradesperson (Refrigeration and/or Air Conditioning) December 1999 December 1999 ARC June 1999	endorsed to 21/10/01: UTE 30999 UTE 41199 MEM30298 MEM30498 MEM30498	Metal and Engineering Training Package Qualification Certificate III in Electrotechnology Refrigeration and Air Conditioning Certificate IV in Electrotechnology Refrigeration and Air Conditioning Certificate III in Engineering - Mechanical Trade (Refrigeration) Certificate III in Engineering - Electrical/Electronic Trade (Refrigeration) Certificate III in Engineering - Electrical/Electronic Trade (Air Conditioning) <i>Apprentices already employed under an existing contract of training may complete their current training.</i>	48 months 48 months 48 months 48 months 48 months	1000 hours 380 hours 912 hours 912 hours 912 hours	3 months 3 months 3 months 3 months 3 months

Occupation/Occupation Levels Declared Vocation * Trade # Other than trade	Course code National / State and expiry date	Approved Course of Instruction and Stream	Nominal Term of Contract of Training	Nominal hours of attendance at approved course	Probationary Period
* Electrical Tradesperson (Electrician) December 1999 December 1999 ARC June 1999	UTE 31199 UTE 41299 endorsed to 21/10/01: MEM30498	Certificate III in Electrotechnology Systems Electrician Certificate IV in Electrotechnology Systems Electrician Metal and Engineering Training Package Qualification Certificate III in Engineering - Electrical/Electronic Trade <i>Apprentices already employed under an existing contract of training may complete their current training.</i>	48 months 48 months 48 months	1040 hours 400 hours 912 hours	3 months 3 months 3 months
# Customer Servicing (Financial Institutions) December 1999 December 1999 ARC September 1997	FNB 20199 FNB 30199 8150 QLCNCAB043 February 2002	Certificate II in Financial Services Certificate III in Financial Services <i>Replacing the following courses of instruction:</i> <i>Certificate III in Financial Services Operations (Traineeship)</i>	12 months 18 months 12 months	230 hours 680 hours 510 hours	1 month 6 weeks 1 month
# Clerical Processing (Library Assistant) ARC December 1999 ARC December 1999 ARC December 1999 ARC May 1998	CUL 20299 CUL 30299 CUL 40299 12272SA/SAMEA October 2002	Certificate II in Library and Information Services Certificate III in Library and Information Services Certificate IV in Library and Information Services <i>Replacing the following courses of instruction:</i> <i>Certificate II in Library and Information Services (Level 2)</i>	12 months 12 months 24 months 12 months	330 hours 640 hours 735 hours 491 hours	1 months 1 months 2 months 1 month
	12273SA/SAMEB October 2002	<i>Certificate III in Library and Information Services (Level 3)</i>	12 months	440 hours	1 month

Occupation/Occupation Levels Declared Vocation * Trade # Other than trade	Course code National / State and expiry date	Approved Course of Instruction and Stream	Nominal Term of Contract of Training	Nominal hours of attendance at approved course	Probationary Period
		<p><i>Note: Certificate II in Library and Information Services is a prerequisite for entry to Certificate III</i></p> <p><i>Trainees already employed under an existing contract of training may complete their current training.</i></p>			
<p># Clerical Processing (Office Administration)</p> <p>ARC June 1998 ARC November 98 - change in hours</p> <p>ARC June 1997</p> <p>ARC June 1998</p>	<p>endorsed to 23/9/00 CSC30398</p> <p>BSA10197 BSA20197 BSA30197</p> <p>BSA40197</p> <p>3947 NS95/525LFX November 2000</p> <p>12319SA CFF December 2001</p>	<p>Administrative Training Package Qualification</p> <p>Certificate III in Correctional Practice (Administration/Ancillary)</p> <p>Certificate I in Business (Office Skills)</p> <p>Certificate II in Business (Office Administration) (Level 2)</p> <p>Certificate III in Business (Office Administration) (Level 3)</p> <p><i>Note: People entering at Level 3 may be required to undertake some training in order to gain Level 2 competencies where skill gaps are identified</i></p> <p>Certificate IV in Business (Administration)</p> <p>Alternate courses of instruction:</p> <p>Certificate II in Arts Administration (Level 2)</p> <p>Certificate III in Business (Real Estate Corporate Support) (Level 3)</p> <p><i>Trainees already employed under an existing contract of training may complete their training.</i></p>	<p>12 or 24 months exit point</p> <p>12 months</p> <p>12 months</p> <p>12 months</p> <p>12 months</p> <p>12 months</p> <p>12 month</p>	<p>385 hours</p> <p>390 hours 265 - 345 hours</p> <p>345 - 360 hrs</p> <p>328 hours</p> <p>580 hours</p>	<p>1 or 2 months</p> <p>1 month</p> <p>1 month</p> <p>1 month</p> <p>1 month</p> <p>1 month</p>
<p># Asset Maintenance</p>	<p>endorsed to 3/12/01</p>	<p>Asset Maintenance Training Package Qualifications</p>			

Occupation/Occupation Levels Declared Vocation * Trade # Other than trade	Course code National / State and expiry date	Approved Course of Instruction and Stream	Nominal Term of Contract of Training	Nominal hours of attendance at approved course	Probationary Period
	PRM20198 PRM30198 PRM40198 PRM20298 PRM30298 PRM20398 PRM30398 PRM40298	Certificate II in Asset Maintenance (Cleaning Operations) Certificate III in Asset Maintenance (Cleaning Operations) Certificate IV in Asset Maintenance (Cleaning Operations Management) Certificate II in Asset Maintenance (Pest Management - Technical) Certificate III in Asset Maintenance (Pest Management - Technical) Certificate II in Asset Maintenance (Pest Management - Business Operations) Certificate III in Asset Maintenance (Pest Management - Business Operations) Certificate IV in Asset Maintenance (Pest Management) <i>Trainees already employed under an existing contract of training may complete their current training.</i>	6 months 12 months 12 months 12 months 18 months 9 months 12 months 24 months	103 hours 343 hours 330 hours 265 hours 360 hours 125 hours 150 hours 730 hours	2 weeks 1 month 1 month 1 month 6 weeks 3 weeks 1 month 2 months
# Customer Servicing (General Retail) ARC July 1998	endorsed to 30/9/00 WRR10197 WRR20197 WRR30197	Retail Training Package Qualifications Certificate I in Retail Operations Certificate II in Retail Operations (Level 2) Certificate III in Retail Operations (Level 3) <u>Note:</u> Completion of Certificate II (WRR20197) is a prerequisite for entry to Certificate III	exit point 12 months 12 months	375 hours 279 hours	1 month 1 month

ARC December 1999	ZWA 20199 Nov 2004	Alternate courses of instruction: Certificate II in Woolworths Operations	12 months (36 months part time)	384 hours	1 month (3 months part time)
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Occupation/Occupation Levels Declared Vocation * Trade # Other than trade	Course code National / State and expiry date	Approved Course of Instruction and Stream	Nominal Term of Contract of Training	Nominal hours of attendance at approved course	Probationary Period
ARC December 1999	ZWA 20299 Nov 2004	Certificate II in Woolworths Bakery Retail	12 months (36 months part time)	384 hours	1 month (3 months part time)
ARC December 1999	ZWA 20399 Nov 2004	Certificate II in Woolworths Meat Retail	12 months (36 months part time)	388 hours	1 month (3 months part time)
ARC December 1999	ZWA 30199 Nov 2004	Certificate III in Woolworths Operations	24 months (36 months part time)	294 hours	1 month (3 months part time)
ARC December 1999	ZWA 30299 Nov 2004	Certificate III in Woolworths Fresh Food Operations	24 months (36 months part time)	390 hours	1 month (3 months part time)
ARC December 1999	ZWA 30499 Nov 2004	Certificate III in Woolworths Bakery Retail	24 months (36 months part time)	294 hours	1 month (3 months part time)
ARC December 1999	ZWA 30599 Nov 2004	Certificate III in Woolworths Meat Retail	24 months (36 months part time)	296 hours	1 month (3 months part time)
ARC December 1999	ZWA 40199 Nov 2004	Certificate IV in Woolworths Management	36 month (72 months part time)	349 hours	3 months
ARC December 1999	ZWA 40399 Nov 2004	Certificate IV in Woolworths Bakery Retail	36 months (72 months part time)	343 hours	3 months
ARC December 1999	ZWA 40499 Nov 2004	Certificate IV in Woolworths Meat Retail	36 months (72 months part time)	335 hours	3 months

ARC December 1999	ZWA 50199 Nov 2004	Diploma of Woolworths Management	48 months (72 months part time)	366 hours	3 months
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Replacing the following courses of instruction:

Occupation/Occupation Levels Declared Vocation * Trade # Other than trade	Course code National / State and expiry date	Approved Course of Instruction and Stream	Nominal Term of Contract of Training	Nominal hours of attendance at approved course	Probationary Period
ARC November 1997 Woolworths (Australia)	3227 /TA1266B May 2001	Certificate II in Retail (Sales and Service) Skills (Level 2)	12 months	417 hours	1 month
	3226 / TA1266A August 2000	Certificate I in Retail (Introduction to Sales and Service) Skills	Exit point - relates to Certificate II		
	3228 / TA1266C August 2000	Certificate III in Retail (Department Operations) Skills (Level 3)	18 months	733 hours	3 months
	3229 / TA1266D August 2000	Certificate IV in Retail (Department Supervision) Skills (Level 4)	24 months	1115 hours	3 months
ARC February 1997 Enterprise specific Coles Myer	3381 VI2211AAB December 2000	Certificate II in Retail Operations (Service Assistant - Coles Myer) (Level 2)	12 months	295 hours	1 month
ARC April 1997	3341 VI2211AEA June 2000	Certificate II in Furnishing (Product Knowledge Traineeship) (Level 2)	12 months	398 hours	1 month
ARC August 1997	7703 VI2206AOA December 2001	Certificate II in Electrical Wholesaling (Level 2)	12 months	380 hours	1 month
ARC Sept 1997		Certificate II in Trades Assistant (Electrical / Electronic) Traineeship (Level 2) (Computer Sales and Installation) and (Electronic Sales) for Computer Sales and Installation stream & Electronic Sales stream			
ARC Sept 1997	1997 / GKC December 1999	<i>Streams:</i> Computer Sales and Installation stream	12 hours	390 hours	1 month
ARC Sept 1997	1997 / LKS December 1999	Electronic Sales stream	12 months	390 hours	1 month
ARC March 1998	12280ACT AC97/2360	Certificate II in Sport and Recreation Traineeship (Retail)	12 months	390 hours	1 month
ARC July 1998	January 2003				

Occupation/Occupation Levels Declared Vocation * Trade # Other than trade	Course code National / State and expiry date	Approved Course of Instruction and Stream	Nominal Term of Contract of Training	Nominal hours of attendance at approved course	Probationary Period
ARC Sept 1997 ARC June 1999	3965 VI2311ATC December 2000 10479VIC VI2211ASB 30 June 2002 10478VIC VI2211AIB 30 June 2002	Certificate III in Floristry (Level 3) (Stream Floristry) Certificate II in Food Retail - McDonald's The Certificate I in Food Retail - McDonald's is identified as an exit point and should be issued to trainees who meet the requirements for Certificate I but who exit prior to completing Certificate II level. <i>Trainees employed under an existing contract of training may complete their current training.</i>	36 months 12 months	904 hours 417 hours	3 months 1 month

REGULATIONS UNDER THE SOUTHERN STATE SUPERANNUATION ACT 1994

No. 265 of 1999

At the Executive Council Office at Adelaide 23 December 1999

PURSUANT to the *Southern State Superannuation Act 1994* and with the advice and consent of the Executive Council, I make the following regulations.

E. J. NEAL Governor

PURSUANT to section 10AA(2) of the *Subordinate Legislation Act 1978*, I certify that, in my opinion, it is necessary or appropriate that the following regulations come into operation as set out below.

ROB LUCAS Treasurer

SUMMARY OF PROVISIONS

1. Citation
2. Commencement
3. Insertion of reg. 3A
 - 3A. Prescription of enterprise agreement

Citation

1. The *Southern State Superannuation Regulations 1995* (see *Gazette* 29 June 1995 p. 3070), as varied, are referred to in these regulations as "the principal regulations".

Commencement

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

Insertion of reg. 3A

3. The following regulation is inserted after regulation 3 of the principal regulations:

Prescription of enterprise agreement

3A. The South Australian Government Wages Parity Enterprise Agreement 1999 is prescribed for the purposes of section 3(3)(b) of the Act.

T&F 86/99 CS

R. DENNIS Clerk of the Council

REGULATIONS UNDER THE LIQUOR LICENSING ACT 1997

No. 266 of 1999

At the Executive Council Office at Adelaide 23 December 1999

PURSUANT to the *Liquor Licensing Act 1997* and with the advice and consent of the Executive Council, I make the following regulations.

E. J. NEAL Governor

PURSUANT to section 10AA(2) of the *Subordinate Legislation Act 1978*, I certify that, in my opinion, it is necessary or appropriate that the following regulations come into operation as set out below.

K. T. GRIFFIN Minister for Consumer Affairs

SUMMARY OF PROVISIONS

1. Citation
2. Commencement
3. Variation of Sched. 1—Long Term Dry Areas
4. Variation of Sched. 2—Plans of Long Term Dry Areas

SCHEDULE**Citation**

1. The *Liquor Licensing (Dry Areas—Long Term) Regulations 1997* (see *Gazette* 6 November 1997 p. 1217), as varied, are referred to in these regulations as "the principal regulations".

Commencement

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

Variation of Sched. 1—Long Term Dry Areas

3. Schedule 1 of the principal regulations is varied—

(a) by inserting before the item headed "**Adelaide—Area 1**" the following item:

Aberfoyle Park—Area 1

(see schedule 2: *Aberfoyle Park—Plan No. 1*)

<i>Area</i>	<i>Period</i>	<i>Extent of Prohibition</i>
Reserve area in Aberfoyle Park, as follows: commencing at the point at which the western boundary of Carrickalinga Boulevard, Aberfoyle Park, meets the southern boundary of Taylors Road East, then westerly along the northern boundary of Aberfoyle Park High School and the Hub Sports Centre to the eastern boundary of the road dividing the Sports Centre from the adjacent church and primary school, then northerly in a straight line across Taylors Road West to the south-eastern corner of the allotment of private land that lies on the corner of Taylors Road West and Brook Drive (on the northern side of Taylors Road West and on the eastern side of Brook Drive), then northerly along the eastern boundary of that allotment and the row of adjoining allotments to the north-eastern corner of the northernmost such allotment, then westerly along the northern boundary of that allotment to Brook Drive, then north-westerly and westerly along the northern boundary of Brook Drive to the northern boundary of the next allotment of private land that adjoins that boundary of Brook Drive (being an allotment joining the western end of Brook Drive), then westerly along the northern boundary of that allotment to the north-western corner of that allotment, then northerly along the fence line that crosses the creek that lies to the north of the allotment to the south-western corner of the southernmost allotment adjoining the western boundary of the westernmost portion of Delta Crescent, then easterly and north-easterly along the southern boundary of that allotment and of Delta Crescent to the south-western corner of the next allotment of private land adjoining that same boundary of Delta Crescent, then generally easterly and north-easterly along the southern boundaries of that allotment and all adjoining allotments of private land (and of Canberra Drive and Wilma Court) to the southern boundary of the Aberfoyle Campus Schools, then north-easterly and easterly along that southern boundary and the southern boundaries of the adjoining allotments of private land (the boundaries approximately indicated by a fence and then by a pathway) to the western boundary of Hub Drive, then south-easterly and southerly along the western boundary of Hub Drive to the north-eastern corner of the next allotment of private land adjoining that western boundary of Hub Drive, then westerly along the northern boundaries of that allotment and all adjoining allotments of private land (and of Redcraze Street) to the eastern boundary of Carrickalinga Boulevard,	8 p.m. on each day to 6 a.m. on the following day until 6 a.m. on 16 December 2000.	The consumption of liquor is prohibited.

<i>Area</i>	<i>Period</i>	<i>Extent of Prohibition</i>
then north-westerly, westerly and southerly along the road boundary on that side of Carrickalinga Boulevard to the point of commencement.		

(b) by inserting after the item headed "**Moonta Bay—Area 1**" the following item:

Morphett Vale—Area 1

(see schedule 2: Morphett Vale—Plan No. 1)

<i>Area</i>	<i>Period</i>	<i>Extent of prohibition</i>
Reserve area in Morphett Vale, as follows: commencing at the point at which the south-eastern corner of the southern end of Alexander Avenue, Morphett Vale, meets the western boundary of the railway reserve that adjoins the eastern boundary of Alexander Avenue, then southerly along that western boundary of the railway reserve (the boundary approximately indicated by the line along which the land rises sharply to the level of the railway reserve) to the point at which the boundary of the railway reserve meets the eastern boundary of Albert Terrace, then in a straight line by the shortest route across Albert Terrace to the north-eastern corner of the northernmost allotment of private land adjoining the western boundary of Albert Terrace, then generally south-westerly along the northern boundaries of that allotment and the adjoining allotments (and the western boundary of the final such allotment) to the northern boundary of Yeldham Drive, then generally westerly and south-westerly along the northern boundary of Yeldham Drive to the north-eastern corner of the next allotment of private land adjoining the northern boundary of Yeldham Drive, then generally westerly and south-westerly along the northern boundaries of that allotment and the adjoining allotments to the eastern boundary of Main South Road, then northerly along that boundary of Main South Road to the south-western corner of Part Lot 12, Main South Road, then north-easterly along the southern boundary of that allotment to the commencement of the eastern boundary of the allotment (the eastern boundary approximately indicated by a fence at the eastern end of the carpark), then northerly and easterly along that boundary of the allotment to the point at which it meets the southern boundary of Timothy Road, then easterly and north-easterly along that boundary of Timothy Road to the southern boundary of the first allotment of private land that adjoins that same side of Timothy Road,	8 p.m. on each day to 6 a.m. on the following day until 6 a.m. on 16 December 2000.	The consumption of liquor is prohibited.

then north-easterly along the southern boundary of that allotment to its south-eastern corner, then northerly along the eastern boundary of that allotment and the two adjoining allotments to the north-eastern corner of the second adjoining allotment, then easterly along the southern boundary of the adjoining allotments and the southern boundary of Alexander Avenue to the point of commencement.

- (c) by striking out from the column headed "*Period*" in the item headed "**Naracoorte—Area 1**" "1999" and substituting "2001";
- (d) by striking out from the column headed "*Period*" in the item headed "**Naracoorte—Area 2**" "1999" and substituting "2001";
- (e) by inserting after the item headed "**Wallaroo—Area 3**" the following item:

Woodcroft—Area 1

(see schedule 2: Woodcroft—Plan No. 1)

<i>Area</i>	<i>Period</i>	<i>Extent of prohibition</i>
Reserve area in Woodcroft, as follows: commencing at the point at which the southern boundary of Pimpala Road, Woodcroft, meets the western boundary of Dressage Avenue, then westerly along the southern boundary of Pimpala Road to the point at which it meets the eastern boundary of the first allotment of private land on that side of Pimpala Road, then generally southerly and south-easterly along the eastern boundaries of that allotment and the adjoining allotments and road reserves (including the eastern boundaries of Stables Lane, Cleveland Court, Grooms Way, Polo Court, Bay Place, Headland Crescent and Farriers Way) to the fence marking the north-western boundary of the pine tree plantation, then north-easterly along that fence line to the point at which it first meets the southern boundary of an adjoining allotment of private land (being an allotment bounded on the north by Dressage Avenue), then generally westerly and north-westerly along the southern boundaries of that allotment and the adjoining allotments and road reserves (including the southern boundaries of	8 p.m. each day to 6 a.m. on the following day until 6 a.m. on 16 December 2000.	The consumption of liquor is prohibited.

Connemara Way and Caspian Court) to the south-western corner of the southernmost allotment adjoining the western boundary of Caspian Court, then generally north-westerly and northerly along the western boundaries of that allotment and the adjoining allotments and road reserves (including the western boundaries of Sandalwood Grove and Piaffe Lane) to the north-western corner of the westernmost allotment adjoining the northern boundary of Piaffe Lane, then generally north-easterly along the northern boundary of that allotment and the adjoining allotments to the western boundary of Dressage Avenue, then northerly along the western boundary of Dressage Avenue to the point of commencement.

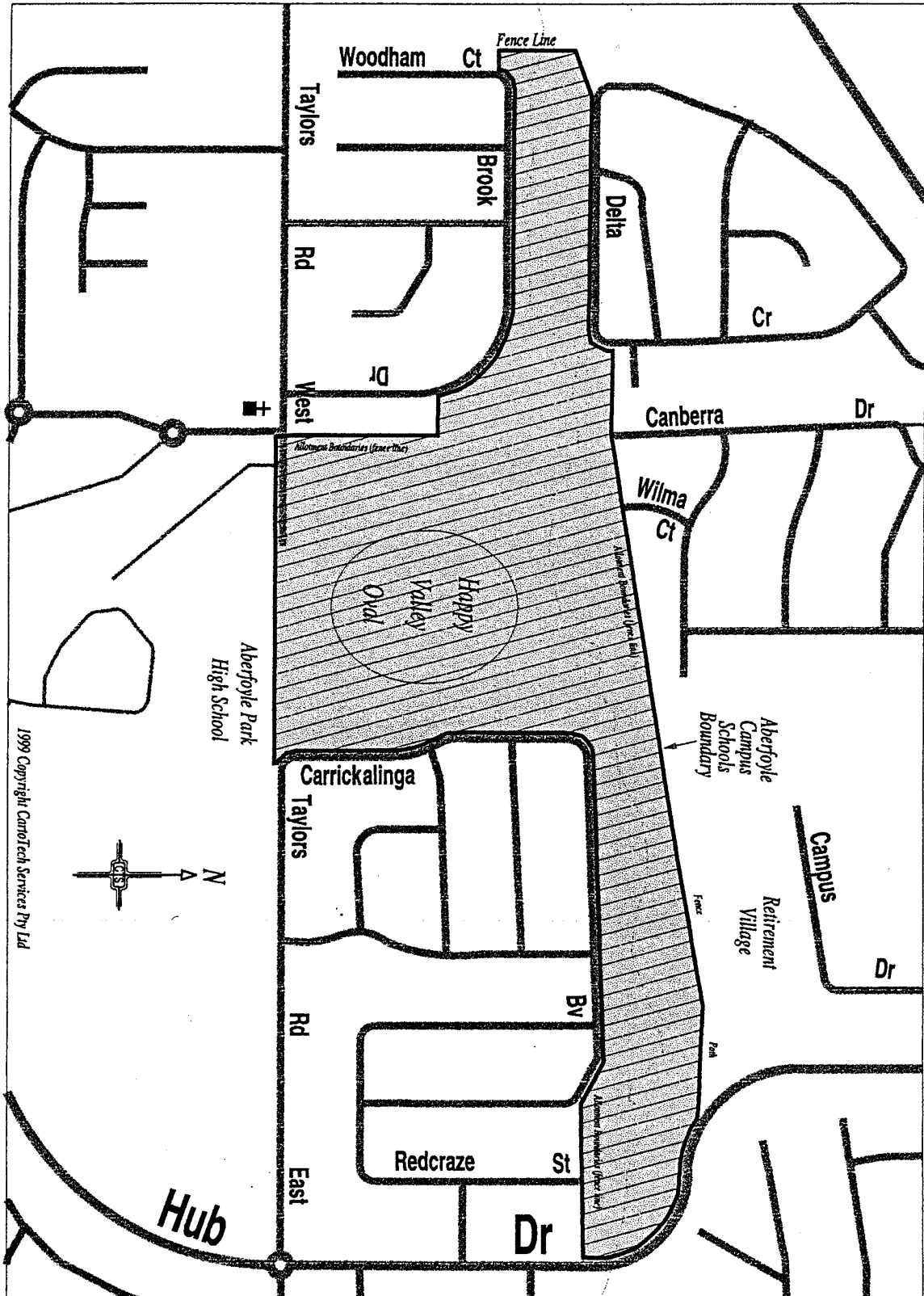
Variation of Sched. 2—Plans of Long Term Dry Areas

4. Schedule 2 of the principal regulations is varied—

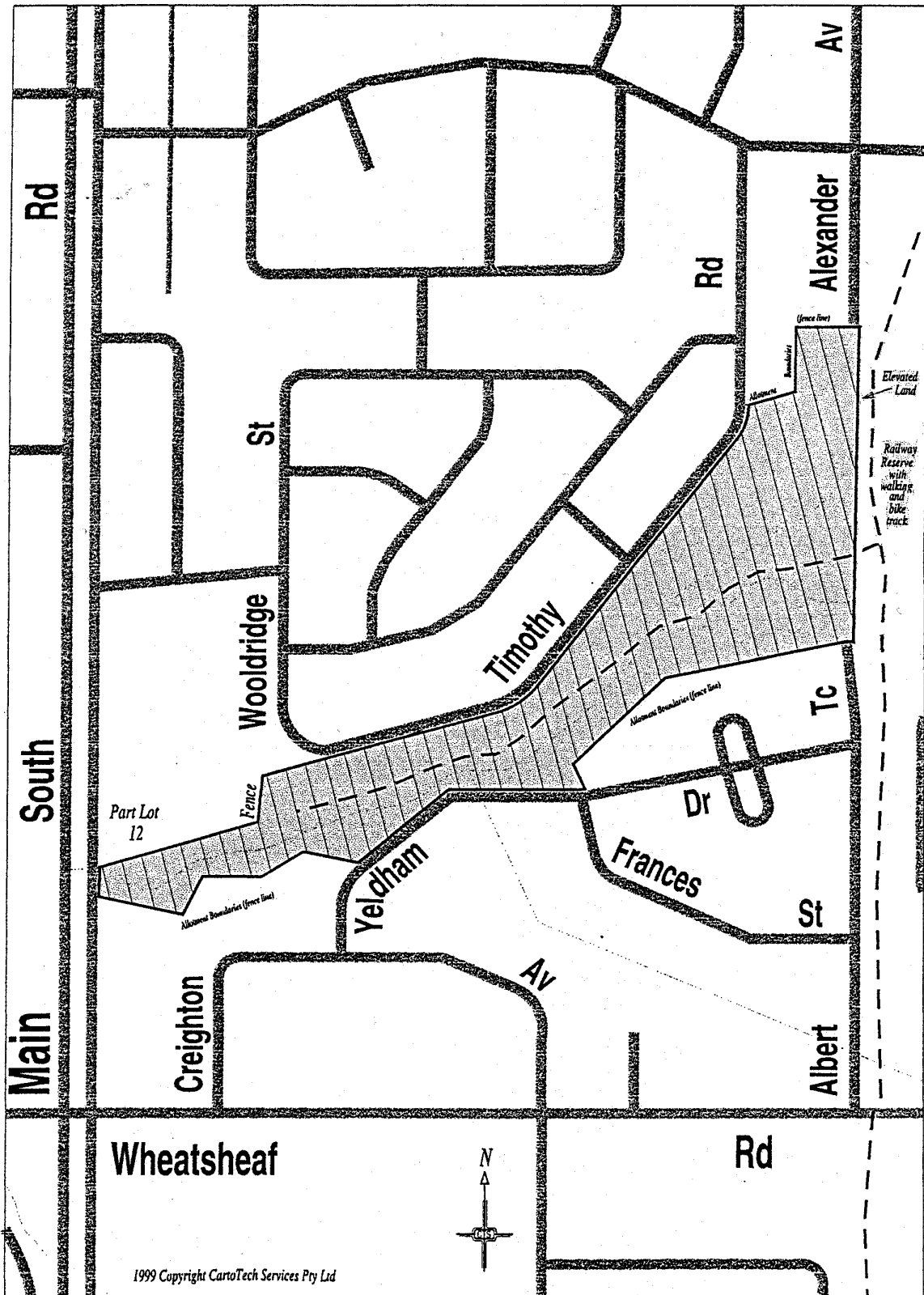
- (a) by inserting before the plan headed '**Berri—Plan No. 1**' the plan in the schedule of these regulations headed '**Aberfoyle Park—Plan No. 1**';
- (b) by inserting after the plan headed '**Moonta Bay—Plan No. 1**' the plan in the schedule of these regulations headed '**Morphett Vale—Plan No. 1**';
- (c) by inserting after the plan headed '**Wallaroo—Plan No. 2**' the plan in the schedule of these regulations headed '**Woodcroft—Plan No. 1**'.

SCHEDULE

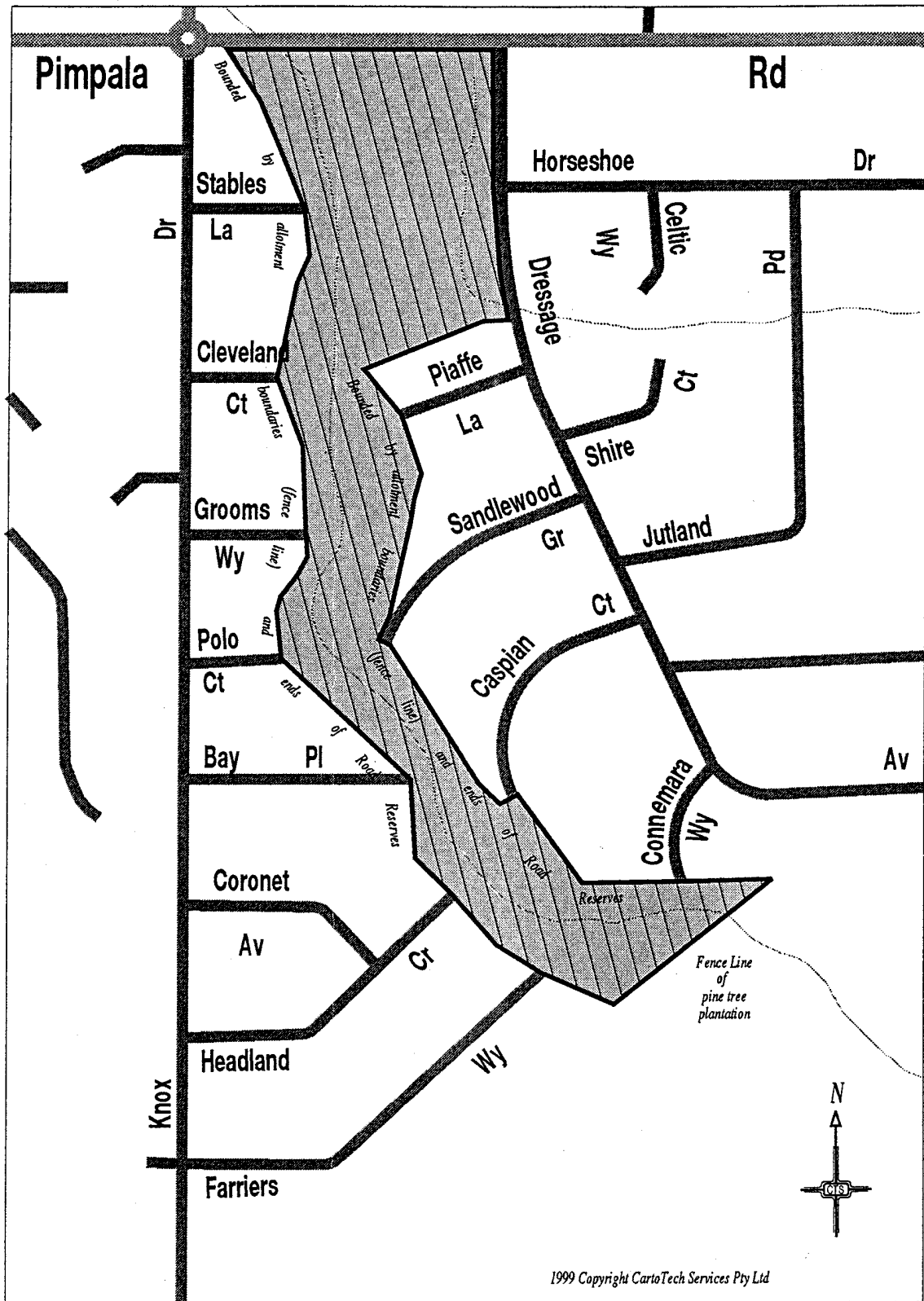
Aberfoyle Park—Plan No. 1



Morphett Vale—Plan No. 1



Woodcroft—Plan No. 1



REGULATIONS UNDER THE LIQUOR LICENSING ACT 1997

No. 267 of 1999

At the Executive Council Office at Adelaide 23 December 1999

PURSUANT to the *Liquor Licensing Act 1997* and with the advice and consent of the Executive Council, I make the following regulations.

E. J. NEAL Governor

PURSUANT to section 10AA(2) of the *Subordinate Legislation Act 1978*, I certify that, in my opinion, it is necessary or appropriate that the following regulations come into operation as set out below.

K. T. GRIFFIN Minister for Consumer Affairs

SUMMARY OF PROVISIONS

1. Citation
2. Commencement
3. Variation of Sched. 1—Long Term Dry Areas
4. Variation of Sched. 2—Plans of Long Term Dry Areas

Citation

1. The *Liquor Licensing (Dry Areas—Long Term) Regulations 1997* (see *Gazette* 6 November 1997 p. 1217), as varied, are referred to in these regulations as "the principal regulations".

Commencement

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

Variation of Sched. 1—Long Term Dry Areas

3. Schedule 1 of the principal regulations is varied by inserting after the item headed "Normanville—Area 1" the following item:

Oaklands Park—Area 1

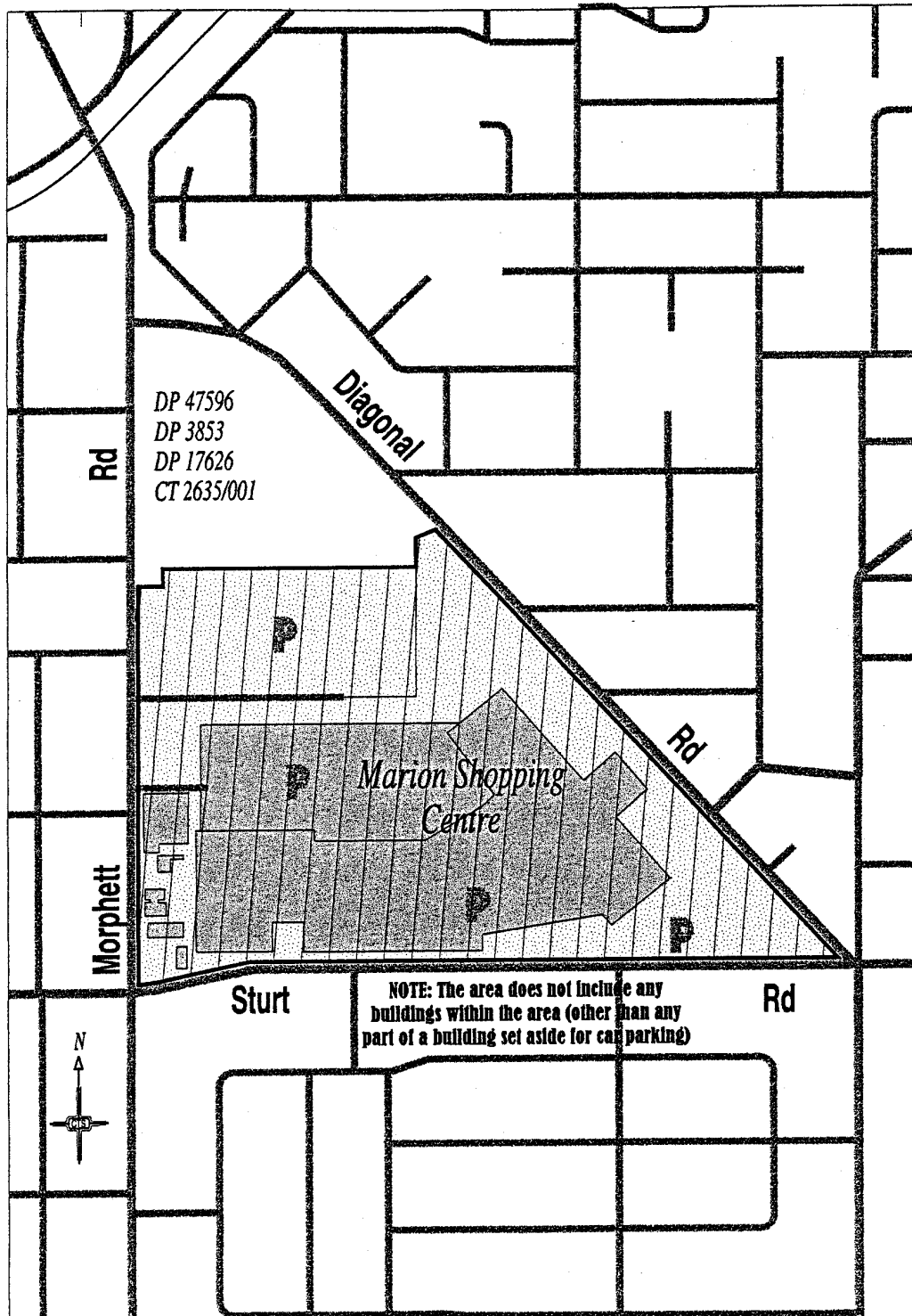
(see schedule 2: *Oaklands Park—Plan No. 1*)

<i>Area</i>	<i>Period</i>	<i>Extent of prohibition</i>
The area in Oaklands Park bounded on the west by Morphett Road, on the south by Sturt Road and on the north-east and north by Diagonal Road—	Continuous until 23 December 2000.	The consumption and possession of liquor are prohibited.
(a) excluding the whole of the land contained in DP 47596, DP 3853, DP 17626 and CT 2635/001; and		
(b) excluding any building within the area, other than any part of such a building that is set aside for car parking.		

Variation of Sched. 2—Plans of Long Term Dry Areas

4. Schedule 2 of the principal regulations is varied by inserting after the plan headed "Normanville—Plan No. 1" the following plan:

Oaklands Park—Plan No. 1



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REGULATIONS UNDER THE ROAD TRAFFIC ACT 1961

No. 268 of 1999

At the Executive Council Office at Adelaide 23 December 1999

PURSUANT to the *Road Traffic Act 1961* and with the advice and consent of the Executive Council, I make the following regulations.

E. J. NEAL Governor

PURSUANT to section 10AA(2) of the *Subordinate Legislation Act 1978*, I certify that, in my opinion, it is necessary or appropriate that the following regulations come into operation as set out below.

DIANA LAIDLAW Minister for Transport and Urban Planning

SUMMARY OF PROVISIONS

1. Citation
2. Commencement
3. Variation of Sched. 9

Citation

1. The *Road Traffic (Miscellaneous) Regulations 1999* (see *Gazette* 25 November 1999 p. 2690) are referred to in these regulations as "the principal regulations".

Commencement

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

Variation of Sched. 9

3. Schedule 9 of the principal regulations is varied by striking out from Part 1 the following items:

112(2)	<i>Driving or towing on road vehicle not complying with vehicle standards</i>	
	Non-compliance with rule 155 of the vehicle standards	122
	Non-compliance with rule 158 of the vehicle standards	62

and substituting the following items:

112(2)	<i>Driving or towing on road vehicle not complying with vehicle standards or requirements relating to safety maintenance or emission control systems</i>	
	Non-compliance with rule 155 of the vehicle standards	122
	Non-compliance with rule 158 of the vehicle standards	62
	Any other contravention of section 112(1)	130

TSA 3297/98 CS

R. DENNIS Clerk of the Council

REGULATIONS UNDER THE WORKERS REHABILITATION AND COMPENSATION ACT 1986

No. 269 of 1999

At the Executive Council Office at Adelaide 23 December 1999

PURSUANT to the *Workers Rehabilitation and Compensation Act 1986* and with the advice and consent of the Executive Council, I make the following regulations.

E. J. NEAL Governor

PURSUANT to section 10AA(2) of the *Subordinate Legislation Act 1978*, I certify that, in my opinion, it is necessary or appropriate that the following regulations come into operation as set out below.

MICHAEL ARMITAGE Minister for Government Enterprises

SUMMARY OF PROVISIONS

1. Citation
2. Commencement
3. Substitution of Scheds. 1 and 1A

SCHEDULE 1

Scale of Charges—Private Hospitals—Services Other than Psychiatric Services

SCHEDULE 1A

Scale of Charges—Psychiatric Services—Private Hospitals

Citation

1. The *Workers Rehabilitation and Compensation (Scales of Medical and Other Charges) Regulations 1995* (see *Gazette* 16 November 1995 p. 1370), as varied, are referred to in these regulations as "the principal regulations".

Commencement

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

Substitution of Scheds. 1 and 1A

3. Schedules 1 and 1A of the principal regulations are revoked and the following schedules are substituted:

SCHEDULE 1*Scale of Charges—Private Hospitals—Services Other than Psychiatric Services*

Item No	Service Description		Charge
Accommodation-Group A			
Advanced Surgical-Shared Room-Group A			
PR100	1 or more days but not more than 7 days	- per day	\$421
PR105	8 or more days but not more than 14 days	- per day	\$362
PR110	15 or more days	- per day	\$248
Surgical-Shared Room-Group A			
PR120	1 or more days but not more than 7 days	- per day	\$359
PR125	8 or more days but not more than 14 days	- per day	\$309
PR130	15 or more days	- per day	\$209
Medical-Shared-Group A			
PR180	1 or more days but not more than 7 days	- per day	\$352
PR185	8 or more days but not more than 14 days	- per day	\$310
PR190	15 or more days	- per day	\$210
Accommodation-Group B			
Advanced Surgical-Shared Room-Group B			
PR200	1 or more days but not more than 7 days	- per day	\$365
PR205	8 or more days but not more than 14 days	- per day	\$330
PR210	15 or more days	- per day	\$250
Surgical-Shared Room-Group B			
PR220	1 or more days but not more than 7 days	- per day	\$339
PR225	8 or more days but not more than 14 days	- per day	\$305
PR230	15 or more days	- per day	\$200

Medical-Shared Room-Group B

PR280	1 or more days but not more than 7 days	- per day	\$339
PR285	8 or more days but not more than 14 days	- per day	\$305
PR290	15 or more days	- per day	\$200

Other Accommodation Charges-Group A

PR300	High Dependency Unit	- per day	\$592
PR310	Advanced Dependency	- per day	\$743
PR330	Intensive Care - no Ventilator	- per day	\$1318
PR340	Intensive Care - Ventilator	- per day	\$1871
PR400	Private room allocated on the basis of medical need	- per day	\$10

Note: A private room can be allocated on the basis of a medical need determined by the treating/admitting medical practitioner. In such a case, the \$10 per day will be paid for occupancy of the private room. In all other cases, the charge for a private room will be the same as the charge prescribed for a shared room.

Inpatient Pain Assessment/Management

PR700	1 or more days but not more than 7 days	- per day	\$338
PR705	8 or more days but not more than 14 days	- per day	\$318
PR710	15 or more days	- per day	\$207

Hospital Rehabilitation Services**Rehabilitation Orthopaedic Program**

PR600	1 or more days but not more than 21 days	- per day	\$370
PR605	22 or more days	- per day	\$310

Note: Orthopaedic programs include physiotherapy, hydrotherapy, occupational therapy, case conferences and discharge planning.

Rehabilitation Trauma Program

PR610	1 or more days but not more than 50 days	- per day	\$460
PR615	51 or more days	- per day	\$415

Note: Trauma programs include physiotherapy, occupational therapy, psychology, hydrotherapy, dietitian, podiatry, case conferences and discharge planning.

Same Day Services and Charges-Group A and B

PR410	Band 1, including gastrointestinal endoscopy, some minor surgical and non surgical procedures not normally requiring anaesthetic.	\$175
PR420	Band 2, including procedures other than Band 1 performed under local anaesthetic with no sedation. Theatre time less than 1 hour.	\$259
PR430	Band 3, including procedures other than Band 1 performed under a general or regional anaesthesia or intravenous sedation. Theatre time less than 1 hour.	\$303
PR440	Band 4, including procedures other than Band 1 performed under general or regional anaesthesia or intravenous sedation. Theatre time 1 hour or more.	\$321

Theatre Fee-Band

PRT1A	1A	\$81
PRT01	1	\$263
PRT02	2	\$336
PRT03	3	\$467
PRT04	4	\$676
PRT05	5	\$867
PRT06	6	\$1142
PRT07	7	\$1562
PRT08	8	\$1667
PRT9A	9A	\$1939
PRT09	9	\$2224
PRT10	10	\$2911
PRT11	11	\$4131
PRT12	12	\$4435
PRT13	13	\$4194
PRT50	Dental Minor	\$249
PRT55	Dental Major	\$449

Note 1: Services in this section will be determined in accordance with the National Procedure Banding Schedule.

Note 2: Only one theatre fee is payable per session.

General Notes

For the purpose of determining fees, hospitals are categorised by WorkCover Corporation into Groups A and B and Rehabilitation. For details of criteria and current hospital listings, contact WorkCover Corporation on 13 18 55.

SCHEDULE 1A
Scale of Charges—Psychiatric Services—Private Hospitals

Item No.	Service Description		Charge
Inpatient Services			
PR800	1 or more days but not more than 14 days	- per day	\$390
PR803	15 or more days but not more than 28 days	- per day	\$300
PR813	29 or more days but not more than 42 days	- per day	\$230
PR815	43 or more days	- per day	\$175
PR850	Private room allocated on the basis of medical need	- per day	\$10
<p>Note: A private room can be allocated on the basis of a medical need determined by the treating/admitting medical practitioner. In such a case, the \$10 per day will be paid for occupancy of the private room. In all other cases, the charge for a private room will be the same as the charge prescribed for a shared room.</p>			
Intensive Care Unit			
PR825	Intensive Care-Maximum stay 5 days	- per day	\$640
Same Day Service			
PRO81	Groupwork session		\$50
PRO82	Electro-convulsive therapy (ECT)		\$125
PRO83	Half-day program		\$133
PRO84	Day Program		\$211
PRO86	Day Program and procedure		\$270
PRO87	Marcaïn therapy		\$125
PRO88	Moderate Clinic		\$50
<p>Note: The item numbers for same day services begin with the letters "PRO" (not "PR" followed by a zero.)</p>			

REGULATIONS UNDER THE PUBLIC CORPORATIONS ACT 1993

No. 270 of 1999

At the Executive Council Office at Adelaide 23 December 1999

PURSUANT to the *Public Corporations Act 1993* and with the advice and consent of the Executive Council, I make the following regulations.

E. J. NEAL Governor

PURSUANT to section 10AA(2) of the *Subordinate Legislation Act 1978*, I certify that, in my opinion, it is necessary or appropriate that the following regulations come into operation as set out below.

ROB LUCAS Treasurer

SUMMARY OF PROVISIONS

1. Citation
2. Commencement
3. Variation of reg. 13—Functions of subsidiary

Citation

1. The *Public Corporations (Land Management Corporation) Regulations 1997* (see *Gazette* 24 December 1997 p. 1848) are referred to in these regulations as "the principal regulations".

Commencement

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

Variation of reg. 13—Functions of subsidiary

3. Regulation 13 of the principal regulations is varied by striking out subregulation (1) and substituting the following subregulation:

- (1) The subsidiary's functions are limited to the following:
- (a) to acquire, hold, manage, lease and dispose of surplus land, improvements and other property previously held by the MFP Development Corporation or other agencies or instrumentalities of the Crown;
 - (b) to acquire, hold, manage, lease and dispose of other land, improvements and property, particularly with a view to—
 - (i) managing the release of large areas of undeveloped (or under developed) land; and
 - (ii) holding land and other property to be made available, as appropriate, for commercial, industrial, residential or other purposes; and
 - (iii) ensuring the orderly development of areas through the management and release of land, as appropriate;
 - (c) to manage the Crown's interests in various joint ventures and land development projects identified by the Minister for the purposes of this regulation;

- (d) to manage, develop, lease and, where appropriate, dispose of land and improvements at Science Park at Bedford Park;
- (e) to manage, develop, lease and, where appropriate, dispose of land and improvements at Technology Park at Mawson Lakes with specific emphasis on using the assets to facilitate economic development;
- (f) to manage the sale of surplus government land on behalf of other agencies or instrumentalities of the Crown;
- (g) to manage urban projects (on its own behalf or on behalf of other agencies or instrumentalities of the Crown) to achieve urban regeneration or other government policy outcomes;
- (h) to carry out other functions conferred on the subsidiary by the Minister.

MGE 105/99 CS

R. DENNIS Clerk of the Council

REGULATIONS UNDER THE DEVELOPMENT ACT 1993

No. 271 of 1999

At the Executive Council Office at Adelaide 23 December 1999

PURSUANT to the *Development Act 1993* and with the advice and consent of the Executive Council, I make the following regulations.

E. J. NEAL Governor

PURSUANT to section 10AA(2) of the *Subordinate Legislation Act 1978*, I certify that, in my opinion, it is necessary or appropriate that the following regulations come into operation as set out below.

DIANA LAIDLAW Minister for Transport and Urban Planning

SUMMARY OF PROVISIONS

1. Citation
2. Commencement
3. Variation of reg. 102—Adoption of codes and standards
4. Variation of sched. 9

Citation

1. The *Development Regulations 1993* (see *Gazette* 27 October 1993 p. 1954), as varied, are referred to in these regulations as "the principal regulations".

Commencement

2. These regulations will come into operation on which they are made.

Variation of reg. 102—Adoption of codes and standards

3. Regulation 102 of the principal regulations is varied by inserting after paragraph (a) of subregulation (2) the following paragraphs:

- (ab) the Minister for the time being administering the *Fisheries Act 1982*;
- (ac) the Minister for the time being administering the *Crown Lands Act 1929*;

Variation of sched. 9

4. Schedule 9 of the principal regulations is varied by striking out clause 9 of Part 1 and substituting the following clause:

9. Any form of aquaculture development—
- (a) in an aquaculture zone delineated by a Development Plan; or
 - (b) in an aquaculture zone delineated by a management plan for aquaculture under the *Fisheries Act 1982* or the *Crown Lands Act 1929*; or
 - (c) in the case of a development that is proposed to be in place for a period not exceeding 12 months—
 - (i) in an aquaculture zone delineated by a management plan for aquaculture published by the Minister for the time being administering the *Fisheries Act 1982*; or

- (ii) in an aquaculture zone delineated by a management plan for aquaculture published by the Minister for the time being administering the *Crown Lands Act 1929*.

MTUP-PL0071/99 CS

R. DENNIS Clerk of the Council

CITY OF MOUNT GAMBIER

Temporary Street Closure

NOTICE is hereby given that pursuant to section 359 of the Local Government Act 1934, as amended, the following portions of streets will be closed to all vehicular traffic on Friday, 31 December 1999 (except vehicles as may be authorised by the organising committee) for the welcome celebrations for the Year 2000 on New Year's Eve, Friday, 31 December 1999 between the hours indicated following:

Commercial Street East being from the west side of its intersection with Ferrers Street and Mitchell Street to and including the east side of the Bay Road and Penola Road intersection from 5.30 p.m. to 1.30 a.m. (Saturday, 1 January 2000).

Watson Terrace being the north-south portion abutting Jens Hotel and Flannagans Irish Pub and the east-west portion abutting Elders and Cave Gardens reserve from 5.30 p.m. to 1.30 a.m. (Saturday, 1 January 2000),

for the purposes of enabling the welcome celebrations for the Year 2000 on New Year's Eve 1999.

G. MULLER, Chief Executive Officer

CITY OF NORWOOD, PAYNEHAM AND ST PETERS

Temporary Road Closure

NOTICE is hereby given that the council of the City of Norwood, Payneham and St Peters at its meeting held on 6 December 1999, resolved pursuant to section 359 of the Local Government Act 1934, as amended, that Little Capper Street, Kent Town be closed to through traffic from the boundary of its intersection with Rundle Street for a distance of 78 m in a southerly direction for a period of 6 months commencing on Thursday, 23 December 1999.

M. BARONE, Chief Executive Officer

CITY OF NORWOOD, PAYNEHAM & ST PETERS

BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1934

By-Law No. 1—Permits And Penalties

TO provide for a permit system and continuing penalties in Council by-laws, to clarify the construction of such by-laws, and to repeal by-laws

A. All previous by-laws made or adopted by the Council, prior to the date this by-law is made, are hereby repealed.

Permits

1. (1) In any by-law of the Council the word 'permission' means the permission of the Council given in writing

(2) The Council may attach such conditions to a grant of permission as it thinks fit, and may vary or revoke such conditions or impose new conditions by notice in writing to the permit holder.

(3) A permit holder shall comply with every such condition.

(4) The Council may revoke such grant of permission at any time by notice in writing to the permit holder.

Penalties

2. Any person who commits a breach of any by-law of the Council of a continuing nature shall be guilty of an offence and, in addition to any other penalty that may be imposed, shall be liable to a further penalty for every day on which the offence is continued, such penalty being the maximum amount referred to in the Local Government Act 1934 which may be prescribed by by-law for offences of a continuing nature.

Construction

3. Every by-law of the Council shall be subject to any Act of Parliament and Regulations made thereunder.

The foregoing by-law was duly made and passed at a meeting of the Council of the City of Norwood, Payneham and St Peters held on 6 December 1999 by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

M. BARONE, Chief Executive Officer

CITY OF NORWOOD, PAYNEHAM & ST PETERS

BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1934

By-Law No. 2—Moveable Signs

TO set standards for moveable signs on streets and roads and to provide conditions for and the placement of such signs

Definitions in this by-law:

1. (1) 'footpath' has the same meaning as in the Local Government (Parking) Regulations 1991.

(2) 'approved construction' means a moveable sign which:

(a) is not more than 1200 mm high, 800 mm in length and 800 mm in width; and

(b) when placed on a footpath in a display position is not more than 800 mm in length; and

(c) is constructed so as not to be (or be likely to be) a hazard to a member of the public using the footpath upon which the moveable sign has been placed;

(d) is constructed so as to be (and to be likely to be) stable when displayed upon a footpath including being stable during adverse weather conditions;

(e) does not rotate, contain flashing lights or is illuminated internally or externally; and

(f) does not have balloons, flags, streamers or other things attached to it.

(3) 'authorised officer' means a person lawfully exercising the delegated authority of the Council to exercise any powers or discretion under this by-law;

(4) 'business premises' means the premises from which a business, trade or calling is conducted;

(5) 'moveable sign' has the same meaning as in Section 370 of the Local Government Act 1934;

Construction

2. A moveable sign displayed on a public road or street:

(1) shall be a kind known as an 'A' Frame or Sandwich Board sign, an 'inverted "T"' sign, or a flat sign;

(2) shall:

(a) be constructed and maintained in good quality and condition;

(b) be of strong construction with no sharp or jagged edges or corners;

(c) not be unsightly or offensive in appearance;

(3) shall:

(a) be constructed of timber, metal, plastic or plastic coated cardboard, or a mixture of such materials;

(b) not exceed 1200 mm in height, 800 mm in width and 800 mm in depth;

(c) have a display area not exceeding 1 m² in total or if the sign is two sided, 1 m² on each side.

(4) shall not be likely to fall over or collapse;

(5) in the case of an 'A' Frame or Sandwich Board sign:

(a) shall be hinged or joined at the top;

(b) shall be of such construction that its sides shall be securely fixed or locked in position when erected;

and

(6) in the case of an 'inverted "T"' sign, shall contain no struts or members that run between the display area and the base of the sign.

Placement

3. A moveable sign displayed on a public street or road must:

(1) not be placed on a median strip, traffic island or carriageway;

(2) not be placed anywhere except on the footpath;

(3) not be placed on a footpath that is less than 2.5 m wide;

- (4) not be placed on the sealed part of a footpath unless the sealed part is wide enough to contain the sign and still leave a clear thoroughfare of at least 1.2 m wide;
- (5) not be placed on a landscaped area (other than when landscaping comprises only lawn);
- (6) not be placed on a designated parking area or within 1 m of an entrance to premises;
- (7) not, without permission, be fixed, tied or chained to, or leaned against any bus shelter;
- (8) not be placed within 6 m of an intersection and in such a position or such circumstances, including where the view of any user of the street, road or footpath is obstructed, that the safety of the user of the street, road or footpath is at risk;
- (9) not, without permission be fixed, tied or chained to, leaned against or placed closer than 2 m to any other structure, object, plant (including another moveable sign) or tree;
- (10) be securely anchored down with an appropriate device to minimise the likelihood of the sign being blown over in inclement weather or knocked down.

Restrictions

4. A moveable sign displayed on a public street or road is subject to the following restrictions:

- (1) it must only contain material which advertises a business or the goods or services available within a business being conducted on premises adjacent to the sign;
- (2) only one moveable sign shall be displayed in relation to a business premises;
- (3) the sign must not be in place unless the business to which it relates is open to the public;
- (4) must be clearly visible during the hours of darkness;
- (5) must be of an approved construction.

Appearance

5. A moveable sign displayed on a public street or road shall:

- (1) be painted or otherwise detailed in a competent and professional manner;
- (2) be legible and simply worded to convey a precise message;
- (3) be of such design and contain such colours which are compatible with the architectural design of the premises adjacent to the sign, and which relate well to the townscape and overall amenity of the locality in which it is situated;
- (4) contain combinations of colour and typographical styles which blend in with and reinforce the heritage qualities of the locality and the buildings where it is situated;
- (5) not have balloons, flags, streamers or other things attached to it.

Banners

6. A banner shall only be displayed on a public street or road if it:

- (1) is securely fixed to a fence so that it does not hang loose or flap and provided that prior permission is obtained in the case of attachment to any Council property;
- (2) only advertises an event to which the public are invited; and
- (3) is displayed not more than one month before the event it advertises, not more than one week afterwards, and provided it is not displayed more than one month in any twelve month period.

Signs on Council Land

7. No person shall without permission on any land vested in or under the control of the Council (including public streets and roads) display a sign on a parked vehicle:

- (i) indicating that the vehicle is for sale; or
- (ii) which rests on or which is attached to the vehicle and which advertises a product or business excepting:

- (a) a licensed taxi, a vehicle belonging to any Council or controlling authority, a bus greater than 6 m in length, and a vehicle which only has a sign or signs painted on or glued to it the main purpose of which is to identify it as belonging to a business; and
- (b) a sign comprising a sunscreen on a vehicle, where any message or trade name or mark on the sunscreen does not advertise a business being carried on in a vicinity of the place the vehicle is parked, or the products available from that business.

Exemptions

8. This by-law does not apply to a moveable sign which:

- (1) directs people to premises that are open for inspection, for sale or lease;
- (2) directs people to a charitable function;
- (3) advertises a garage sale taking place from residential premises;
- (4) is a flat sign containing only the banner or headlines of a newspaper or magazine;
- (5) is a sign in a location for which the written permission of the Council has first been obtained.

Removal of Unauthorised Moveable Signs

9. (1) An authorised officer may remove from any public street, road or footpath a sign that has been placed in contravention of this by-law or of Section 370 of the Local Government Act 1934;

(2) If a moveable sign is removed under subparagraph (1) and is not claimed within thirty (30) days of such removal the authorised officer may sell, destroy or otherwise dispose of the moveable sign as the authorised officer thinks fit.

(3) Any person who displays an unauthorised moveable sign or who is the owner of an unauthorised moveable sign which has been removed under subparagraph (1) must pay the Council any reasonable costs incurred in removing, storing or attempting to dispose of the moveable sign before becoming entitled to recover the moveable sign.

Removal of Authorised Moveable Signs

10. (1) A moveable sign must be removed or relocated at the request of an authorised officer if, in the opinion of that authorised officer and notwithstanding compliance with this by-law, there is any hazard or obstruction or there is likely to be a hazard or obstruction arising out of the location of the moveable sign.

(2) A moveable sign must be removed or relocated at the request of an authorised officer if so required by the authorised officer for the purpose of special events, parades, road or footpath works or any other circumstances which, in the opinion of the authorised officer, requires relocation or removal of the moveable sign.

The foregoing by-law was duly made and passed at a meeting of the Council of the City of Norwood, Payneham and St Peters held on 6 December 1999 by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

M. BARONE, Chief Executive Officer

CITY OF NORWOOD, PAYNEHAM & ST PETERS

BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1934

By-Law No. 3—Council Land

FOR the management of streets, roads, public places, parklands, reserves, and other land under the control of the Council.

Definitions

1. In this by-law:

- (1) 'Council land' means all parklands, reserves, ornamental grounds, streets, roads, public places, and other land, vested in or under the control of the Council;
- (2) 'liquor' has the same meaning as defined in the Liquor Licensing Act 1997;
- (3) 'open container' means a container which:

- (a) after the contents thereof have been sealed at the time of manufacture and:
- (i) being a bottle, has had its cap, cork or top removed (whether or not it has since been replaced);
 - (ii) being a can, it has been opened or punctured;
 - (iii) being a cask, has had its tap placed in a position to allow it to be used;
 - (iv) being any form of container, it has been opened, broken, punctured or manipulated in such a way as to allow access to the contents thereof; or
- (b) is a flask, glass or mug or other container used for drinking purposes.

Activities requiring permission

2. No person shall without permission on any Council land:

Vehicles Generally

- (1) (a) being the driver of a vehicle, fail to obey the indications given by any traffic control device (as defined in the Road Traffic Act 1961) or any sign erected by or with the authority of the Council, for regulating traffic or indicating the direction or route to be followed by traffic on that land;
- (b) drive or propel a vehicle where the Council has excluded vehicles generally or of that class, pursuant to section 359 of the Local Government Act 1934.

Vehicles on Parklands, etc.

- (2) Comprising parklands or reserves:
 - (a) drive or propel a motor vehicle unless on an area or road constructed or set aside by the Council for the parking or travelling of motor vehicles;
 - (b) except on a properly constructed area for the purpose, promote, organise or take part in any race, test or trial of any kind in which motor vehicles, motor cycles, motor scooters or bicycles take part.

Working on Vehicles

- (3) perform the work of repairing, washing, painting, panel beating or other work of any nature on or to any vehicle, except for running repairs in the case of breakdown.

Trading

- (4) sell, buy or offer anything or display anything for sale.

Busking

- (5) sing, busk or play a musical instrument for the purpose of or so as to appear to be for the purpose of entertaining others or receiving money.

Preaching

- (6) preach or harangue.

Donations

- (7) ask for or receive or indicate that he or she desires a donation of money or any other thing.

Amplification

- (8) use an amplifier or other device whether mechanical or electrical for the purpose of amplifying sound.

Distribution

- (9) distribute anything to any bystander, passer by or other person.

Canvassing

- (10) convey any advertising, religious or other message to any bystander, passer by or other person.

Advertising

- (11) display any sign for the purpose of commercial advertising, other than a moveable sign which is displayed on a public street or road in accordance with the Council's moveable signs by-law.

Street Verges

- (12) comprising a street or road, alter, interfere with or develop that area between the boundary of the street and the nearest kerb to that boundary.

Fires

- (13) light any fire except:
 - (a) in a place provided by the Council for that purpose; or
 - (b) in a portable barbecue, as long as the barbecue is used in an area that is clear of flammable material.

Animals in Ponds

- (14) comprising a pond or lake, to which this subparagraph applies, allow or suffer any animal to enter or remain therein.

Attachments to Trees

- (15) attach, hang or fix any rug, blanket, sheet, rope, sign or other material to any tree, shrub, plant, tree guard, tree stake, notice board, seat, fence, post or other item or structure which is the property of the Council.

Removing Soil

- (16) carry away or remove any soil, sand, timber, stones, pebbles or any part of the land.

Digging Soil, etc

- (17) to which this subparagraph applies, dig the soil for or collect worms, shellfish, grubs or insects.

Flora and Fauna

- (18) subject to the Native Vegetation Act 1991 and the National Parks and Wildlife Act 1972:
 - (a) damage, pick, or interfere with any plant or flower thereon; or
 - (b) tease, or cause harm to any animal, bird or creature.

Athletic and Ball Sports

- (19) (a) promote, organise or take part in any organised athletic sport;
- (b) to which this subparagraph applies, play or practice the game of golf.

No Liquor

- (20) (a) consume, carry or be in possession or charge of any liquor on any Council land to which this subparagraph applies (except streets and roads which are not a part of parklands or reserves);
- (b) excepting sealed containers, consume, carry, be in possession or charge of any liquor in an open container on any Council land to which this subparagraph applies (except streets and roads which are not part of parklands or reserves).

Weddings

- (21) conduct or participate in a marriage ceremony on any parkland or reserve to which this subparagraph applies.

Closed Lands

- (22) enter or remain on any part of Council land (except a public street or road):
 - (a) at any time during which the Council has declared that it shall be closed to the public and which is indicated by a sign to that effect;
 - (b) where the land is enclosed with fences and/or walls, and gates, at any time when the gates have been closed and locked; or
 - (c) where admission charges are payable, to enter without paying those charges.

Camping

- (23) camp or stay overnight.

Public Conveniences

- (24) in any public convenience on Council land:
- (1) urinate other than in a urinal or pan or defecate other than in a pan set apart for that purpose;
 - (2) smoke tobacco or any other substance;
 - (3) deposit anything in a pan, urinal or drain which is likely to cause a blockage;
 - (4) use it for a purpose for which it was not designed or constructed;
 - (5) enter any toilet that is set aside for use of the opposite sex except where:
 - (a) a child under the age of five years accompanied by an adult person of that other sex; and/or
 - (b) to provide assistance to a disabled person.

Prohibited Activities

3. No person shall on any Council land:

Smoking

- (1) smoke tobacco or any other substance in any building or part of any building to which this subparagraph applies.

Use of Equipment

- (2) use any item of equipment or Council property other than in the manner and for the purpose for which it was designed or set aside.

Annoyances

- (3) annoy or unreasonably interfere with any other person's use of the land by making a noise or by creating a disturbance that has not been authorised by the Council.

Interference with Permitted Use

- (4) interrupt or disrupt or interfere with any person's use of parklands, reserves for which permission has been granted.

4. *Fences, Hedges Hoardings and Verandahs**Fences Near Intersections*

- (1) No person shall without permission erect a fence or hoarding or keep a hedge on land within 6 m of the intersection or junction of any street or road unless the fence, hoarding or hedge is not more than 1 m high, measured from the adjacent footpath or road.

Dangerous Fences

- (2) No person shall without permission erect a fence abutting a street, road or public place if:
- (a) the fence is made of barbed wire; or
 - (b) the fence is not easily visible at night and thereby presents a danger to users of the street, road or public place; or
 - (c) the fence otherwise endangers or obstructs users of the street, road or public place.

Verandahs

- (3) If a person owns or occupies land which has a verandah or balcony over an adjoining street or road, the person must keep that balcony or verandah clean and water-tight.

Notices

- (4) Where the Council considers that a requirement contained in this paragraph has not been complied with, the Council may serve a notice on the owner and/or occupier of the relevant land which must state:
- (a) the nature of the breach;
 - (b) the name of the person to whom it is directed;

- (c) what action the person is required to take; and
- (d) the time within which the action must be taken.

Compliance with Notices

- (5) A person who receives a notice under subparagraph (4) must comply with the notice.

Council may do Work

- (6) If the person who receives a notice fails to comply with it, then the Council may:
- (a) carry out the requirements of the notice; and
 - (b) recover the cost of so doing as a debt due from that person.

Directions

5. Any person on any Council land must comply with any reasonable direction or request from an officer of the Council relating to:

- (a) that person's use of the land;
- (b) that person's conduct and behaviour on the land;
- (c) that person's safety on the land;
- (d) the safety and enjoyment of the land by other persons.

6. *Obstruction to Streets*

- (1) In this paragraph 'object' means any object, article or thing, but does not include a moveable sign.

Removal

- (2) If an object is obstructing a footpath or roadway other than pursuant to the permission of the Council, the Council may remove the object.

Ownership Enquiries

- (3) Upon such removal, the Council shall make enquiries to ascertain the owner of the object.

Notice to Owner

- (4) If the Council can find the owner, then it must give notice in writing to that person inviting him or her to collect the object.

Costs

- (5) The Council may recover, as a debt due from the owner of any object removed under this paragraph, the Council's costs of and incidental to the removal and storage of the object.

Collection

- (6) The owner may collect the object, but must first pay the Council's costs as referred to in subparagraph (5) above.

Disposal

- (7) If the object is not collected within:
- (a) three months from the date of removal; or
 - (b) one month from the date of service of the notice in subparagraph 5,
- whichever is the sooner, then the Council may dispose of the object in any manner it thinks fit.

Liability

- (8) The Council is not liable for any loss caused by the exercise of its powers under this paragraph.

7. *Removal of Animals and Persons*

- (1) If any animal is found on any Council land in breach of a by-law:
- (a) any person in charge of the animal shall remove it on the request of an authorised person; and
 - (b) an authorised person may remove the animal if a person fails to comply with the request, or if no person is in charge of the animal.
- (2) Any authorised person may remove any person from Council land who is found committing a breach of a by-law.

Application

- (3) The restrictions in this by-law do not apply to any Police officer, Council officer or employee acting in the course and within the scope of that person's normal duties, or to a contractor while performing work for the Council and while acting under the supervision of a Council officer, or to the driver of an exempt vehicle (within the meaning of Section 40 of the Road Traffic Act 1961) while driving that vehicle in relation to an emergency.

Application of Paragraphs

8. Any of paragraphs 2 (14), (18), (20) (b), (21), and 3 (1) of this by-law shall apply only in such portion or portions of the area as the Council may by resolution direct (in accordance with section 670 of the Local Government Act 1934).

The foregoing by-law was duly made and passed at a meeting of the Council of the City of Norwood, Payneham and St Peters held on 6 December 1999 by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

M. BARONE, Chief Executive Officer

CITY OF NORWOOD, PAYNEHAM & ST PETERS
BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1934
By-Law No. 4—Garbage

TO regulate and control the removal of household rubbish from premises, for the prevention and suppression of nuisances, and for regulating the management of Council property.

Definition

1. In this by-law:

'domestic garbage' means all house, garden and kitchen wastes, but excludes liquids, manure, metals (other than food containers), night soil, stones and bricks, soil and wood.

'garbage' means domestic garbage, recyclable materials and other garbage, rubbish and refuse.

'green organics' means garden waste, prunings and clippings free from soil and other contaminants.

'occupier' has the same meaning as in the Local Government Act 1934.

'recyclable materials' means garbage of a kind collected by the Council for the purpose of being recycled, and includes bottles, newspapers, cardboard, plastics and non-ferrous metals.

Rubbish and Non-Depositing Garbage

2. An occupier must not put garbage, recyclable materials or green organics on the street, road, or public place except in accordance with this by-law or otherwise with the permission of the Council.

Garbage Collection Service

3. An occupier of domestic premises may put domestic garbage, recyclable materials and green organics out for collection by the Council or its contractors if:

- (1) the domestic garbage, recyclable materials and green organics are contained within a garbage container or containers of a kind approved by the Council; and
- (2) the number of garbage containers used does not exceed the number permitted by the Council for those premises.

Obligations of Occupiers

4. Every occupier of domestic premises must:

- (1) provide and keep thereon a sufficient number of containers for the reception of domestic garbage;
- (2) maintain any garbage container used for the collection of domestic garbage in good repair, with a close fitting lid and in a clean, watertight and sanitary condition;
- (3) replace the garbage container if it becomes unserviceable;
- (4) place any domestic garbage, recyclable materials and green organics in the container or containers;
- (5) before 6 a.m. on the day appointed by the Council for those premises (or on the night before that day) place the garbage container or containers with the lid closed in a

position which is conveniently accessible to the garbage collectors employed or engaged by the Council;

- (6) remove the garbage container from that position and return it to the premises on the same day after the garbage has been collected.

Unlawful Removal of Garbage

5. A person must not, without a permit, take or interfere with any domestic garbage, recyclable materials or green organics that has been left in a place for the apparent purpose of collection by the Council or its contractors.

The foregoing by-law was duly made and passed at a meeting of the Council of the City of Norwood, Payneham and St Peters held on 6 December 1999 by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

M. BARONE, Chief Executive Officer

CITY OF NORWOOD, PAYNEHAM & ST PETERS
BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1934
By-Law No. 5—Dogs

FOR the control of dogs within the area, to limit the number of dogs kept in premises.

Definitions

1. In this by-law:

(1) 'dog' means an animal of the species *canis familiaris* but does not include a dingo or cross of a dingo;

(2) 'small dwelling' means a flat, a service flat, home unit, or a suite of rooms which is wholly occupied, or designed or intended or adapted to be occupied, as a separate dwelling, but does not include a detached, semi-detached or row dwelling house;

(3) 'approved kennel establishment' means a building, structure or area approved by the relevant authority, pursuant to the Development Act 1993 for the keeping of dogs on a temporary or permanent basis.

Limit on Dog Numbers

2. (1) The limit on the number of dogs kept shall be:

- (a) in a small dwelling, one dog; and
- (b) in premises other than a small dwelling, two dogs.

(2) No person shall, without obtaining the written permission of the Council, keep any dog on any premises where the number of dogs on those premises exceeds the limit unless the premises are approved as a kennel establishment.

Dog Free Areas

3. No person shall in a place to which this paragraph applies cause, suffer or permit any dog under that person's control, charge or authority to be in, or remain in that place.

Dogs on Leash Areas

4. No person shall in a place to which this paragraph applies, cause, suffer or permit any dog under that person's control, charge or authority to be or remain in that place unless such dog is restrained by a strong leash not exceeding 2 metres in length and either tethered securely to a fixed object or held by a person capable of controlling the dog and preventing it from being a nuisance or a danger to other persons.

Dog Exercise Areas

5. (1) Any person may enter upon any part of Council land to which this paragraph applies for the purpose of exercising a dog under his or her control.

(2) Where a person enters upon such part of Council land for that purpose, he or she shall ensure that the dog or dogs under his or her control remain under effective control (within the meaning of the Dog and Cat Management Act 1995) while on the land.

(3) Signs shall be erected to denote the land to which this paragraph applies, and information shall be provided in a manner determined by the Chief Executive Officer to inform the public about such land.

Dog Faeces

6. No person shall cause, suffer or permit a dog under that person's control, charge or authority to be on or to remain on Council land unless that person has in their possession a bag or other suitable container on their person for the collection of any faeces from that dog for the purpose of complying with the obligation in Offence No 12 of section 43 of the Dog and Cat Management Act 1995.

Application of Paragraphs

7. Any of paragraphs 3, 4, and 5 (1) of this by-law shall apply only in such portion or portions of the area as the Council may by resolution direct (in accordance with section 670 of the Local Government Act 1934).

The foregoing by-law was duly made and passed at a meeting of the Council of the City of Norwood, Payneham and St Peters held on 6 December 1999 by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

M. BARONE, Chief Executive Officer

CITY OF PLAYFORD

Declaration of Public Road

NOTICE is hereby given that the City of Playford declares that the portion of land known as Lot 101 in Deposited Plan 53428 be declared a public road and be known as Taylor Road.

T. JACKSON, Chief Executive Officer

CITY OF UNLEY

Temporary Street Closure

NOTICE is hereby given that the council of the Corporation of the City of Unley at its meeting held on 22 November 1999, passed the following resolution:

That pursuant to the powers contained in section 359 of the Local Government Act 1934, as amended, vehicles generally be excluded from Angus Street, Goodwood (between No. 18 and Hardy Street) from 6 p.m. on Friday, 31 December 1999 to 2 a.m. on Saturday, 1 January 2000.

R. J. GREEN, City Manager

ALEXANDRINA COUNCIL

Temporary Road Closure

NOTICE is hereby given that in accordance with section 359 of the Local Government Act 1934, as amended, Dawson Street, Strathalbyn between Albyn Terrace and Donald Street will be closed on 19 January 2000 from 7 a.m. to 2.30 p.m. for the purpose of the Tour Down Under Bike Race.

J. COOMBE, Chief Executive Officer

THE BERRI BARMERA COUNCIL

Temporary Road Closure

NOTICE is hereby given that at a council meeting held on 14 December 1999, the following motion was passed that The Berri Barmera Council, pursuant to section 359 of the Local Government Act 1934, as amended, hereby resolves to exclude all vehicles with the exception of those vehicles listed below from Madison Avenue, Monash between Jackson Street and Angove Terrace from 6 p.m. on 31 December 1999 to 2.30 a.m. on 1 January 2000, for the Monash New Year's Eve Street Party.

Exempt Vehicles

Emergency vehicles and vehicles forming stalls, stages or displays.

M. J. HURLEY, Chief Executive Officer

CITY OF PLAYFORD

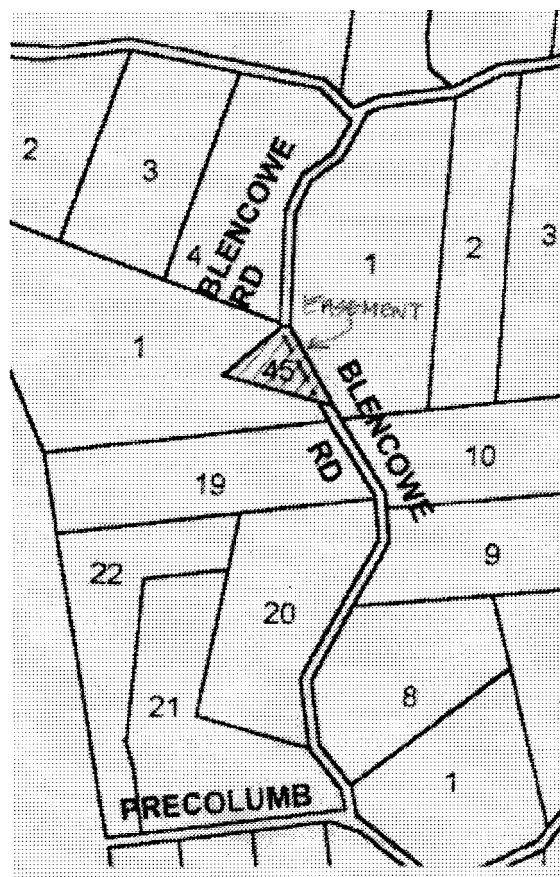
Disposal of Reserve

NOTICE is hereby given that at a meeting held on 26 October 1999, the City of Playford resolved that the reserve located on Blencowe Road, One Tree Hill, being lot 45, section 4209 on a fabricated title 105400/0045 and hatched on the plan included herewith, is no longer required. An easement, 20 m wide, will be created to link the existing Blencowe Road Reserves that connect to the Reserve on the southern and northern sides to enable access by foot and horseback.

Pursuant to the provisions of section 459 (a) of the Local Government Act 1934, as amended, council proposes to dispose of the said land subject to approval from the Minister of Local Government.

Any interested persons may make representations to council on the matter at the address provided hereunder, up to and including 21 January 2000.

Any representation should be addressed to the Chief Executive Officer, City of Playford, attention David Trebilcock, Civic Centre, Warooka Drive, Smithfield, S.A. 5114.



Dated 22 December 1999.

T. JACKSON, Chief Executive Officer

CLARE AND GILBERT VALLEYS COUNCIL

DEVELOPMENT ACT 1993

Heritage Conservation and Industrial Plan Amendment Reports—Drafts for Public Exhibition

NOTICE is hereby given that the Clare and Gilbert Valleys Council has prepared draft Plan Amendment Reports to amend the Development Plan as it affects heritage and industrial zones in the council area. The Plan Amendment Reports will amend the Development Plan by:

- (a) rationalising policies as they relate to heritage items and heritage (conservation) zones; and
- (b) zoning additional land at Clare and Tarlee for industrial purposes and to zone the grain bulk handling facility at Tarlee as industry. The existing industrial zones are also reviewed and consolidated and several amendments made.

The draft Plan Amendment Reports and Statements of Investigations will be available for public inspection during normal office hours at the Clare and Gilbert Valleys Council from 4 January 2000 to 17 March 2000. A copy of the Plan Amendment Reports can be purchased from the Council Offices for \$20 each.

Written submissions regarding the draft Plan Amendment Reports should be addressed to the Chief Executive Officer, attention Trevor Storey, Environmental Services Manager, Clare and Gilbert Valleys Council, 4 Gleeson Street, Clare, S.A. 5453.

Copies of all submissions will be available for inspection by interested persons at the Clare and Gilbert Valleys Council Office, 4 Gleeson Street, Clare from 20 March 2000 until the date of the public hearing.

The public hearing will commence in the Council Chambers of the Clare and Gilbert Valleys Council on 27 March 2000, at 6 p.m. at which interested persons may appear and be heard before council in relation to the Plan Amendment Reports and the submissions.

M. J. ANDERSON, Chief Executive Officer

FLINDERS RANGES COUNCIL

Temporary Road Closure

NOTICE is hereby given that the council, pursuant to section 359 of the Local Government Act 1934, as amended, resolves to exclude all vehicles except council and emergency vehicles, in that portion of First Street, Quorn, between lot 63 (entrance to Criterion Hotel) and lot 58 (Mr and Mrs Millington's residence) including access from Seventh Street, between 5.30 p.m. and 9 p.m. on Friday, 24 December 1999, for the purposes of holding a Christmas Eve Street Party.

D. A. CEARNS, Chief Executive Officer

DISTRICT COUNCIL OF FRANKLIN HARBOUR

Temporary Road Closure

NOTICE is hereby given that at a meeting held on 8 December 1999, the District Council of Franklin Harbour, pursuant to section 359 of the Local Government Act 1934, as amended, resolved to close the following roads to vehicular traffic for the Annual Christmas Pageant and visit of Father Christmas on Friday, 24 December 1999:

South Terrace—between West Terrace and Fifth Street;
Fifth Street—between South Terrace and Main Street;
Main Street—between Fifth Street and the Esplanade,

between the hours of 6 p.m. and 8 p.m.:

Main Street—between High Street and the Esplanade, for the annual Pyrotechnics Display on Friday, 31 December 1999, between the hours of 8 p.m. and 9 p.m.:

Main Street and Foreshore Access Road—from High Street to the Boatramp and Ports Corp. Reserve, between the hours of 7.30 p.m. and 11 p.m.

Main Street—from High Street to the Esplanade, between the hours of 11 p.m. on 31 December 1999 and 2 a.m. on Saturday, 1 January 2000:

B. A. FRANCIS, District Clerk

DISTRICT COUNCIL OF LACEPEDE

Change of Council Name

NOTICE is hereby given that pursuant to the provisions of sections 13 and 26 (1) of the Local Government Act 1934, as amended, the District Council of Lacepede at its meeting held on 17 December 1999, resolved to initiate a proposal to change the name of the council area. As part of the proposal, the following are suggested name changes put forward as part of the public consultation process:

- Kingston District Council
- Kingston South East Council
- Kingston SE District Council
- Lacepede Bay District Council

An information statement regarding the nature of the proposal is available at the Council Office, 29 Holland Street, Kingston, S.A. 5275 as from Wednesday, 22 December 1999.

Interested persons are invited to make a written submission to the Chief Executive Officer, P.O. Box 321, Kingston, S.A. 5275, by close of business on Friday, 25 February 2000.

Any persons who make a written submission will be afforded an opportunity to appear before a Committee of council to be heard in respect of his/her submission.

S. J. RUFUS, Chief Executive Officer

DISTRICT COUNCIL OF LE HUNTE

Temporary Road Closure

NOTICE is hereby given that at its general meeting held on 20 December 1999, council resolved that pursuant to section 359 of the Local Government Act 1934, as amended, vehicles are to be generally excluded from the off street carpark, Burton Terrace, Township of Wudinna. The closure to take effect from 5 p.m. to 7.30 p.m. on Friday, 24 December 1999, for the purposes of conducting the Wudinna Hotel/Motel Annual Keg Roll.

A. F. MCGUIRE, Chief Executive Officer

DISTRICT COUNCIL OF LOXTON WAIKERIE

Temporary Road Closure

NOTICE is hereby given that at a meeting held on 15 December 1999, the following motion was passed that the District Council of Loxton Waikerie, pursuant to section 359 of the Local Government Act 1934, as amended, hereby resolved to exclude all vehicles, with the exception of emergency vehicles, from that part of Leonard Norman Drive, Waikerie, situated between the boat ramp in the west and the Lions Club shed in the east, from 7.30 p.m. on 31 December 1999 to 1 a.m. on 1 January 2000, for the Year 2000 Celebrations.

T. L. BURGEMEISTER, District Manager

DISTRICT COUNCIL OF LOXTON WAIKERIE

Periodical Review

NOTICE is hereby given that the District Council of Loxton Waikerie, in accordance with the requirements of section 24 (2) of the Local Government Act 1934, as amended, advises as follows:

The proclamation of the District Council of Loxton Waikerie appearing on pages 651 and 652 of the *South Australian Government Gazette* dated 23 January 1997, contains the following relevant clauses:

5. Assign to the new council the name 'District Council of Loxton Waikerie'.

6. Determine that the new council will have a Mayor and 12 Councillors.

7. Determine that:

- (a) from the commencement of the new council until the general elections first held for the new council after the elections to determine the first members of the new council held on 3 May 1997, the area of the new council will be divided into two wards; and
- (b) thereafter, the area of the new council will not be divided into wards.

Therefore the next election in May 2000 will be for the position of Mayor and 12 Councillors with no wards.

T. L. BURGEMEISTER, District Manager

DISTRICT COUNCIL OF LOXTON WAIKERIE

Acceptance of Land for Road Purposes

NOTICE is hereby given that the District Council of Loxton Waikerie at its meeting held on 20 October 1999, resolved that pursuant to section 301 (1) (c) of the Local Government Act 1934, as amended, to accept allotment 1 in deposited plan No. 52068, certificate of title volume 5551, folio 668, as a public road reserve and to form part of Moorook West Road.

T. L. BURGEMEISTER, District Manager

DISTRICT COUNCIL OF RENMARK PARINGA

Temporary Road Closure

NOTICE is hereby given that at a meeting of council held on 21 December 1999, it was resolved pursuant to section 359 of the Local Government Act 1934, as amended, that the following roads be closed from 8 p.m. on 31 December 1999 until 3 a.m. on 1 January 2000:

Renmark Avenue from Fourteenth Street to the junction with Ral Ral Avenue;

Renmark Avenue from the Bank SA car park to the intersection with Renmark Avenue.

During the closure all vehicles except emergency service vehicles, police and other authorised vehicles shall be excluded from the designated area.

DR ALI KHAN, Chief Executive Officer

DISTRICT COUNCIL OF ROBE

Temporary Road Closure

NOTICE is hereby given that Mundy Terrace between Davenport Street and Bagot Street will be closed between the hours of 9 a.m. and 4 p.m. on Sunday, 9 January 2000 for the Lions Family Fun Day.

R. J. KAY, District Clerk

Temporary Road Closure

NOTICE is hereby given that the following roads will be closed for the period from noon on 31 December 1999 to 6 a.m. on 1 January 2000 for New Year's Eve Celebrations:

- (a) Mundy Terrace between Davenport Street and the western boundary of Lot 2, Mundy Terrace;
- (b) Bagot Street between Smillie Street and Mundy Terrace;
- (c) Morphett Street south of O'Halloran Street, Robe.

R. J. KAY, District Clerk

DISTRICT COUNCIL OF STREAKY BAY

Temporary Road Closures

NOTICE is hereby given that pursuant to section 359 of the Local Government Act 1934, as amended, the District Council of Streaky Bay at a meeting held on 16 December 1999, approved the following temporary road closures:

Alfred Terrace, Streaky Bay from Bay Road to Linklater Street and from the Police Station to the Foreshore adjacent to

Eyre Avenue on Saturday, 8 January 2000, from 9.30 a.m. to midnight for the purpose of the Family Fun Day and Mardi Gras.

J. RUMBELOW, General Manager

DISTRICT COUNCIL OF VICTOR HARBOR

Appointment

NOTICE is hereby given that pursuant to the provisions of section 102 (b) of the Local Government Act 1999, Jane Bohnsack has been appointed Acting District Manager for the period 4 January 2000 to 14 January 2000, *vide* District Manager on leave.

G. K. MAXWELL, District Manager

DISTRICT COUNCIL OF YANKALILLA

Change of Meeting

NOTICE is hereby given that meetings of the council scheduled to be held on 18 and 21 January 2000 have been cancelled. The councils next meeting will be held on Thursday, 20 January 2000, commencing at 7 p.m.

M. DAVIS, Chief Executive Officer

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

Burns, Raymond Robert, late of 48 Ernest Terrace, Wallaroo, retired bricklayer, who died on 28 October 1999.

Chesterman, Kathleen Marian, late of 59 Angas Road, Westbourne Park, home duties, who died on 4 November 1999.

Davis, Ray Edward, late of Cannawigara Road, Bordertown, retired machine operator, who died on 12 October 1999.

Foody, Charles William Lincoln, late of Ethelbert Square, Brompton, retired clerical supervisor, who died on 21 October 1999.

Gonsal, Dorcas Susan, late of 18 Elgin Avenue, Warradale, widow, who died on 3 November 1999.

Gustard, Henry, late of 132 Jenkins Avenue, Whyalla Norrie, retired draughtsman, who died on 14 October 1999.

Hodgkinson, Florence Lilian, late of 54 Woodcroft Drive, Woodcroft, of no occupation, who died on 20 November 1999.

Kammer, Andrej, late of 10 Barns Avenue, Highbury, business proprietor, who died on 12 November 1999.

Lenais, Janis, late of 49 Plymouth Avenue, Devon Park, retired carpenter, who died on 5 September 1999.

Richford, Stuart, late of 19 Ramsay Avenue, Seacombe Gardens, retired telephone technician, who died on 24 October 1999.

Shea, Margaret Mary, late of 288 Seaview Road, Henley Beach, of no occupation, who died on 27 October 1999.

Ten Tije, Johannes Arnoldus, late of Old Glencoe Road, Glencoe, retired farmer, who died on 23 July 1999.

Tran, Ni Thi, late of 14 Wandina Avenue, Pooraka, home duties, who died on 30 October 1999.

Weston, Robert Joseph, late of 19 William Street, Clare, retired maintenance officer, who died on 21 October 1999.

Notice is hereby given pursuant to the Trustee Act 1936, as amended, the Inheritance (Family Provision) Act 1972, and the Family Relationships Act 1975, that all creditors, beneficiaries, and other persons having claims against the said estates are required to send, in writing, to the Public Trustee, 25 Franklin Street, Adelaide, S.A. 5000, full particulars and proof of such claims, on or before 28 January 2000, otherwise they will be excluded from the distribution of the said estate; and notice is also hereby given that all persons who are indebted to the said estates are required to pay the amount of their debts to the Public Trustee or proceedings will be taken for the recovery thereof; and all persons having any property belonging to the said estates are forthwith to deliver the same to the Public Trustee.

Dated 23 December 1999.

J. H. WORRALL, Public Trustee

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

Biagi, Edoardo Carlo Sergio, late of 19 McIntosh Street, Whyalla, retired building contractor, who died on 17 November 1999.

Brooks, Eric Charles William, late of Hindmarsh Nursing Home, 108 South Road, Hindmarsh West, retired labourer, who died on 17 November 1999.

Frith, Kathleen Hazel Jean, late of Unit 2, 58 East Terrace, Kensington Gardens, home duties, who died on 1 December 1999.

Jacob, Vera Agnes Irene, late of 47 Hamden Street, Firlie, home duties, who died on 12 October 1999.

Joyce, Pearl Mary, late of 18 Tod Street, Gawler, home duties, who died on 16 November 1999.

Pahl, Lindsay Martin, late of Room 30, Longridge Hostel, Attiwill Street, Naracoorte, retired shop assistant, who died on 9 December 1999.

Steadman, Joan Pauline, late of 5 Anna Street, Parafield Gardens, home duties, who died on 2 November 1999.

Notice is hereby given pursuant to the Trustees Act 1936, as amended, the Inheritance (Family Provision) Act 1972-1975, and the Family Relationships Act 1975, that all creditors, beneficiaries, and other persons having claims against the abovenamed estates are directed to send full particulars of such claims to the undersigned on or before 20 January 2000, otherwise they will be excluded from the distribution of the said estates.

Dated 23 December 1999.

IOOF AUSTRALIA TRUSTEES LIMITED, (ACN 007 870 644) and BAGOT'S EXECUTOR AND TRUSTEE COMPANY LIMITED (ACN 007 869 829), 212 Pirie Street, Adelaide, S.A. 5000.

SOUTH AUSTRALIA—In the Supreme Court. No. 633 of 1997. In the matter of Andmark Investments Pty Ltd (ACN 007 804 140) and in the matter of the Corporations Law.

Notice of Release of Liquidator and Dissolution of the Company

Take notice that by order of the Supreme Court of South Australia dated 9 December 1999, I, John Sheahan, Level 8, 26 Flinders Street, Adelaide, S.A. 5000, the liquidator of the abovenamed company, was granted by release as liquidator and the company was dissolved as at the date of that order.

Dated 15 December 1999.

J. SHEAHAN, Liquidator

SOUTH AUSTRALIA—In the Supreme Court. No. 806 of 1992. In the matter of Austland Limited (ACN 008 076 337) and in the matter of the Corporations Law.

Notice of Release of Liquidator and Dissolution of the Company

Take notice that by order of the Supreme Court of South Australia, dated 15 December 1999, I, John Sheahan, Level 8, 26 Flinders Street, Adelaide, S.A. 5000, the liquidator of the abovenamed company, was granted my release as liquidator and the company was dissolved as at the date of this order.

Dated 16 December 1999.

J. SHEAHAN, Liquidator

SOUTH AUSTRALIA—In the Supreme Court. No. 646 of 1992. In the matter of Amtrac Transport Company Pty Limited (ACN 051 275 408) and in the matter of the Corporations Law.

Notice of Release of Liquidator and Dissolution of the Company

Take notice that by order of the Supreme Court of South Australia, dated 9 December 1999, I, John Sheahan, Level 8, 26 Flinders Street, Adelaide, S.A. 5000, the liquidator of the abovenamed company, was granted my release as liquidator and the company was dissolved as at the date of this order.

Dated 16 December 1999.

J. SHEAHAN, Liquidator

AVON AUTO RADIATORS PTY LTD

(ACN 084 396 734)

ADRAP PTY LTD has brought a summons in Action No. 1533 of 1999, in the Supreme Court of South Australia seeking the winding up of Avon Auto Radiators Pty Ltd. The summons is listed for hearing on 25 January 2000 at not before 2.30 p.m. Any creditor or contributory of Avon Auto Radiators Pty Ltd wishing to be heard on the summons must file and serve a notice in accordance with Rule 20 of the Corporations (South Australia) Rules 1993, at least three business days before the day on which the summons is listed for hearing and must attend at the Supreme Courthouse, Victoria Square, Adelaide at the time set for the hearing of the summons. A copy of the summons and the affidavit in support can be obtained on payment of the proper costs from Marshalls, Level 2, 81 Flinders Street, Adelaide, S.A. 5000.

BESJAN BUILDING CO. PTY LIMITED

(ACN 007 910 198)

CSR LIMITED (trading as CSR Building Materials) has brought a summons in Action No. 1504 of 1999 in the Supreme Court of South Australia seeking the winding up of Besjan Building Co. Pty Limited. The summons is listed for hearing on Tuesday, 25 January 2000 at not before 2.15 p.m. Any creditor or contributory of Besjan Building Co. Pty Limited wishing to be heard on the summons must file and serve a notice in accordance with Rule 32 of the Corporations Rules 1991, at least three business days before the day on which the summons is listed for hearing and must attend at the Supreme Courthouse, Victoria Square, Adelaide at the time set for of the summons. A copy of the summons and the affidavit in support can be obtained on payment of the proper cost from Kelly & Co., Solicitors, 91 King William Street, Adelaide, S.A. 5000.

COOKSON INVESTIGATION SERVICES PTY LIMITED

(ACN 064 100 287)

ON 7 December 1999 the Supreme Court of South Australia in Action No. 668 of 1999, made an order for the winding up of Cookson Investigation Services Pty Limited and appointed David Kennedy, 190 Flinders Street, Adelaide, S.A. 5000 to be the liquidator of that company.

DEPUTY COMMISSIONER OF TAXATION, 191 Pulteney Street, Adelaide, S.A. 5000.

CONSOLIDATED ENTERPRISES PTY LTD

(ACN 065 392 814)

AUSTRALIAN SOUTHERN RAILROAD PTY LTD (ACN 079 444 296) has brought a summons in Action No. 1548 of 1999 in the Supreme Court of South Australia seeking the winding up of Consolidated Enterprises Pty Ltd. The summons is listed for hearing on 25 January 2000 at not before 2.15 p.m. Any creditor or contributory of Consolidated Enterprises Pty Ltd wishing to be heard on the summons must file and serve a notice in accordance with Rule 20 of the Corporations (South Australia) Rules 1993 at least three business days before the day on which the summons is listed for hearing and must attend at the Supreme Courthouse, Victoria Square, Adelaide at the time set for the hearing of the summons. A copy of the summons and the affidavit in support can be obtained on payment of the proper cost form Christie & Associates, Level 1, 83 Pirie Street, Adelaide, S.A. 5000, solicitors for the plaintiff.

FILTER FRESH PTY LTD

(ACN 008 119 702)

ON 21 December 1999 the Supreme Court of South Australia in Action No. 1350 of 1999, made an order for the winding up of Filter Fresh Pty Ltd and appointed Bruce James Carter, Level 5, 81 Flinders Street, Adelaide, S.A. 5000 to be the liquidator of that company.

MARSHALLS, Level 2, 81 Flinders Street, Adelaide, S.A. 5000.

RENUSA PTY LTD

(ACN 002 610 246)

CMV VOLTRUCK PTY LTD (ACN 007 726 043) 1st Floor, 290 Wright Street, Adelaide S.A. 5000 has brought a summons in Action No. 1592 of 1999 in the Supreme Court of South Australia seeking the winding up of Renusa Pty Ltd. The summons is listed for hearing on Tuesday, 25 January 2000 at not before 2.15 p.m. Any creditor or contributory of Renusa Pty Ltd wishing to be heard on the summons must file and serve a notice in accordance with Rule 20 of the Corporations (South Australia) Rules 1991, at least three business days before the day on which the summons is listed for hearing and must attend at the Supreme Courthouse, Victoria Square, Adelaide at the time set for the hearing of the summons. A copy of the summons and the affidavit in support can be obtained on payment of the proper cost from Lynch & Meyer, Solicitors, 190 Flinders Street, Adelaide, S.A. 5000.

SKYRUNNERS INTERNATIONAL PTY LTD

(ACN 083 185 853)

ON 21 December 1999 the Supreme Court of South Australia in Action No. 1279 of 1999, made an order for the winding up of Skyrunners International Pty Ltd and appointed John Ronald Hart, Level 5, 81 Flinders Street, Adelaide, S.A. 5000 to be the liquidator of that company.

MARSHALLS, Level 2, 81 Flinders Street, Adelaide, S.A. 5000.

TRANSRAIN PTY LTD (TRADING AS RESERVOIR RADIATORS)

(ACN 056 494 092)

ADRAD PTY LTD has brought a summons in Action No. 1508 of 1999 in the Supreme Court of South Australia seeking the winding up of Transrain Pty Ltd (trading as Reservoir Radiators). The summons is listed for hearing on 25 January 2000 at not before 2.30 p.m. Any creditor or contributory of Transrain Pty Ltd (trading as Reservoir Radiators) wishing to be heard on the summons must file and serve a notice in accordance with Rule 20 of the Corporations (South Australia) Rules 1993, at least three business days before the day on which the summons is listed for hearing and must attend at the Supreme Courthouse, Victoria Square, Adelaide, at the time set for the hearing of the summons. A copy of the summons and the affidavit in support can be obtained on payment of the proper costs from Marshalls, Level 2, 81 Flinders Street, Adelaide, S.A. 5000.

ATTENTION

CUSTOMERS requiring a proof of their notice for inclusion in the *Government Gazette*, please note that the onus is on you to inform Riverside 2000 of any subsequent corrections by **10 a.m. on Thursday**, which is our publication deadline.

For any corrections to your notice please phone 8207 1045 or Fax 8207 1040 **before** 10 a.m. on Thursday.

If we do not receive any communication by 10 a.m. on Thursday (day of publication) we will presume the notice is correct and will print it as it is.

Remember—the onus is on you to inform us of any corrections necessary to your notice.

NOTE: Closing time for lodging new copy (either fax or hard copy) is 4 p.m. on Tuesday preceding the day of publication. Ph. 8207 1045—Fax 8207 1040.