



THE SOUTH AUSTRALIAN GOVERNMENT GAZETTE

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ADELAIDE, THURSDAY, 19 AUGUST 2004

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GOVERNMENT GAZETTE NOTICES

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

Department of the Premier and Cabinet
Adelaide, 19 August 2004

HER Excellency the Governor in Executive Council has been pleased to appoint Judge Steven Millstead as a Deputy Presiding Officer of the Equal Opportunity Tribunal from 19 August 2004 until 18 August 2007, pursuant to section 18 of the Equal Opportunity Act 1984.

By command,

J. W. WEATHERILL, for Premier

ATTG 0083/03 CS

Department of the Premier and Cabinet
Adelaide, 19 August 2004

HER Excellency the Governor in Executive Council has been pleased to designate Judge Steven Millstead as a Judge of the Environment, Resources and Development Court from 19 August 2004, pursuant to section 8 (6) of the Environment, Resources and Development Court Act 1993.

By command,

J. W. WEATHERILL, for Premier

ATTG 0083/03 CS

Department of the Premier and Cabinet
Adelaide, 19 August 2004

HER Excellency the Governor in Executive Council has been pleased to appoint the Honourable Paul Holloway, MLC, Minister for Industry and Trade and Minister for Mineral Resources Development to be also Acting Minister for Transport, Acting Minister for Urban Development and Planning and Acting Minister for Science and Information Economy for the period 25 August 2004 to 3 September 2004 inclusive, during the absence of the Honourable Patricia Lynne White, MP.

By command,

J. W. WEATHERILL, for Premier

MTRAN 21/04 CS

Department of the Premier and Cabinet
Adelaide, 19 August 2004

HER Excellency the Governor in Executive Council has been pleased to appoint the Honourable Terance Gerald Roberts, MLC, Minister for Aboriginal Affairs and Reconciliation, Minister for Correctional Services and Minister Assisting the Minister for Environment and Conservation to be also Acting Minister for Transport, Acting Minister for Urban Development and Planning and Acting Minister for Science and Information Economy for the period 4 September 2004 to 10 September 2004 inclusive, during the absence of the Honourable Patricia Lynne White, MP.

By command,

J. W. WEATHERILL, for Premier

MTRAN 21/04 CS

ASSOCIATIONS INCORPORATION ACT 1985

Deregistration of Associations

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

Inner Wheel Club of Prospect Incorporated
Murray Bridge Supported Accommodation Centre Incorporated
Multicultural Mental Health Access Program Incorporated
Northern Adelaide Regional Workplace Learning Centre Incorporated
Orroroo Gymkhana Club Incorporated

Oasis Fertility Support Incorporated
Toyota Car Club of Australia (S.A.) Incorporated
The Adelaide Plains Flora Association Incorporated
The Ladies Probus Club of Elizabeth Incorporated

Given at Adelaide, 16 August 2004.

B. COLQUIST, A Delegate of the Corporate
Affairs Commission

BUILDING WORK CONTRACTORS ACT 1995

Exemption

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

SCHEDULE 1

Bartsch Builders Pty Ltd, BLD 174018.

SCHEDULE 2

Domestic building work performed by the licensee to construct nine units for Barossa Village Inc. Retirement Village, 'The Pines', Greenock Road, Nuriootpa.

SCHEDULE 3

1. That the licensee must effect an amendment to the contracts between the building company and the property owner(s) such that the licensee must provide a bank guarantee for 5% of total contract amount which may be halved on completion for the first year, and reduced annually by 0.5% for the remainder of the five-year statutory warranty period.

2. That the licensee must effect an amendment to the contracts between the building company and the property owner(s) such that a registered architect will supervise all building work.

3. That the licensee must effect an amendment to the contracts between the building company and the property owner(s) such that the latter are required to inform all prospective residents of the properties, prior to occupation, that a policy of building indemnity insurance has not been issued in respect of the properties.

4. That the licensee must, prior to commencement of the building works, effect an amendment to the contracts between the building company and the property owner(s) such that the owners will not transfer their interest in the land prior to the date of completion of the building work, or within five years of its completion, without the authorisation of the Commissioner for Consumer Affairs.

5. That the licensee must, provide a copy of amended contracts between the building company and the property owner(s) such that they abide by these exemption conditions for each project to the Commissioner for Consumer Affairs.

Dated 31 July 2004.

M. J. ATKINSON, Acting Minister for Consumer Affairs
Ref: 610/04-00055

BUILDING WORK CONTRACTORS ACT 1995

Exemption

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

SCHEDULE 1

Felice Zaina, BLD 41147.

SCHEDULE 2

Domestic building work performed by the licensee for the renovation (including refurbishment, removal, or replacement of internal and external walls, a bathroom and new bathroom/laundry, and rear extension) of the home owned by the licensee and his wife, Lyn Zaina, 34 Alexandra Avenue, Rose Park.

SCHEDULE 3

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

Dated 22 July 2004.

M. J. ATKINSON, Minister for Consumer Affairs

Ref: 610/04-00072

CROWN LANDS ACT 1929: SECTION 5

TAKE notice that pursuant to the Crown Lands Act 1929, I, JOHN HILL, Minister for Environment and Conservation, Minister of the Crown to whom the administration of the Crown Lands Act 1929 is committed DO HEREBY dedicate the Crown Land defined in The Schedule as a Reserve for Community Purposes and declare that such land shall be under the care, control and management of the District Council of Ceduna.

The Schedule

Allotment 7 in Deposited Plan 57833, Hundred of Bonython, County of Way, exclusive of all necessary roads, being the whole of the land comprised in Crown Record Volume 5920 Folio 163.

Dated 19 August 2004.

J. HILL, Minister for Environment and
Conservation

DENR 08/0739

CROWN LANDS ACT 1929: SECTION 5

TAKE notice that pursuant to the Crown Lands Act 1929, I, JOHN HILL, Minister for Environment and Conservation, Minister of the Crown to whom the administration of the Crown Lands Act 1929 is committed DO HEREBY:

1. Resume the land defined in The First Schedule.
2. Dedicate the Crown Land defined in The Second Schedule as a Reserve for Aerodrome Purposes and declare that such land shall be under the care, control and management of The District Council of Tatiara.

The First Schedule

Reserve for Aerodrome Purposes, Allotment 151 in Deposited Plan 24298, Hundred of Glen Roy, County of MacDonnell, the notice of which was published in the *Government Gazette* of 17 August 1989 at page 600, being the whole of the land comprised in Crown Record Volume 5753 Folio 661.

The Second Schedule

Allotment 100 in Deposited Plan 65148, Hundred of Glen Roy, County of MacDonnell, exclusive of all necessary roads.

Dated 19 August 2004.

J. HILL, Minister for Environment and
Conservation

DEHAA 09/1757

CROWN LANDS ACT 1929: SECTION 5

TAKE notice that pursuant to the Crown Lands Act 1929, I, JOHN HILL, Minister for Environment and Conservation, Minister of the Crown to whom the administration of the Crown Lands Act 1929 is committed DO HEREBY dedicate the Crown Land defined in The Schedule as a Public Road.

The Schedule

Allotment 17 in Deposited Plan 63265, Hundred of Eurelia, County of Dalhousie, being within the district of Orroroo/Carrieton.

Dated 19 August 2004.

J. HILL, Minister for Environment and
Conservation

DEHAA 13/0790

ENVIRONMENT PROTECTION ACT 1993

Approval of Additional Collection Depot

I, STEPHEN RICHARD SMITH, Senior Adviser, Container Deposit Legislation and Delegate of the Environment Protection Authority ('the Authority'), pursuant to section 69 of the Environment Protection Act 1993 (SA) ('the Act') hereby:

Approval of Additional Collection Depot:

Approve the collection depot identified by reference to the following matters, to receive all containers belonging to a class of containers which is, at or subsequent to the date of this Notice, approved as Category B Containers:

- (a) the name of the collection depot described in Column 1 of Schedule 1 of this Notice;
- (b) the name of the proprietor of the depot identified in Column 3 of Schedule 1 of this Notice;
- (c) the location of the depot described in Columns 4-6 of Schedule 1 of this Notice; and
- (d) the collection area in relation to which the collection depot is approved referred to in Column 7 of Schedule 1 of this Notice.

Conditions of Approval:

Impose the following conditions on these approvals:

- (a) the person in charge of a collection depot shall ensure the depot premises complies with Council planning regulations and shall be kept in an orderly condition;
- (b) the person in charge of a collection depot who wishes to transfer the operation of a depot to another person or intends to change the location of a depot shall notify the Authority in writing within one month of the change occurring;
- (c) the person in charge of a collection depot who wishes to cease operation of that depot shall give notice in writing to the Authority;
- (d) the person in charge of a collection depot shall take such measures as are necessary in the operation and maintenance of the depot to prevent or control:
 - (i) a nuisance or offensive condition;
 - (ii) a risk to health or safety;
 - (iii) damage to the environment.
- (e) the person in charge of a collection depot is reminded of the general environmental duty, as required by section 25 of the Environment Protection Act, to take all reasonable and practical measures to ensure that the activities on the whole site, do not pollute the environment in a way which causes or may cause environmental harm.

SCHEDULE 1

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	Column 7
Depot Name	Company/Trading Name	Proprietors	Depot Location Street	Depot Location Suburb	Certificate of Title No. Volume/Folio No.	Collection Area
Keith Recycling Depot	Keith Recycling Depot	Peter John and Debra Lee Fell	Lot 12, Stirling Road	Keith	5354/972	Southern

ENVIRONMENT PROTECTION ACT 1993

Revocation of Collection Depot

I, STEPHEN RICHARD SMITH, Senior Adviser, Container Deposit Legislation and Delegate of the Environment Protection Authority ('the Authority'), pursuant to section 69 of the Environment Protection Act 1993 (SA) ('the Act') hereby:

Revocation of Collection Depot:

Revoke the collection depot identified by reference to the following matters, which previously received all containers belonging to a class of containers that were approved as Category B Containers:

- (a) the name of the collection depot described in Column 1 of Schedule 1 of this Notice;
- (b) the name of the proprietor of the depot identified in Column 3 of Schedule 1 of this Notice;
- (c) the location of the depot described in Columns 4-6 of Schedule 1 of this Notice; and
- (d) the collection area in relation to which the collection depot was approved referred to in Column 7 of Schedule 1 of this Notice.

SCHEDULE 1

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	Column 7
Depot Name	Company/Trading Name	Proprietors	Depot Location Street	Depot Location Suburb	Certificate of Title No. Volume/Folio No.	Collection Area
Dublin Bottle & Can Depot	Dublin Bottle & Can Depot	Simon Clark & Sharyn Violet Baker	Lot 91 Port Wakefield Road	Windsor	5397/638	Southern

FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, Tracy Warland, 5 Mallee Crescent, Port Lincoln, S.A. 5606 (the 'exemption holder'), or a person acting as her agent, is exempt from section 42 of the Fisheries Act 1982 and Regulation 6 of the Fisheries (General) Regulations 2000, but only insofar as the exemption holder shall not be guilty of an offence when taking and possessing a maximum of two adult leafy sea dragons (*Phycodurus eques*), one of which is to be a gravid male, from the waters specified in Schedule 1 (the 'exempted activity') subject to the conditions specified in Schedule 2 from the date of gazettal of this notice until 31 December 2004, unless varied or revoked earlier.

SCHEDULE 1

All waters within three nautical miles of the high water mark on Eyre Peninsula between Port Neill and Cape Finniss.

SCHEDULE 2

1. The specimens collected pursuant to the exempted activity are to be used for captive breeding and display purposes only at the South Australian Seahorse Marine Services, 5 Mallee Crescent, Port Lincoln and must not be sold, released or removed from the site without the written permission of the Director of Fisheries.

2. No two specimens of the same sex may be collected within five kilometres of each other.

3. The exemption holder must notify PIRSA Fishwatch on 1800 065 522 at least 24 hours prior to conducting the exempted activity and answer a series of questions about the exempted activity. The exemption holder will need to have a copy of the exemption notice at the time of making the call, and be able to provide information about the area and time of the exempted activity, the vehicles and boats involved, the number of agents undertaking the exempted activity and other related questions.

4. The exemption holder must provide a written report to the Director of Fisheries (G.P.O. Box 1625, Adelaide, S.A. 5001) within seven days of the completion of each collection made pursuant to this exemption, providing details of the location, time and conditions of the collection.

5. The exemption holder must also provide a written report to the Director of Fisheries (G.P.O. Box 1625, Adelaide, S.A. 5001) by 31 January 2005, providing the following information:

- the number of eggs taken from the gravid male specimen collected pursuant to this notice;
- the number of animals hatched from these eggs and an indication of survival rate;
- the number of surviving animals kept as broodstock and the number of animals sold domestically, exported or given away; and
- a status report on the captive breeding program of the leafy sea dragon.

6. The exemption holder must maintain a register of any leafy sea dragons removed from South Australian Seahorse Marine Services premises at 5 Mallee Crescent, Port Lincoln, and make this register available to the Director of Fisheries upon request. This register must include information about:

The number of eggs hatched and from which of the species collected pursuant to this notice:

- the number of animals hatched from these eggs and an indication of survival rate;
- the number of surviving animals kept as broodstock and the number of animals sold domestically, exported or given away; and
- a status report on the breeding program of the leafy sea dragon.

Please note condition 1 in respect of selling, releasing or removing any specimen or its offspring.

7. While engaged in the exempted activity the exemption holder or her agents must be in possession of a copy of this notice and such a notice must be produced to a PIRSA Fisheries Compliance Officer if requested.

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

Dated 10 August 2004.

W. ZACHARIN, Director of Fisheries

HIGHWAYS ACT 1926

PORT RIVER EXPRESSWAY PROJECT, PART 3A—AUTHORISED TRANSPORT INFRASTRUCTURE PROJECTS

Notice Supplementing the Project Outline Under Section 39B(4)

I, TRISH WHITE, Minister for Transport, hereby supplement the project outline contained in the Highways (Port River Expressway Project) Regulations 2004 under section 39B(4). Under section 39B(5) the supplementary particulars contained in this notice together with the project outline contained in the regulations constitute the project description for the Port River Expressway Project.

Section 39G(1)—authorisation for the project authority to close roads permanently

Through this notice, I supplement the project description to authorise the South Australian Infrastructure Corporation, as project authority for the Port River Expressway Project, to close a road permanently.

Section 39G(2)—authorisation for the project authority to close or limit the use of government railway lines permanently

Through this notice, I supplement the project description to authorise the South Australian Infrastructure Corporation, as project authority for the Port River Expressway Project, to close or limit the use of a government railway line permanently.

Section 39H(2)—authorisation for the project authority to obstruct navigation permanently

Through this notice, I supplement the project description to declare the permanent obstruction of navigation over the Port River at the site of the Port River Expressway Project to be necessary for the implementation of the project and therefore authorise the South Australian Infrastructure Corporation, as project authority for the Port River Expressway Project, to permanently obstruct navigation over the Port River at the site of the Port River Expressway Project.

This notice may be revoked or varied at any time by further instrument in writing.

Dated 12 August 2004.

TRISH WHITE, Minister for Transport

HIGHWAYS ACT 1926

PORT RIVER EXPRESSWAY PROJECT, PART 3A—AUTHORISED TRANSPORT INFRASTRUCTURE PROJECTS

Approvals and Authorisations

I, TRISH WHITE, Minister for Transport, make the following approvals, authorisations and delegations under Part 3A of the Highways Act 1926 ('the Act') in favour of the South Australian Infrastructure Corporation as project authority for the Port River Expressway Project under the Highways (Port River Expressway Project) Regulations 2004.

Section 39C(4)—approval for the project authority to delegate its powers

I approve the South Australian Infrastructure Corporation, as project authority for the Port River Expressway Project, delegating its powers and functions under the Act to any other government agency or to any party contracted to the Corporation in relation to the Port River Expressway Project.

Section 39C(5)—approval for the project authority to allow subdelegation of its powers by a delegate

I approve the South Australian Infrastructure Corporation, as project authority for the Port River Expressway Project, allowing further delegation of its powers under the Act by a delegate to any employee of that delegate.

Section 39G(1)—authorisation for the project authority to close roads temporarily

I authorise the South Australian Infrastructure Corporation, as project authority for the Port River Expressway Project, to close a road temporarily.

Section 39G(2)—authorisation for the project authority to close or limit the use of government railway lines temporarily

I authorise the South Australian Infrastructure Corporation, as project authority for the Port River Expressway Project, to close or limit the use of a government railway line temporarily.

Section 39H(1)—authorisation for the project authority to obstruct navigation temporarily

I authorise the South Australian Infrastructure Corporation, as project authority for the Port River Expressway Project, to obstruct navigation temporarily over the Port River.

Section 39K—approval for the use of traffic control devices and other structures

Consistent with the Minister's powers in relation to traffic control devices delegated to the Commissioner of Highways, I approve the South Australian Infrastructure Corporation, as project authority for the Port River Expressway Project, to erect or install traffic control devices and other structures and equipment that may be necessary or desirable to facilitate the collection of tolls (excluding the erection of traffic control devices relating to area speed limits, speed limits of 100 km/h or 110 km/h, bus lanes and clearways).

These approvals and authorisations may be revoked or varied at any time by further instrument in writing.

Dated 12 August 2004.

TRISH WHITE, Minister for Transport

ADMINISTRATIVE ARRANGEMENTS ACT 1994

PORT RIVER EXPRESSWAY PROJECT, SECTION 9—DELEGATION OF FUNCTIONS AND POWERS BY A MINISTER

Delegation of Powers to the Minister for Infrastructure

I, TRISH WHITE, Minister for Transport, hereby delegate to the Minister for Infrastructure my power under section 39J of the Highways Act 1926, in relation to the Port River Expressway Project as defined in the Highways (Port River Expressway Project) Regulations 2004, to:

- fix, vary or revoke a toll for vehicular access to transport infrastructure forming part of the Port River Expressway Project;
- assign responsibility for collection of the toll; and
- grant or revoke an exemption in relation to tolls subject to such conditions as the Minister may deem fit.

This delegation may be revoked or varied at any time by further instrument in writing.

Dated 12 August 2004.

TRISH WHITE, Minister for Transport

LAND AND BUSINESS (SALE AND CONVEYANCING) ACT 1994

Exemption

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

SCHEDULE 1

Christopher Raymond Weston, an officer of Weston Properties Pty Ltd.

SCHEDULE 2

The whole of the land described in certificate of title register book volume 5321, folio 179, situated at 219 Main Road, Oakbank, S.A. 5243.

Dated 19 August 2004.

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

M. BODYCOAT, Commissioner

LAND AND BUSINESS (SALE AND CONVEYANCING) ACT 1994

Exemption

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

SCHEDULE 1

Kay Lorraine Clemente and Clorindo Clemente, employees of Toop Real Estate Group Pty Ltd.

SCHEDULE 2

A portion of land described in certificate of title register book volume 5219, folio 162, situated at 341 Glynburn Road, Kensington Park, S.A. 5068.

Dated 19 August 2004.

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

M. BODYCOAT, Commissioner

LAND AND BUSINESS (SALE AND CONVEYANCING) ACT 1994

Exemption

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

SCHEDULE 1

Tony Austin Madigan, a former employee of K. P. Walter Estates Pty Ltd.

SCHEDULE 2

The whole of the land described in certificate of title register book volume 5753, folio 540, situated at 20 View Street, Colonel Light Gardens, S.A. 5041.

Dated 19 August 2004.

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

M. BODYCOAT, Commissioner

LAND AND BUSINESS (SALE AND CONVEYANCING)
ACT 1994

Exemption

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

SCHEDULE 1

Gillian Sandra Sibbick, an employee of Homburg Group Pty Ltd.

SCHEDULE 2

A portion of the land described in certificate of title register book volume 5913, folio 119, situated at Lot 41, John Harris Drive, Nuriootpa, S.A. 5355.

Dated 19 August 2004.

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

M. BODYCOAT, Commissioner

LAND AND BUSINESS (SALE AND CONVEYANCING)
ACT 1994

Exemption

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

SCHEDULE 1

Laurene Julia Polkinghorne, an employee of Homburg Group Pty Ltd.

SCHEDULE 2

A portion of the land described in certificate of title register book volume 5913, folio 119, situated at Lot 49, John Harris Drive, Nuriootpa, S.A. 5355.

Dated 19 August 2004.

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

M. BODYCOAT, Commissioner

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Kangaroo Island Ferry Operations Pty Ltd has applied to the Licensing Authority for a Special Circumstances Licence with Extended Trading Authorisation and Entertainment Consent in respect of the vessel situated at Marina St Vincent, Wirrina, Second Valley, S.A. 5204 to be known as M.V. *Seaway*.

The application has been set down for hearing on 3 September 2004 at 9 a.m.

Conditions

The following licence conditions are sought:

Authority (including Extended Trading Authorisation and Entertainment Consent) to sell liquor for consumption on the premises to persons travelling on the vessel at any time, on any day from 30 minutes prior to advertised sailing times, during the journey until lowering of the gang plank at the destination, or attending a function on the vessel.

Extended Trading Authorisation is sought for the following hours: Monday to Saturday: midnight to 5 a.m. the following day; Sunday, 8 a.m. to 11 a.m. and 8 p.m. to 5 a.m. the following day; Christmas Day, midnight to 2 a.m. the following day.

When the vessel is operating on scheduled sailing, or persons are attending a function on the vessel.

Entertainment Consent is sought as per plan lodged with this office.

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 one day before the hearing date (viz: 2 September 2004).

The applicant's address for service is Lynch Meyer Lawyers, c/o Sam Appleyard, 190 Flinders Street, Adelaide, S.A. 5000.

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

Dated 11 August 2004.

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 Sports Club Holland Inc. has applied to the Licensing Authority for a Club Licence, Entertainment Consent and Extended Trading Authorisation in respect of premises situated at Bishop Road, Mount Gambier, S.A. 5290 and known as Sports Club Holland Inc.

The application has been set down for hearing on 17 September 2004 at 9 a.m.

Conditions

The following licence conditions are sought:

Extended Trading Authorisation: Saturday, midnight to 1 a.m. the following day; Sunday, 8 p.m. to midnight.

Entertainment Consent is sought as per plans lodged with this office.

Any person may object to the application by lodging a notice of objection in the prescribed form with the 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 (viz: 9 September 2004).

The applicant's address for service is c/o Mervyn Heemskerck, Bishop Road, Mount Gambier, S.A. 5290.

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

Dated 9 August 2004.

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 Nasmin Pty Ltd, as trustee for Nasmin Trust, has applied to the Licensing Authority for a Producer's Licence in respect of premises situated at Lot 66, Victor Harbor Road, Mount Compass, S.A. 5210 and to be known as Nasmin Vineyard.

The application has been set down for hearing on 17 September 2004 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 (viz: 9 September 2004).

The applicant's address for service is c/o Len Loechel, 270 The Parade, Kensington, S.A. 5068.

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

Dated 10 August 2004.

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 Panther Beer Pty Ltd has applied to the Licensing Authority for a Wholesale Liquor Merchant's Licence in respect of premises situated at 16 Freeman Avenue, Tranmere, S.A. 5073 and to be known as Panther Beer.

The application has been set down for hearing on 17 September 2004 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 (viz: 9 September 2004).

The applicant's address for service is c/o P.O. Box 177, Park Holme, S.A. 5043.

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

Dated 11 August 2004.

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 Stavroula Daminato, as trustee for V.A.S. Trust, Cristina Ditillo, as trustee for Australapithicus Trust and Steven Visentin, as trustee for S. & L. Visentin Family Trust, have applied to the Licensing Authority for a Direct Sales Licence in respect of premises situated at 22 Broadford Crescent, Findon, S.A. 5023.

The application has been set down for hearing on 17 September 2004 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 applicants at the applicants' address given above, at least seven days before the hearing date (viz: 9 September 2004).

The applicants' address for service is c/o Fisher Jeffries, Level 15, 211 Victoria Square, Adelaide, S.A. 5000 (Attention: Craig Vozzo/Adrian Battiston).

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

Dated 13 August 2004.

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 Adam and Lauren Sobels have applied to the Licensing Authority for the transfer of a Restaurant Licence with Extended Trading Authorisation and Entertainment Consent in respect of premises situated at 9-11 Hindley Street, Adelaide, S.A. 5000 known as Caffe Bello Fresco and to be known as Lizard—Lounge, Cafe, Catering.

The application has been set down for hearing on 17 September 2004 at 9 a.m.

Conditions

The following licence conditions are sought:

- Extended Trading Authorisation:

Thursday, Friday and Saturday: Midnight to 3 a.m. the following day;

- Entertainment Consent:

Thursday, Friday and Saturday: 5 p.m. to 3 a.m. the following day; Sunday: 11 a.m. to 8 p.m.

- Entertainment Consent is sought for the area shown on the plan lodged for the abovementioned hours.

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 (viz: 9 September 2004).

The applicants' address for service is c/o Lauren Sobels, 146 Greenhill Road, Parkside, S.A. 5063.

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

Dated 13 August 2004.

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 Nairne Cricket Club Inc. has applied to the Licensing Authority for a Limited Club Licence with Extended Trading Authorisation and Entertainment Consent in respect of premises situated at Sydney Road, Nairne, S.A. 5252 and to be known as Nairne Cricket Club.

The application has been set down for hearing on 17 September 2004 at 9 a.m.

Conditions

The following licence conditions are sought:

Extended Trading Authorisation: Thursday, midnight to 2 a.m. the following day; Friday, midnight to 2 a.m. the following day; Saturday, midnight to 2 a.m. the following day, Sunday, 8 p.m. to 10 p.m.; New Year's Eve, 2 a.m. the following day to 3 a.m. the following day.

Entertainment Consent is sought in areas shown on the plan lodged with this office.

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 (viz: 9 September 2004).

The applicant's address for service is c/o Rob Humphries, P.O. Box 1100, Nairne, S.A. 5252.

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

Dated 12 August 2004.

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 Peter Adam Grilli has applied to the Licensing Authority for the transfer of a Restaurant Licence in respect of premises situated at Unit 2, 42 Main Road, Hahndorf, S.A. 5245 known as Café Fiore and to be known as Café Collini.

The application has been set down for hearing on 20 September 2004 at 9.30 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 (viz: 10 September 2004).

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

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

Dated 10 August 2004.

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 Philip Gartner Pty Ltd, as trustee for Philip Gartner Family Trust, has applied to the Licensing Authority for the transfer of a Special Circumstances Licence in respect of premises situated at Naracoorte Road, Coonawarra, S.A. 5263 and known as Gartner Family Wines.

The application has been set down for hearing on 20 September 2004 at 10 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 (viz: 10 September 2004).

The applicant's address for service is c/o Philip Gartner, Box 1, Coonawarra, S.A. 5263.

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

Dated 12 August 2004.

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 B. & P. Kerkman Pty Ltd, as trustee for the B. & P. Kerkman Family Trust, has applied to the Licensing Authority for the transfer of a Restaurant Licence in respect of premises situated at 73 Melbourne Street, North Adelaide, S.A. 5006 and known as Soho Restaurant.

The application has been set down for hearing on 20 September 2004 at 10.30 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 (viz: 10 September 2004).

The applicant's address for service is c/o Richards Commercial Lawyers (Attention: John Gerovasilis), G.P.O. Box 2835, Adelaide, S.A. 5001.

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

Dated 12 August 2004.

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 Virginia Doreen Mathie, as trustee for Mathie Family Trust, has applied to the Licensing Authority for the transfer of a Retail Liquor Merchant's Licence in respect of premises situated at Main Road, Walkers Flat, S.A. 5238 and known as Walkers Flat Liquor Store.

The application has been set down for hearing on 22 September 2004 at 10 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 (viz: 14 September 2004).

The applicant's address for service is c/o Virginia Mathie, 10 Bray Road, Mount Barker, S.A. 5251.

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

Dated 12 August 2004.

Applicant

LIQUOR LICENSING ACT 1997 AND GAMING MACHINES ACT 1992

Notice of Application

NOTICE is hereby given, pursuant to section 52 of the Liquor Licensing Act 1997 and section 29 of the Gaming Machines Act 1992, that Aberex Pty Ltd has applied to the Licensing Authority for the transfer of a Hotel and Gaming Machine Licence in respect of premises situated at George Street, Thebarton, S.A. 5031 and known as Forresters' & Squatters' Arms Hotel.

The applications have been set down for hearing on 22 September 2004 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 (viz: 14 September 2004).

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

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

Dated 13 August 2004.

Applicant

GOVERNMENT GAZETTE ADVERTISEMENT RATES

To apply from 1 July 2004

	\$		\$
Agents, Ceasing to Act as.....	35.50	Firms:	
Associations:		Ceasing to Carry on Business (each insertion).....	23.60
Incorporation	18.10	Discontinuance Place of Business	23.60
Intention of Incorporation	44.75	Land—Real Property Act:	
Transfer of Properties	44.75	Intention to Sell, Notice of.....	44.75
Attorney, Appointment of.....	35.50	Lost Certificate of Title Notices	44.75
Bailiff's Sale.....	44.75	Cancellation, Notice of (Strata Plan)	44.75
Cemetery Curator Appointed.....	26.50	Mortgages:	
Companies:		Caveat Lodgment.....	18.10
Alteration to Constitution	35.50	Discharge of.....	19.00
Capital, Increase or Decrease of	44.75	Foreclosures.....	18.10
Ceasing to Carry on Business	26.50	Transfer of	18.10
Declaration of Dividend.....	26.50	Sublet.....	9.10
Incorporation	35.50	Leases—Application for Transfer (2 insertions) each	9.10
Lost Share Certificates:		Lost Treasury Receipts (3 insertions) each.....	26.50
First Name.....	26.50	Licensing.....	53.00
Each Subsequent Name.....	9.10	Municipal or District Councils:	
Meeting Final.....	29.75	Annual Financial Statement—Forms 1 and 2	499.00
Meeting Final Regarding Liquidator's Report on		Electricity Supply—Forms 19 and 20.....	354.00
Conduct of Winding Up (equivalent to 'Final		Default in Payment of Rates:	
Meeting')		First Name	70.50
First Name.....	35.50	Each Subsequent Name.....	9.10
Each Subsequent Name.....	9.10	Noxious Trade.....	26.50
Notices:		Partnership, Dissolution of	26.50
Call.....	44.75	Petitions (small).....	18.10
Change of Name	18.10	Registered Building Societies (from Registrar-	
Creditors.....	35.50	General).....	18.10
Creditors Compromise of Arrangement	35.50	Register of Unclaimed Moneys—First Name.....	26.50
Creditors (extraordinary resolution that 'the Com-		Each Subsequent Name	9.10
pany be wound up voluntarily and that a liquidator		Registers of Members—Three pages and over:	
be appointed').....	44.75	Rate per page (in 8pt)	226.00
Release of Liquidator—Application—Large Ad.....	70.50	Rate per page (in 6pt)	299.00
—Release Granted	44.75	Sale of Land by Public Auction.....	45.25
Receiver and Manager Appointed.....	41.25	Advertisements.....	2.50
Receiver and Manager Ceasing to Act	35.50	Advertisements, other than those listed are charged at \$2.50 per	
Restored Name.....	33.50	column line, tabular one-third extra.	
Petition to Supreme Court for Winding Up.....	62.00	Notices by Colleges, Universities, Corporations and District	
Summons in Action.....	53.00	Councils to be charged at \$2.50 per line.	
Order of Supreme Court for Winding Up Action.....	35.50	Where the notice inserted varies significantly in length from	
Register of Interests—Section 84 (1) Exempt.....	80.00	that which is usually published a charge of \$2.50 per column line	
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Estates:		permission from the Government Printer.	
Assigned	26.50		
Deceased Persons—Notice to Creditors, etc.....	44.75		
Each Subsequent Name.....	9.10		
Deceased Persons—Closed Estates.....	26.50		
Each Subsequent Estate.....	1.15		
Probate, Selling of	35.50		
Public Trustee, each Estate	9.10		

All the above prices include GST

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ALL private advertisements forwarded for publication in the *South Australian Government Gazette* must be PAID FOR PRIOR TO INSERTION; and all notices, from whatever source, should be legibly written on one side of the paper only and sent to **Government Publishing SA** so as to be *received no later than 4 p.m. Tuesday preceding the day of publication. Phone 8207 1045 or Fax 8207 1040. E-mail: governmentgazette@saugov.sa.gov.au.* Send as attachments in Word format. Please include date the notice is to be published and to whom the notice will be charged. **The Government Gazette is available online at: www.governmentgazette.sa.gov.au.**

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Acts, Bills, Rules, Parliamentary Papers and Regulations					
Pages	Main	Amends	Pages	Main	Amends
1-16	2.15	0.95	497-512	30.25	29.00
17-32	2.90	1.80	513-528	31.25	29.90
33-48	3.80	2.70	529-544	32.00	31.00
49-64	4.75	3.65	545-560	33.00	32.00
65-80	5.60	4.60	561-576	33.75	33.00
81-96	6.50	5.40	577-592	34.75	33.50
97-112	7.40	6.30	593-608	35.75	34.50
113-128	8.30	7.25	609-624	36.50	35.50
129-144	9.35	8.25	625-640	37.25	36.10
145-160	10.20	9.10	641-656	38.25	37.20
161-176	11.20	10.00	657-672	38.75	38.00
177-192	12.00	11.00	673-688	40.50	38.80
193-208	13.00	11.90	689-704	41.25	39.90
209-224	13.80	12.70	705-720	41.75	41.00
225-240	14.70	13.60	721-736	43.50	41.50
241-257	15.70	14.30	737-752	44.00	42.90
258-272	16.60	15.30	753-768	45.00	43.40
273-288	17.50	16.40	769-784	45.50	44.70
289-304	18.30	17.20	785-800	46.50	45.60
305-320	19.30	18.20	801-816	47.25	46.00
321-336	20.10	19.00	817-832	48.25	47.25
337-352	21.20	20.00	833-848	49.25	48.00
353-368	22.00	21.00	849-864	50.00	48.80
369-384	22.90	21.90	865-880	51.00	50.00
385-400	23.80	22.70	881-896	51.50	50.50
401-416	23.70	23.50	897-912	53.00	51.50
417-432	25.75	24.50	913-928	53.50	53.00
433-448	26.60	25.50	929-944	54.50	53.50
449-464	27.50	26.25	945-960	55.50	54.00
465-480	28.00	27.25	961-976	56.50	55.00
481-496	29.25	28.00	977-992	57.50	56.00

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MEDICAL PRACTITIONERS ACT 1983

Errata

IN *Supplementary Government Gazette* No. 71 of 6 August 2004, Anthony Philip Roberts was accidentally omitted from the register of General Medical Practitioners, page 3078, Speciality—General Medicine page 3157 and Endocrinology page 3152, the details of which are as follows:

Register of Medical Practitioners

Reg. No.	Date of Initial Registration	Name	Address	Qualifications Registered	Speciality Code	Dual Speciality Code
5574	01/01/1975	ROBERTS, ANTHONY PHILIP	108 Fisher Street, Fullarton, S.A. 5063	MB BS ADELAIDE 1975, FRACP 1982	301	305

Register of Specialists—General Medicine

Reg. No.	Date of Specialist Registration	Name	Address
1945	1985	ROBERTS, ANTHONY PHILIP	108 Fisher Street, FULLARTON SA 5063

Register of Specialists—Endocrinology

Reg. No.	Date of Specialist Registration	Name	Address
1945	1985	ROBERTS, ANTHONY PHILIP	108 Fisher Street, FULLARTON SA 5063

MEDICAL PRACTITIONERS ACT 1983

Erratum

IN *Supplementary Government Gazette* No. 71, dated Friday, 6 August 2004, at page 3199, in respect of Registered No. 5574, being Roberts, Anthony Philip, was printed in the list of Names Removed from the Register—Deceased, in error. We apologise for any inconvenience and embarrassment this may have caused.

MINING ACT 1971

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

Applicant: Tasman Resources NL

Location: Mount Norwest area, approximately 50 km south-west of Marree.

Term: 1 year

Area in km²: 351

Ref.: 2004/00067

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

H. TYRTEOS, Mining Registrar

MINING ACT 1971

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

Applicant: Minex (SA) Pty Ltd

Location: Eldale area, approximately 90 km east-south-east of Streaky Bay.

Term: 1 year

Area in km²: 190

Ref.: 2004/00069

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

H. TYRTEOS, Mining Registrar

PETROLEUM ACT 2000

Designation of Highly Prospective Regions

I, BARRY ALAN GOLDSTEIN, Delegate of the Minister for Mineral Resources Development, pursuant to section 16 of the Petroleum Act 2000 (Act), hereby revoke the designation of highly prospective regions as published in the *Government Gazette* dated 28 September 2000, page 2289, and in substitution designate the following regions to be highly prospective:

HIGHLY PROSPECTIVE REGION, COOPER BASIN
FOR ALL REGULATED RESOURCES UNDER THE ACT
EXCEPT GEOTHERMAL ENERGY

Description of Area

All that part of the State of South Australia as shown on the annexed plan, bounded as follows:

Commencing at a point being the intersection of latitude 26°55'S AGD66 and longitude 140°26'E AGD66, thence east to longitude 140°30'E AGD66, south to latitude 27°00'S AGD66, east to longitude 140°40'E AGD66, south to latitude 27°15'S AGD66, east to the eastern border of the State of South Australia, thence southerly along the border of the said State to latitude 28°35'S AGD66, west to longitude 140°40'E AGD66, north to latitude 28°30'S AGD66, west to longitude 140°35'E AGD66, south to latitude 28°40'S AGD66, west to longitude 140°18'20"E AGD66, north to latitude 28°39'10"S AGD66, west to longitude 140°16'40"E AGD66, north to latitude 28°39'S AGD66, west to longitude 140°15'40"E AGD66, south to latitude 28°40'S AGD66, west to longitude 139°50'E AGD66, north to latitude 28°15'S AGD66, west to longitude 139°25'E AGD66, north to latitude 28°05'S AGD66, east to longitude 139°40'E AGD66, north to latitude 27°40'S AGD66, west to longitude 139°35'E AGD66, north to latitude 27°35'S AGD66, west to longitude 139°30'E AGD66, north to latitude 27°30'S AGD66, east to longitude 140°00'E AGD66, south to latitude 27°34'S Clarke 1858, east to longitude 140°03'E Clarke 1858, south to latitude 27°34'10"S AGD66, east to longitude

140°04'20"E AGD66, north to latitude 27°34'S AGD66, east to longitude 140°04'30"E AGD66, north to latitude 27°33'50"S AGD66, east to longitude 140°05'E GDA94, north to latitude 27°00'S GDA94, east to longitude 140°26'E AGD66, and north to the point of commencement.

Area: 20 488 km² approximately.

HIGHLY PROSPECTIVE REGION, OTWAY BASIN
FOR ALL REGULATED RESOURCES UNDER THE ACT
EXCEPT GEOTHERMAL ENERGY

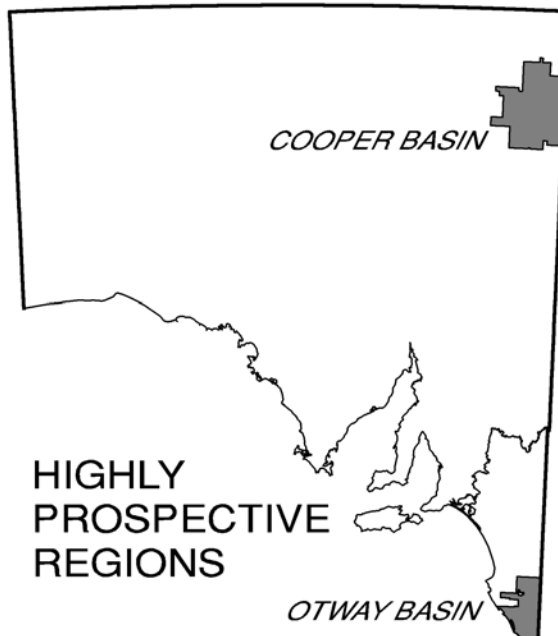
Description of Area

All that part of the State of South Australia as shown on the annexed plan, bounded as follows:

Commencing at a point being the intersection of latitude 36°51'S AGD66 and longitude 140°24'E AGD66, thence east to the eastern border of the State of South Australia, thence southerly along the border of the said State to a line being Low Water Mark (Lowest Astronomical Tide), Southern Ocean, thence generally north-westerly along the said Low Water Mark to latitude 37°26'S AGD66, east to longitude 140°22'30"E AGD66, north to latitude 37°25'S AGD66, east to longitude 140°27'30"E AGD66, north to latitude 37°17'30"S AGD66, west to longitude 140°15'E AGD66, north to latitude 37°16'S AGD66, west to longitude 140°02'E AGD66, north to latitude 37°10'S AGD66, east to longitude 140°27'30"E AGD66, south to latitude 37°12'30"S AGD66, east to longitude 140°32'30"E AGD66, north to latitude 37°11'S AGD66, east to longitude 140°35'E AGD66, north to latitude 37°09'S AGD66, west to longitude 140°30'E AGD66, north to latitude 37°08'S AGD66, west to longitude 140°29'E AGD66, north to latitude 37°07'S AGD66, west to longitude 140°28'E AGD66, north to latitude 37°06'S AGD66, west to longitude 140°27'E AGD66, south to latitude 37°08'S AGD66, east to longitude 140°28'E AGD66, south to latitude 37°09'S AGD66, west to longitude 140°24'E AGD66, and north to the point of commencement.

Area: 7 635 km² approximately.

PETROLEUM ACT 2000



Dated 11 August 2004.

B. A. GOLDSTEIN, Director Petroleum
Minerals and Energy Division
Primary Industries and Resources SA
Delegate of the Minister for Mineral
Resources Development

NATIONAL PARKS AND WILDLIFE ACT 1972

Brookfield Conservation Park Management Plan

I, GREG LEAMAN, Director of National Parks and Wildlife, hereby give notice under the provisions of section 38 of the National Parks and Wildlife Act 1972, that a draft management plan for Brookfield Conservation Park has been prepared.

Copies of the draft management plan may be inspected at or obtained from the offices of the Department for Environment and Heritage, 1 Richmond Road, Keswick, S.A. 5035 (G.P.O. Box 1047, Adelaide, S.A. 5001), telephone (08) 8124 4946, or at the DEH Murraylands Office, Berri, telephone (08) 8595 2111, or on the departmental website:

http://www.environment.sa.gov.au/parks/management_plans.html.

Any person may make a representation in connection with the draft management plan during the period up to and including Friday, 19 November 2004.

Written comments should be forwarded to the Regional Conservator, Murraylands, P.O. Box 231, Berri, S.A. 5343 or e-mailed to Stokes.Ken@saugov.sa.gov.au.

G. LEAMAN, Director of National Parks and Wildlife

ROADS (OPENING AND CLOSING) ACT 1991:
SECTION 24**NOTICE OF CONFIRMATION OF ROAD
PROCESS ORDER**

*Bundarra Avenue and Talinga Avenue, Kilburn
Deposited Plan 64800*

BY Road Process Order made on 16 March 2004, The Development Assessment Commission ordered that:

1. Portion of the public roads (Bundarra Avenue, Talinga Avenue and Hillsdale Street) extending southerly from Leader Avenue to the north-eastern corner of allotment 7 in Deposited Plan 28492, more particularly delineated and lettered 'A' in Preliminary Plan No. 02/0133 be closed.

2. Issue a Certificate of Title to the City of Port Adelaide Enfield for the whole of the land subject to closure which land is being retained by Council for merging with the adjoining Council reserve.

3. 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 16 June 2004 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 19 August 2004.

P. M. KENTISH, Surveyor-General

ROADS (OPENING AND CLOSING) ACT 1991:
SECTION 24**NOTICE OF CONFIRMATION OF ROAD
PROCESS ORDER**

*McKinlay/Bracken Avenues and Walkways, Gilles Plains
Deposited Plan 65192*

BY Road Process Order made on 19 February 2004, The Development Assessment Commission ordered that:

1. Portion of McKinlay and Bracken Avenues adjoining allotment 279 (Reserve) in Deposited Plan 7441 and allotment 2 (Reserve) in Deposited Plan 12913 and the whole of the walkways between McKinlay and Bracken Avenues and between Grant and Wandana Avenues, more particularly delineated and lettered 'A' to 'H' (inclusive) in Preliminary Plan No. 03/0027 be closed.

2. Issue Certificates of Title to the City of Port Adelaide Enfield for the whole of the land subject to closure lettered 'A' and 'H' which land is being retained by Council for merging with the adjoining Council reserves.

3. The whole of the land subject to closure lettered 'B' and 'E' be transferred to South Australian Housing Trust in accordance with agreement for transfer dated 20 November 2003 entered into between the City of Port Adelaide Enfield and South Australian Housing Trust.

4. The whole of the land subject to closure lettered 'C' be transferred to Owen John and Barry Allan Davies in accordance with agreement for transfer dated 1 December 2003 entered into between the City of Port Adelaide Enfield and O. J. and B. A. Davies.

5. The whole of the land subject to closure lettered 'D' be transferred to Brian Thomas and Jean Betty Polkinghorne in accordance with agreement for transfer dated 20 November 2003 entered into between the City of Port Adelaide Enfield and B. T. and J. B. Polkinghorne.

6. The whole of the land subject to closure lettered 'F' be transferred to Edmundo and Janet Elizabeth Christopher Alarcon in accordance with agreement for transfer dated 10 December 2003 entered into between the City of Port Adelaide Enfield and E. and J. E. C. Alarcon.

7. The whole of the land subject to closure lettered 'G' be transferred to Engelina Warbout in accordance with agreement for transfer dated 24 November 2003 entered into between the City of Port Adelaide Enfield and E. Warbout.

On 23 July 2004 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 19 August 2004.

P. M. KENTISH, Surveyor-General

ROADS (OPENING AND CLOSING) ACT 1991:
SECTION 24**NOTICE OF CONFIRMATION OF ROAD
PROCESS ORDER**

*Sixth Street, Dublin
Deposited Plan 65225*

BY Road Process Order made on 18 May 2004, The District Council of Mallala ordered that:

1. The triangular portion of the public road (Sixth Street) between Second Street, Third Street and Port Wakefield Road, shown more particularly delineated and lettered 'A' on Preliminary Plan No. 03/0105 be closed.

2. Issue a Certificate of Title to The District Council of Mallala for the whole of the land subject to closure which land is being retained by Council for Public Purposes.

On 10 August 2004 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 19 August 2004.

P. M. KENTISH, Surveyor-General

SOUTH AUSTRALIAN LOCAL GOVERNMENT
GRANTS COMMISSION ACT 1992*Payment of Grants*

I, RORY MCEWEN, Minister for Agriculture, Food and Fisheries, Minister for State/Local Government Relations, Minister for Forests being the Minister responsible for the administration of the South Australian Local Government Grants Commission Act 1992, hereby state pursuant to section 6 of the Act that:

- (a) the total amount available for payment of grants pursuant to this Act for 2004-2005 is \$108 192 055;
- (b) the amount available for payment of general purpose financial assistance grants within the total amount for 2004-2005 is \$82 051 932;
- (c) the amount available for payment of identified local road grants within the total amount for 2004-2005 is \$26 140 123; and
- (d) an amount of \$492 330 relating to the overpayment of grants for 2003-2004 (following adjustment for actual CPI, in accordance with Commonwealth legislation). This will be deducted from the funds to be paid to councils during 2004-2005, using the grant relativities applied in 2003-2004.

Dated 9 August 2004.

RORY MCEWEN, Minister for Agriculture, Food and Fisheries, Minister for State/Local Government Relations and Minister for Forests

SOUTH AUSTRALIAN METROPOLITAN FIRE SERVICE
ACT 1936*Instrument of Appointment*

I, PATRICK CONLON, MP, Minister for Emergency Services in the State of South Australia, pursuant to Clause 1 of the Schedule (Appointment and Selection of Assessors for the District Court proceedings) of the South Australian Metropolitan Fire Service Act 1936, do hereby appoint the persons named in Schedule A of this Instrument of Appointment, as an assessor nominated by the South Australian Metropolitan Fire Service under the terms and conditions set out in Schedule B of this Instrument of Appointment.

SCHEDULE A

John Orton Bradley
Eric Anthony Drohan
David Arthur Schmerl
Geoffrey Owen Matters
Terence John Grocock
Wayne Ronald Haynes
George Philip Rodis
Brendan Christopher Walker

SCHEDULE B

Terms

Assessors are appointed for a term of three years. The term of appointment commences on 18 October 2004 and expires on 26 August 2007.

Conditions

1. Assessors are subject to the conditions set out in clauses 2 to 6 inclusive, of Schedule 1 of the South Australian Metropolitan Fire Service Act 1936.

2. Assessors will be remunerated in accordance with the Guidelines approved by the Commissioner for Public Employment in Circular 60, Section 8—'Remuneration by Sessional Fee'.

Dated 10 August 2004.

P. CONLON, Minister for Emergency Services

SOUTH AUSTRALIAN METROPOLITAN FIRE SERVICE
ACT 1936*Instrument of Appointment*

I, PATRICK CONLON, MP, Minister for Emergency Services in the State of South Australia, pursuant to Clause 1 of the Schedule (Appointment and Selection of Assessors for the District Court proceedings) of the South Australian Metropolitan Fire Service Act 1936, do hereby appoint the persons named in Schedule A of this Instrument of Appointment, as an assessor nominated by the United Firefighters Union of South Australia under the terms and conditions set out in Schedule B of this Instrument of Appointment.

SCHEDULE A

Brendan Thomas West
Richard Anthony Webb
Michael Lucas Vander-Jeugd

SCHEDULE B

Terms

Assessors are appointed for a term of three years. The term of appointment commences on 18 October 2004 and expires on 26 August 2007.

Conditions

1. Assessors are subject to the conditions set out in clauses 2 to 6 inclusive, of Schedule 1 of the South Australian Metropolitan Fire Service Act 1936.

2. Assessors will be remunerated in accordance with the Guidelines approved by the Commissioner for Public Employment in Circular 60, Section 8—'Remuneration by Sessional Fee'.

Dated 10 August 2004.

P. CONLON, Minister for Emergency Services

SOUTH AUSTRALIAN METROPOLITAN FIRE SERVICE
ACT 1936*Instrument of Appointment*

I, PATRICK CONLON, MP, Minister for Emergency Services in the State of South Australia, pursuant to Clause 1 of the Schedule (Appointment and Selection of Assessors for the District Court proceedings) of the South Australian Metropolitan Fire Service Act 1936, do hereby appoint the persons named in Schedule A of this Instrument of Appointment, as an assessor nominated by the United Firefighters Union of South Australia under the terms and conditions set out in Schedule B of this Instrument of Appointment.

SCHEDULE A

Edwin John Templar
David John Harvey

SCHEDULE B

Terms

Assessors are appointed for a term of three years. The term of appointment commences on 27 August 2004 and expires on 26 August 2007.

Conditions

1. Assessors are subject to the conditions set out in clauses 2 to 6 inclusive, of Schedule 1 of the South Australian Metropolitan Fire Service Act 1936.

2. Assessors will be remunerated in accordance with the Guidelines approved by the Commissioner for Public Employment in Circular 60, Section 8—'Remuneration by Sessional Fee'.

Dated 10 August 2004.

P. CONLON, Minister for Emergency Services

SURVEY ACT 1992

Confused Boundary Area

PURSUANT to Section 50 of the Survey Act 1992, notice is given that a Confused Boundary Area is declared for the area bounded by Twelfth Street, Cowra Street, Eleventh Street and Thurk Street in the area of Renmark.

Dated 19 August 2004.

P. M. KENTISH, Surveyor-General

REF: LTO 60/2004

TRADE STANDARDS ACT 1979

Declaration of Dangerous Goods

I, MICHAEL ATKINSON, Minister for Consumer Affairs, the minister to whom the administration of the Trade Standards Act 1979 is committed, do hereby declare the goods specified in the Schedule hereto to be dangerous goods.

I am satisfied that this declaration is necessary in order to avert risk of injury or impairment of health and that it is not appropriate in the circumstances to deal with the matter by the prescription of safety standards.

THE SCHEDULE

Liquid and/or novelty filled balls that incorporate a stretchable or elasticised cord, similar in style and including, but not limited to, Yo-Yo water hammer balls, Yo-Yo sports balls, Yo-Yo smile balls, Yo-Yo meteoric balls and Yo-Yo light balls.

Dated 8 September 2003.

M. ATKINSON, Minister for Consumer Affairs

WATER MAINS AND SEWERS

Office of the South Australian Water Corporation
Adelaide, 19 August 2004

WATER MAINS LAID

Notice is hereby given that the following main pipes or parts of main pipes have been laid down by the South Australian Water Corporation in or near the undermentioned water districts and are now available for a constant supply of water to adjacent land.

ADELAIDE WATER DISTRICT

TOWN OF GAWLER
Potts Road, Evanston Park. p8

CITY OF MARION
East Terrace, South Plympton. p4
Harris Street, Edwardstown. p5

CITY OF MITCHAM
Alfred Street, St Marys. p10

CITY OF ONKAPARINGA
Marine Place, Seaford Rise. p1
Horizon Avenue, Seaford Rise. p1
Brookside Crescent, Seaford Rise. p1

CITY OF PLAYFORD
Andrews Road, Munno Para West. p3

CITY OF PORT ADELAIDE ENFIELD
Cox Terrace, Northfield. p6

CITY OF WEST TORRENS
Victoria Avenue, Camden Park. p7

PETERBOROUGH WATER DISTRICT

DISTRICT COUNCIL OF PETERBOROUGH
Across Telford Avenue, Peterborough. p14

TANUNDA WATER DISTRICT

BAROSSA COUNCIL
Garrett Court, Tanunda. p2
Muecke Court, Tanunda. p2

WALLAROO WATER DISTRICT

DISTRICT COUNCIL OF THE COPPER COAST
Burke Street, Wallaroo. p11

WATER MAINS ABANDONED

Notice is hereby given that the undermentioned water mains have been abandoned by the South Australian Water Corporation.

ADELAIDE WATER DISTRICT

CITY OF NORWOOD PAYNEHAM & ST PETERS
Dequetteville Terrace, Kent Town. p18

PETERBOROUGH WATER DISTRICT

DISTRICT COUNCIL OF PETERBOROUGH
Meadows Street, Peterborough. p12
Main Street, Peterborough. p12 and 13
Telford Street, Peterborough. p13 and 14

SEWERS LAID

Notice is hereby given that the following sewers have been laid down by the South Australian Water Corporation in the undermentioned drainage areas and are now available for house connections.

ADELAIDE DRAINAGE AREA

CITY OF BURNSIDE
Sturt Place, Beaumont. FB 1126 p38

TOWN OF GAWLER
Bright Street, Willaston. FB 1124 p57
Potts Road, Evanston Park. FB 1126 p44
Easement in lot 103 in LTRO DP 62681, Main North Road, and lot 104 in LTRO DP 63944, Potts Road, Evanston Park. FB 1126 p45

CITY OF HOLDFAST BAY
Mott Terrace, Seacliff Park. FB 1126 p42
Sandison Terrace, Glenelg North. FB 1126 p48

CITY OF MARION
Mills Street, Mitchell Park. FB 1124 p54 and 56
Bradley Grove, Mitchell Park. FB 1124 p54 and 56
Kirra Avenue, Mitchell Park. FB 1124 p54 and 56
East Terrace, South Plympton. FB 1126 p33
Harris Street, Edwardstown. FB 1126 p34

CITY OF NORWOOD PAYNEHAM & ST PETERS
Marian Road, Payneham. FB 1126 p37

CITY OF ONKAPARINGA

Easements in lot 1030 in LTRO DP 62561, Dalkeith Road,
Seaford Rise. FB 1124 p47-49
Brookside Crescent, Seaford Rise. FB 1124 p47-49
Horizon Avenue, Seaford Rise. FB 1124 p47, 48 and 50
Easements in lot 109, Brookside Crescent, and lots 114-119,
Horizon Avenue, Seaford Rise. FB 1124 p47-49

CITY OF PORT ADELAIDE ENFIELD

Cox Terrace, Northfield. FB 1126 p36
Forrest Street, Blair Athol. FB 1126 p40

CITY OF TEA TREE GULLY

Leane Avenue, Ridgehaven. FB 1126 p39
Acacia Avenue, Dernancourt. FB 1126 p43

CITY OF WEST TORRENS

Victoria Avenue, Camden Park. FB 1126 p41
Easement in lot 21, Miranda Avenue, Lockleys. FB 1126 p35

VICTOR HARBOR COUNTRY DRAINAGE AREA**CITY OF VICTOR HARBOR**

Norma Crescent, Encounter Bay. FB 1126 p32

SEWERS ABANDONED

Notice is hereby given that the undermentioned sewers have been
abandoned by the South Australian Water Corporation.

ADELAIDE DRAINAGE AREA**CITY OF MARION**

Mills Street, Mitchell Park. FB 1124 p54

CITY OF ONKAPARINGA

Easements in lot 1030 in LTRO DP 62561, Dalkeith Road,
Seaford Rise. FB 1124 p47-49
Brookside Crescent, Seaford Rise. FB 1124 p47-49

A. HOWE, Chief Executive Officer, South
Australian Water Corporation.

WATERWORKS ACT 1932

Removal of Land from Encounter Bay Country Lands Water District and Addition to Middleton Water District

PURSUANT to section 6 of the Waterworks Act 1932, the South Australian Water Corporation:

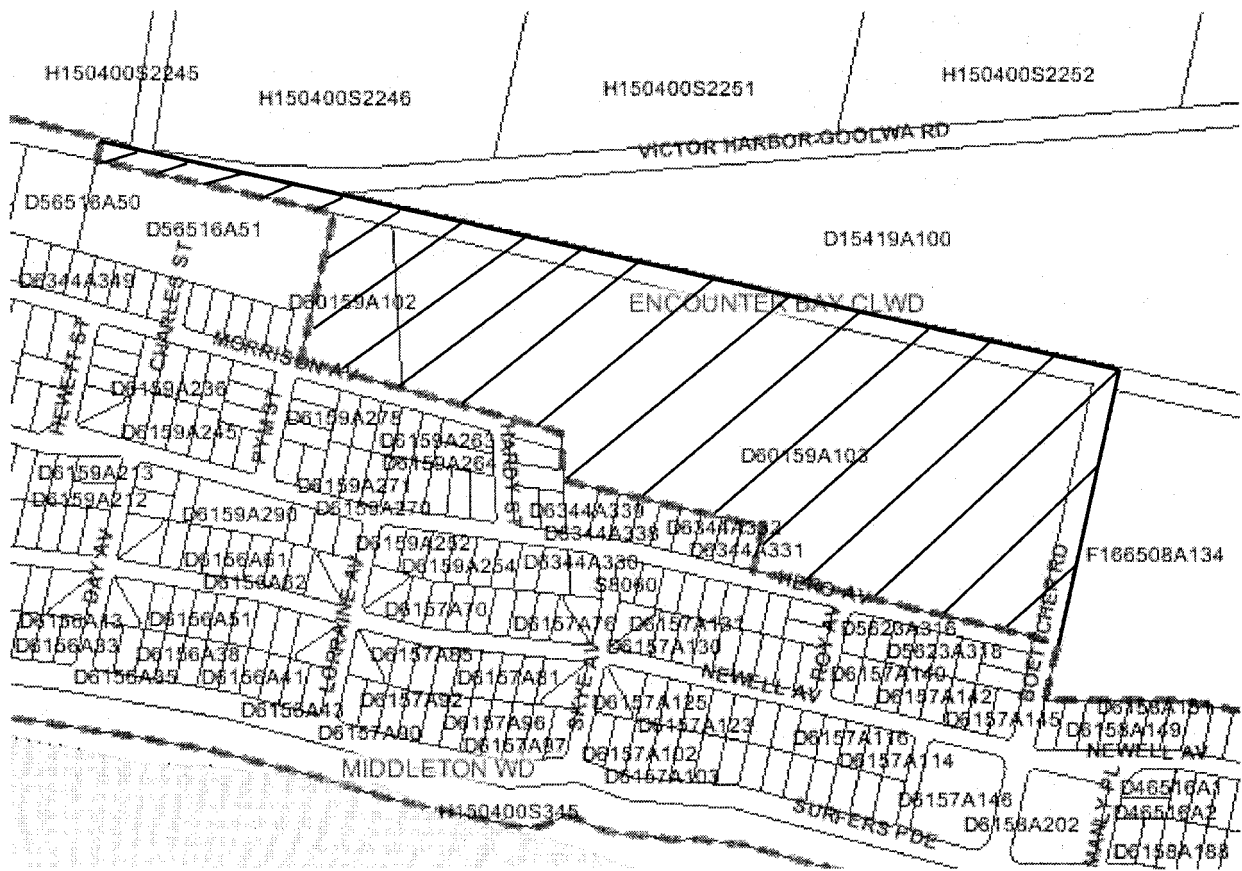
- (a) removes from the Encounter Bay Country Lands Water District and adds to the Middleton Water District the land shown on the plan in the schedule; and
- (b) declares that this notice will have effect from 1 July 2004.

W1234

SA Water 04/05007

Mapsheets: 662603A4, B6, G1

SCHEDULE
MIDDLETON
HUNDRED OF GOOLWA



NOT TO SCALE

BOUNDARY OF ENCOUNTER BAY COUNTRY LANDS WATER DISTRICT AND MIDDLETON WATER DISTRICT PREVIOUSLY PROCLAIMED SHOWN AS DASHED LINE

LAND TO BE REMOVED FROM ENCOUNTER BAY COUNTRY LANDS WATER DISTRICT AND ADDED TO MIDDLETON WATER DISTRICT SHOWN

Dated 16 August 2004.

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

A. POPPLEWELL, General Manager Shared Services

In the presence of:

C. J. MCNAMARA, Billing Manager

SAWATER 04/05007 W1234

WATERWORKS ACT 1932

Removal of Land from Yorke Peninsula Country Lands Water District and Addition to Port Victoria Water District

PURSUANT to section 6 of the Waterworks Act 1932, the South Australian Water Corporation:

(a) removes from the Yorke Peninsula Country Lands Water District and adds to the Port Victoria Water District all the land contained in:

(i) allotments 5 to 11 inclusive and allotments 13 to 19 inclusive in Deposited Plan 23462; and

(ii) the portion of Kneebone Drive, Port Victoria abutting Deposited Plans 23462, 52895 and 61018; and

(b) declares that this notice has effect from the commencement of the financial year in which it is published in the *Gazette*.

Dated 16 August 2004.

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

A. POPPLEWELL, General Manager Shared Services

In the presence of:

C. J. MCNAMARA, Billing Manager

SAWATER 04/05723 W1239

South Australia

Gas (Temporary Rationing) Amendment Act (Commencement) Proclamation 2004

under the *Gas Act 1997*

1—Short title

This proclamation may be cited as the *Gas (Temporary Rationing) Amendment Act (Commencement) Proclamation 2004*.

2—Commencement of remaining provisions

The provisions of the *Gas (Temporary Rationing) Amendment Act 2004*, other than sections 5 and 9 (which came into operation, by virtue of section 2 of that Act, on 15 January 2004), will come into operation on 19 August 2004.

Made by the Governor

with the advice and consent of the Executive Council
on 19 August 2004

MEN04/026CS

South Australia

Statutes Amendment (Electricity and Gas) Act (Commencement) Proclamation 2004

1—Short title

This proclamation may be cited as the *Statutes Amendment (Electricity and Gas) Act (Commencement) Proclamation 2004*.

2—Commencement

This proclamation will come into operation immediately after the commencement of the *Statutes Amendment (Gas and Electricity) Act (Commencement of Remaining Provisions) Proclamation 2004*.

3—Commencement of Act

- (1) The *Statutes Amendment (Electricity and Gas) Act 2004* (No 36 of 2004) (the *Amendment Act*) except for—
 - (a) paragraphs (d) and (e) of section 36AA(4A) of the *Electricity Act 1996* (inserted into that Act by section 6(1) of the Amendment Act); and
 - (b) section 6(2) of the Amendment Act,will come into operation on 19 August 2004.
- (2) The following provisions:
 - (a) paragraphs (d) and (e) of section 36AA(4A) of the *Electricity Act 1996* (inserted into that Act by section 6(1) of the Amendment Act); and
 - (b) section 6(2) of the Amendment Act,will come into operation on 1 July 2005.

Made by the Governor

with the advice and consent of the Executive Council
on 19 August 2004

MEN04/028CS

South Australia

Statutes Amendment (Gas and Electricity) Act (Commencement of Remaining Provisions) Proclamation 2004

1—Short title

This proclamation may be cited as the *Statutes Amendment (Gas and Electricity) Act (Commencement of Remaining Provisions) Proclamation 2004*.

2—Commencement of remaining provisions

The following provisions of the *Statutes Amendment (Gas and Electricity) Act 2003* (No 9 of 2003) (the *Amendment Act*) will come into operation on 19 August 2004:

- (a) paragraph (a) of section 33(1) of the *Gas Act 1997* (inserted into that Act by section 27 of the Amendment Act); and
- (b) section 34A of the *Gas Act 1997* (inserted into that Act by section 29 of the Amendment Act).

Made by the Governor

with the advice and consent of the Executive Council
on 19 August 2004

MEN04/028CS

South Australia

Statutes Amendment (Miscellaneous Superannuation Measures) Act (Commencement) Proclamation 2004

1—Short title

This proclamation may be cited as the *Statutes Amendment (Miscellaneous Superannuation Measures) Act (Commencement) Proclamation 2004*.

2—Commencement of Act

The *Statutes Amendment (Miscellaneous Superannuation Measures) Act 2004* (No 37 of 2004) will come into operation on 19 August 2004.

Made by the Governor

with the advice and consent of the Executive Council
on 19 August 2004

T&F03/024CS

South Australia

Forestry (Forest Reserve) (Murray Lands Forest District) Variation Proclamation 2004

under section 3(3) of the *Forestry Act 1950*

Preamble

- 1 The following land is forest reserve under the *Forestry Act 1950* (see proclamation, *Gazette 19.3.1992 p877*, as varied) and forms part of the Murray Lands Forest District:
Allotments 50, 51, 52, 53 and 54 of Filed Plan No. 33930, Hundred of Seymour.
Sections 513, 514, 515, 516, 517 and 518, Hundred of Seymour.
 - 2 It is intended that this land cease to be forest reserve.
-

Part 1—Preliminary

1—Short title

This proclamation may be cited as the *Forestry (Forest Reserve) (Murray Lands Forest District) Variation Proclamation 2004*.

2—Commencement

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

3—Variation provisions

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

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

4—Variation of Schedule

Schedule, clause 4(e)—delete paragraph (e)

Made by the Governor

with the advice and consent of the Executive Council
on 19 August 2004

MFOR005/04CS

South Australia

Gas Act (Expiry of Schedule 2) Proclamation 2004

under clause 7 of Schedule 2 of the *Gas Act 1997*

1—Short title

This proclamation may be cited as the *Gas Act (Expiry of Schedule 2) Proclamation 2004*.

2—Expiry of Schedule 2 of *Gas Act 1997*

Schedule 2 of the *Gas Act 1997* will expire on 1 July 2005.

Made by the Governor

with the advice and consent of the Executive Council
on 19 August 2004

MEN04/028CS

South Australia

South Australian Local Government Grants Commission Regulations 2004

under the *South Australian Local Government Grants Commission Act 1992*

Contents

- 1 Short title
- 2 Commencement
- 3 Interpretation
- 4 Persons and bodies prescribed as councils

Schedule 1—Revocation of South Australian Local Government Grants Commission Regulations 1993

1—Short title

These regulations may be cited as the *South Australian Local Government Grants Commission Regulations 2004*.

2—Commencement

These regulations will come into operation on 1 September 2004.

3—Interpretation

In these regulations—

Act means the *South Australian Local Government Grants Commission Act 1992*.

4—Persons and bodies prescribed as councils

The following bodies are prescribed as councils for the purposes of the definition of *council* in section 4 of the Act:

- (a) Anangu Pitjantjatjara;
- (b) Gerard Community Council Inc;
- (c) Maralinga Tjarutja;
- (d) Nepabunna Community Council Inc;
- (e) Outback Areas Community Development Trust;
- (f) Yalata Community Council Inc.

Schedule 1—Revocation of *South Australian Local Government Grants Commission Regulations 1993*

The *South Australian Local Government Grants Commission Regulations 1993* are revoked.

Note—

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

Made by the Governor

with the advice and consent of the Executive Council
on 19 August 2004

No 171 of 2004

COLG 2004/0011

South Australia

Trustee Companies Regulations 2004

under the *Trustee Companies Act 1988*

Contents

- 1 Short title
- 2 Commencement
- 3 Interpretation
- 4 Returns to be made by trustee companies
- 5 Information for prospective investors in common funds

Schedule 1—Trustee Company Statement

Schedule 2—Revocation of Trustee Companies Regulations 1989

- 1 Revocation of Trustee Companies Regulations 1989
-

1—Short title

These regulations may be cited as the *Trustee Companies Regulations 2004*.

2—Commencement

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

3—Interpretation

In these regulations, unless the contrary intention appears—
Act means the *Trustee Companies Act 1988*.

4—Returns to be made by trustee companies

For the purposes of section 17(1) of the Act—

- (a) February and September are the prescribed months; and
- (b) the form set out in Schedule 1 is the prescribed form.

5—Information for prospective investors in common funds

For the purposes of section 20(2)(b) of the Act, money is received by a trustee company for investment in a common fund in prescribed circumstances if the investor has been furnished with a prospectus that—

- (a) satisfies the disclosure requirements of Chapter 6D of the *Corporations Act 2001* of the Commonwealth; and
- (b) contains the information specified in section 20(3)(a) of the Act; and
- (c) contains a statement to the effect that copies of the documents referred to in section 20(3)(b) and (c) of the Act are available for inspection on request to the company.

Schedule 1—Trustee Company Statement

Note—This statement must be completed and signed by 2 directors of the trustee company by which it is to be lodged duly authorised on that behalf by the trustee company.

Statement by (*the Company*)
(*Name of trustee company*)

to be lodged with the Corporate Affairs Commission during the month of *February/September
20

(* delete whichever is inapplicable)

1 On (note 11)
(*the balance date*):

1.1 The contributed equity of the company was \$..... made up as follows:

- (a) Fully paid (insert type, eg ordinary) shares of \$.....per share amounting to \$.....
- (b) Partly paid (insert type, eg ordinary) shares of \$..... per share, paid to \$ (insert amount paid to), amounting to \$.....
- (i) Amount that may be called up at the discretion of the company \$.....
- (ii) Amount that may be called up in the event of the winding up of the company \$.....

1.2 The net tangible assets of the company (ie the amount calculated by deducting total liabilities from total tangible assets) amounted to \$

2 The following loans were obtained from financial institutions other than ADIs and insurance companies during the period of 6 months preceding the balance date:

Name of Institution	Amount of Loan \$'000	Term of Loan and Maturity Date	Interest Rate	Security (if applicable)

3 The following contingent liabilities existed at the balance date:

(*Show the amounts where they can be quantified*):

\$'000

Guarantees of liabilities of related parties

Guarantees of liabilities of other persons

Other contingent liabilities (note 2)

Total \$

4 The guarantees of liabilities of related parties (note 4) stated above were made up as follows:

Name of Related Party	Amount \$'000
Total	\$

5 The nature and amount of credit and standby facilities available to the company as at the balance date, a summary of the restrictions affecting those facilities and the duration of each of those facilities were as described below:

Nature of Facility	Summary of Restrictions	Duration	Amount of Facility available to the Company \$'000	Amount of Facility unused at balance date \$'000
			Total	\$

6 The balance-sheet as at (note 11) and the profit and loss account for the 6 months ended on that date were as follows:

Balance-sheet as at	
Current assets	\$'000
Cash with an ADI and cash on hand	
Bills receivable:	
ADI accepted or endorsed (note 3)	
other (note 3)	
Investments in and loans to related parties (note 4)	
investments (notes 3 and 5)	
loans:	
Secured (notes 1 and 3)	
Unsecured (note 3)	
Other loans and deposits (note 10):	
secured (notes 1 and 3)	
unsecured (note 3)	
Government and semi-government securities (note 6)	
Shares, units, options, debentures and convertible notes:	
quoted on a prescribed financial market—market value \$	
(notes 3, 5 and 7)	
not quoted on a prescribed financial market (notes 3 and 7)	
Interests in partnerships, trusts and unincorporated joint ventures	
(notes 3 and 8)	
Lease receivables (note 3)	
Property held for resale (note 3)	
Other current assets (notes 2 and 3)	
Total current assets	\$

Non-current assets	\$'000
Bills receivable:	
ADI accepted or endorsed (note 6)	
other (note 6)	
Investments in and loans to related parties (note 4)	
investments (notes 5 and 6)	
loans:	
secured (notes 1 and 6)	
unsecured (note 6)	
Other loans and deposits (note 10):	
secured (notes 1 and 6)	
unsecured (note 6)	
Government and semi-government securities (note 6)	
Shares, units, options, debentures and convertible notes:	
quoted on a prescribed financial market—market value \$	
(notes 5, 6 and 7)	
not quoted on a prescribed financial market (notes 5 and 6)	
Interests in partnerships, trusts and unincorporated joint ventures (notes 6 and 8)	
Lease receivables (note 6)	
Property held for resale (note 6)	
Property, plant and equipment (note 6)	
Intangible assets (notes 2 and 6)	
Other non-current assets (notes 2 and 6)	
Total non-current assets	_____
Total assets	\$ _____
Current liabilities	\$'000
ADI overdrafts and loans:	
secured (note 1)	
unsecured	
Loans from other financial institutions:	
secured (note 1)	
unsecured	
Bills payable and liabilities under promissory notes	
Subordinated loans from related parties	
Clients' balances and deposits:	
secured (notes 1 and 2)	
unsecured	
Trade creditors and accrued expenses	
Lease payables	

Provisions:	
Income tax	
Dividends	
Other	
Deferred income (notes 2 and 9)	
Other amounts payable:	
secured (notes 1 and 2)	
unsecured (note 2)	
Total current liabilities	<u>\$</u>
Non-current liabilities	<u>\$'000</u>
ADI overdrafts and loans:	
secured (note 1)	
unsecured	
Loans from other financial institutions:	
secured (note 1)	
unsecured	
Bills payable and liabilities under promissory notes	
Subordinated loans from related parties	
Clients' balances and deposits:	
secured (notes 1 and 2)	
unsecured	
Lease payables	
Provisions:	
Income tax	
Other	
Deferred income (notes 2 and 9)	
Other amounts payable:	
secured (notes 1 and 2)	
unsecured (note 1)	
Total non-current liabilities	<u>\$</u>
Total liabilities	<u>\$</u>
Net assets/shareholders' funds	
(Total assets less total liabilities)	
Less: intangible assets	<u>\$</u>
Net tangible assets	<u>\$</u>
Profit and loss account for the 6 month period ended	
..... (note 11)	
Operating profit (loss)	
Income tax	<u>_____</u>
Operating profit (loss) after income tax	
Profit (loss) on extraordinary items after income tax	<u>_____</u>
Net profit (loss)	<u>_____</u>

7 The balance-sheet and the profit and loss account of the company have been drawn up so as to give a true and fair view of the state of affairs of the company as at (note 11) and the profit or loss of the company for the period ended on that date.

8 The classification of assets and liabilities and the valuation of assets in the balance-sheet are based on the company's intentions at the balance date as to the use or disposal of those assets and the repayment of liabilities.

9 At the date of the Declaration, there are reasonable grounds to believe that the company will be able to pay its debts as and when they fall due.

10 During the period of 6 months preceding the balance date:
There had been the following significant changes in the nature of the principal activities of the company (note 12):

.....
.....
.....

The following items, transactions or events of a material and unusual nature affected the results of the company's operations (note 12):

.....
.....
.....

The provisions of the *Trustee Companies Act 1988* in respect of investment of moneys held by the company on trust had been complied with.

The company had complied with all other requirements of the *Trustee Companies Act 1988*.

11 The following matters or circumstances have arisen since the balance date and have significantly affected or may significantly affect—

- (a) the operations of the company; or
- (b) the results of those operations; or
- (c) the state of affairs of the company, in subsequent periods (note 12):

.....
.....
.....

.....
(Signature of duly authorised director of the Company)

.....
(Signature of duly authorised director of the Company)

Definitions

- 1 **Current assets** means cash or other assets that would in the normal course of business be consumed or converted into cash within 12 months of the balance date.
- 2 **Non-current assets** means assets that would in the normal course of business be consumed or converted into cash after 12 months of the balance date.
- 3 **Current liabilities** means liabilities that in the normal course of business would be due and payable within 12 months of the balance date.
- 4 **Non-current liabilities** means liabilities that would in the normal course of business be due and payable after 12 months of the balance date.

Notes—

- 1 Indicate the nature and extent of security by broad categories.
- 2 Provide details of major components if the total amount is material.
- 3 State at lower of cost and net realisable value.
- 4 **Related parties** includes—
 - (a) a related corporation; and
 - (b) —
 - (i) a director; or
 - (ii) an executive officer; or
 - (iii) a secretary,
of the reporting company or of a related corporation, their relatives and companies controlled by them, and any unincorporated association (including a trading trust) if a material beneficial interest is held by those parties or any combination of those parties; and
 - (c) any party that can significantly influence the management or operating policies of the reporting company; and
 - (d) any party whose management or operating policies are able to be significantly influenced by the reporting company or a director, executive officer or secretary of the reporting company; and
 - (e) any party whose management or operating policies are able to be significantly influenced by a third party that is in a position to exercise a similar influence on the reporting party.

Related corporation means a corporation that is a related corporation in relation to the reporting company under section 50 of the *Corporations Act 2001* of the Commonwealth.

Unincorporated associations means unincorporated joint ventures, partnerships, trusts or any other forms of unincorporated associations.
- 5 Indicate types of investments by broad categories.
- 6 State at cost or valuation less amounts written off or provided for depreciation or permanent diminution in value.
- 7 **Prescribed financial market** means a prescribed financial market within the meaning of section 9 of the *Corporations Act 2001* of the Commonwealth.
- 8 Indicate the nature and extent of the interests by broad categories.
- 9 Any unearned income must not be included in an estimate of the gross amount of a class of debts unless the amount of unearned income so included is shown as a deduction from the estimate of the gross amount of the class of debts concerned.
- 10 Includes mortgages.
- 11 In the case of a statement to be lodged during February of any year, the date to be shown is 31 December of the year preceding that February.
In the case of a statement to be lodged during September of any year, the date to be shown is 30 June of that year.
- 12 If no change, insert "nil".

Schedule 2—Revocation of *Trustee Companies Regulations 1989*

1—Revocation of *Trustee Companies Regulations 1989*

The *Trustee Companies Regulations 1989* are revoked.

Note—

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

Made by the Governor

with the advice and consent of the Executive Council
on 19 August 2004

No 172 of 2004

AGO0160/04CS

South Australia

Land Acquisition Regulations 2004

under the *Land Acquisition Act 1969*

Contents

- 1 Short title
- 2 Commencement
- 3 Interpretation
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- 6 Notice of intention to acquire land
- 7 Explanation of acquisition scheme may be required
- 8 Terms and conditions of tenancy at will (section 24(5))
- 9 Offence of making false statement

Schedule 1—Forms

Schedule 2—Revocation of Land Acquisition Regulations 1991

1—Short title

These regulations may be cited as the *Land Acquisition Regulations 2004*.

2—Commencement

These regulations will come into operation on 1 September 2004.

3—Interpretation

In these regulations, unless the contrary intention appears—

Act means the *Land Acquisition Act 1969*.

4—Forms

- (1) The forms set out in Schedule 1 must—
 - (a) be used for the purposes specified in Schedule 1; and
 - (b) be completed in accordance with the instructions contained in the forms.
- (2) The name of a person signing a form set out in Schedule 1 must be written legibly under or alongside the signature of that person.
- (3) Where the space provided in a form is insufficient to contain all the required information—
 - (a) the information must be set out in an annexure to the form; and
 - (b) the annexure must have an identifying mark such as a letter or numeral; and
 - (c) the space in the form must contain the statement "See Annexure" together with the distinguishing mark for the annexure, or words to similar effect.

- (4) A person preparing a notice or offer under these regulations may annex to the notice or offer a map or plan of any land referred to in the notice or offer.
- (5) A map or plan annexed to a notice or offer in accordance with subregulation (4) has the effect of being part of the notice or offer.

5—Authority complies with regulations if executes document under common seal

Despite the method of execution prescribed by the forms contained in Schedule 1, it is to be taken to be a sufficient compliance with these regulations if a notice or offer, in any of those forms, is executed by an Authority under its common seal.

6—Notice of intention to acquire land

For the purposes of section 10(2)(b)(ii)(B) of the Act, the following supporting materials must be exhibited:

- (a) in the case of service by publication in a newspaper or relevant special-interest publication in accordance with the *Native Title (South Australia) Act 1994*—a copy of an extract from the publication containing the notice and identifying the name of the publication and the date of publication;
- (b) in the case of service by giving a copy of the notice personally or by post or by some other agreed method in accordance with the *Native Title (South Australia) Act 1994*—a copy of the notice so served.

7—Explanation of acquisition scheme may be required

For the purposes of section 11(2)(b)(iii)(B) and 12(2)(b)(iii)(B) of the Act, an Aboriginal group must authorise the representative Aboriginal body to act on its behalf as follows:

- (a) the authorisation must be in writing; and
- (b) the authorisation must—
 - (i) name the persons comprising the Aboriginal group claiming native title or otherwise define the Aboriginal group sufficiently clearly so that it can be ascertained whether any particular person is a member of the group; and
 - (ii) state that the Aboriginal group does not have, and is not part of another Aboriginal group that has, a registered representative; and
 - (iii) define the land to which the claim relates with sufficient particularity to enable the boundaries of the area covered by the claim and any areas within those boundaries that are not covered by the claim to be readily identified; and
 - (iv) state the nature of the rights conferred by the native title claimed and the nature of activities that may be carried out pursuant to those rights; and
 - (v) state the factual basis on which it is asserted that the Aboriginal group holds the native title claimed; and
- (c) the authorisation must expressly authorise the representative Aboriginal body to act under section 11 and 12 of the Act on behalf of the group in relation to a specified notice of intention to acquire land to which the native title claim relates; and

- (d) the authorisation must be signed by a member of the group authorised to sign on behalf of the group following either—
 - (i) a process of decision making recognised by the traditional laws or customs of the Aboriginal group; or
 - (ii) a process of decision making agreed to and adopted by the Aboriginal group in relation to the decision or in relation to decisions of that kind.

8—Terms and conditions of tenancy at will (section 24(5))

The terms and conditions on which a person is taken to be in possession of land acquired under the Act as a tenant at will under section 24(5) are—

- (a) that the tenant, or, where there are more than one, the tenants jointly and severally, are to be taken to have covenanted as follows:
 - (i) on the days and in the manner agreed between the Authority and the tenant, but in default of agreement, then weekly and at the place specified by the Authority for the purpose, to pay rent at a rate that represents a fair economic rate, having regard to the use that, during the currency of the tenancy, will probably be made of the land; and
 - (ii) to keep all fixtures and structures in or on the land in as good a state of repair as those fixtures and structures were at the commencement of the tenancy, reasonable wear and tear and damage by fire, tempest and earthquake only excepted; and
 - (iii) not to make any alteration or addition to the improvements, fixtures or structures in or on the land; and
 - (iv) not to make a use of the land that is, in any material respect, a departure from the use being lawfully made of the land at the commencement of the tenancy; and
 - (v) without affecting the generality of subparagraph (iv), not to do, or to permit or suffer to be done, on the land, anything that may be or become a nuisance or annoyance to the Authority or to the occupiers of any neighbouring property; and
 - (vi) not to assign, underlet, or charge or part with the possession of the land or any part of the land; and
 - (vii) to permit all duly authorised agents, servants and employees of the Authority at all reasonable times to enter and inspect the land and to make reasonable surveys and other calculations with respect to any undertaking to be carried out by the Authority; and
 - (viii) on the Authority's giving to the tenant or tenants reasonable notice (which must not be less than one month) of determination of the tenancy, and at the expiration of the period of notice, peaceably to surrender the land to the Authority; and
 - (ix) to insure and keep insured, to their full insurable value, in the joint names of the Authority and the tenant or tenants, all improvements, fixtures or structures in or on the land against loss or damage by fire, tempest and earthquake;

- (b) that the Authority is to be taken to have covenanted with the tenant, or where there are more than one, with the tenants jointly and severally as follows:
 - (i) to permit the tenant or tenants peaceably to hold and use the land until the tenancy is lawfully determined; and
 - (ii) to pay all rates, taxes and other charges and outgoings adjusted, if necessary, in accordance with the date of the commencement of the tenancy;
- (c) that the Authority may, from time to time, waive, in whole or in part, all or any of the obligations imposed by paragraph (a), on such conditions as it thinks fit;
- (d) that the obligation imposed by paragraph (b)(i) is binding only so long as the tenant or tenants observe and perform the obligations that are, subject to paragraph (c), imposed by paragraph (a);
- (e) that the provisions of paragraph (a)(i) apply subject to the operation of section 24(4) of the Act and to any order made under that section.

9—Offence of making false statement

A person who, in a notice in writing served on an Authority pursuant to section 12 of the Act, knowingly makes a statement that is false in a material particular, is guilty of an offence.

Penalty: \$100.

Schedule 1—Forms

(regulation 4)

Form 1—Notice of intention to acquire land

Land Acquisition Act 1969
(section 10)

[This form is to be used for an acquisition other than one to which Part 4 Division 1 of the Act applies.]

TO:
of¹

1 Notice of intention to acquire land

This notice is to inform you that

.....(the Authority)
of.....

intends to acquire the following interests in the following land:

.....

for the following purpose:

.....
.....
.....

(If—

- the Authority is the Crown or an instrumentality of the Crown; and
- the Authority proposes to acquire native title; and
- the Authority does not propose to acquire the land for the purpose of conferring rights or interests on someone other than the Crown or an instrumentality of the Crown,

the notice must state that the purpose of the acquisition is to confer rights or interests in relation to the land on the Crown or an instrumentality of the Crown.)

The Authority seeks to negotiate the compensation payable for the acquisition.

This notice is given under section 10 of the *Land Acquisition Act 1969*. It does not bind the Authority to acquire the land.

2 Right to obtain explanation of reasons for acquisition (section 11)

Within 30 days a person who has an interest in the land (including in the case of native title land, the registered representative of a native title claimant or holder or, in certain cases, the representative Aboriginal body for the area) may require the Authority, by written notice—

- to give an explanation of the reasons for acquisition of the land; and
- to provide reasonable details of any statutory scheme in accordance with which the land is to be acquired.

3 Right to object (section 12)

Within 30 days or, if an explanation of the reasons for the acquisition was requested, within 30 days after the explanation is provided, a person who has an interest in the land (including in the case of native title land, the registered representative of a native title claimant or holder or, in certain cases, the representative Aboriginal body for the area) may request the Authority, by written notice—

- not to proceed with the acquisition of the land; or
- to alter the boundaries of the land to be acquired; or
- not to acquire a particular part of the land or to acquire further land.

The request may be made—

- on the ground that acquisition of the land or a particular part of the land is not necessary for the purposes of carrying out the undertaking to which the acquisition relates; or
- on the ground that the acquisition of the land or carrying out the purposes for which the acquisition is proposed would—
 - seriously impair an area of scenic beauty; or
 - destroy, damage or interfere with an Aboriginal site within the meaning of the *Aboriginal Heritage Act 1988*; or
 - destroy or impair a site of architectural, historic or scientific interest; or
 - prejudice the conservation of flora or fauna that should be conserved in the public interest; or
 - prejudice some other public interest; or
- on some other ground stated in the request.

4 Right of review (section 12A)

Within 7 days after refusal by the Authority of a request by a person under section 12 or such longer period as the Minister will allow, the person may apply in writing, and in a manner and form determined by the Minister, to the Minister for a review of the decision. The merits or otherwise of the undertaking to which the proposed acquisition relates cannot be called into question in a review.

The review, if conducted by the Minister, must be completed within 14 days of receipt of the application. If the review is conducted by a person on the Minister's behalf, it must be completed, and the reviewer's report furnished to the Minister, within 14 days of his or her appointment.

A decision made on review is not subject to review by a court or tribunal.

5 Additional right of native title parties to object to prescribed private acquisition (section 12B)

Within 2 months or, if an explanation of the reasons for the acquisition is required, within 2 months after the explanation is provided, native title parties may, by written notice to the Minister, object to a prescribed private acquisition² so far as it affects their registered native title rights.

Note—

- The Minister must consult any native title parties who object about ways of minimising the impact of the acquisition project on registered native title rights and, if relevant, access to the land.
- The Attorney-General must, at the request of a native title party who has made an objection under this section, appoint an independent person or body to hear the objection.
- Before making such an appointment, the Attorney-General must consult the Minister and the native title party.
- If the independent person or body hearing an objection under this section makes a determination upholding the objection, or that contains conditions about the acquisition that relate to registered native title rights, the determination must be complied with unless—
 - the Minister responsible for indigenous affairs is consulted; and
 - the consultation is taken into account; and
 - it is in the interests of the State not to comply with the recommendation.

6 Right to compensation (Part 4 Division 2)

The Authority seeks to negotiate in good faith with you about the compensation payable for the acquisition of the land.

Note—

- The Authority is required to negotiate with the persons who have or had, or claim to have or to have had, an interest in the land that is divested or diminished by the acquisition or the enjoyment of which is adversely affected by the acquisition.
- If the land is native title land, any party may request the Environment, Resources and Development Court to mediate between the parties to assist in obtaining their agreement on the matters at issue between them.
- The Authority may offer, and must consider any request made by a party who is the holder of native title to the negotiations for, non-monetary compensation (eg a transfer of land, the provision of goods or services, or the carrying out of work for the reinstatement or improvement of land remaining in the claimant's ownership after acquisition).
- The land is acquired by notice of acquisition. Notice of acquisition may be given at any time after 3 months, and before 18 months or a longer period fixed under section 15(4a) of the *Land Acquisition Act 1969*, from the giving of this notice.
- At that time the Authority is required to make an offer to the person or persons whom it believes to be entitled to compensation for the acquisition, stating the amount of compensation the Authority is prepared to pay. The claimant may dispute the offer.
- Part 4 Division 2 of the *Land Acquisition Act 1969* governs compensation. In particular, section 25 sets out the principles for determining compensation.

7 Prospective purchasers of land etc to be informed about this notice (section 13)

You must not enter into a transaction in respect of the land without first disclosing the fact that this notice of intention to acquire the land has been served on you. Any contract or agreement in relation to the land entered into without that disclosure would be voidable at the option of the person to whom disclosure should have been made.

[Clause 7 is only to be included if the land has not been brought under the Real Property Act 1886 and the land is not native title land.]

8 Inquiries

Inquiries should be directed to:

.....
.....

Date:

Signed:

1 *The notice must be given to each person whose interest in the land is subject to acquisition, or such of those persons as, after diligent inquiry, become known to the Authority. If the Authority proposes to acquire native title in land, the notice must also be given to—*

- *if there is a native title declaration for the land—the registered representative of the native title holders and the relevant representative Aboriginal body;*
- *if there is no native title declaration for the land—to all persons who hold, or may hold, native title in the land (see Part 5 of the Native Title (South Australia) Act 1994).*

2 *A prescribed private acquisition means—*

- *an acquisition by the Crown or an instrumentality of the Crown of native title in land for the purpose of conferring rights or interests in relation to the land on a person other than the Crown or an instrumentality of the Crown so that an infrastructure facility may be provided; or*
- *an acquisition by the Crown or an instrumentality of the Crown of native title in land wholly within a town or city for the purpose of conferring rights or interests on a person other than the Crown or an instrumentality of the Crown; or*
- *an acquisition by the Crown or an instrumentality of the Crown of native title in land situated on the seaward side of the mean high-water mark of the sea for the purpose of conferring rights or interests on a person other than the Crown or an instrumentality of the Crown; or*
- *an acquisition of native title in land that is neither made by the Crown or an instrumentality of the Crown nor made for the purpose of conferring rights or interests on the Crown or an instrumentality of the Crown.*

Form 2—Notice of intention to acquire native title in land for purpose of conferring rights or interests on third party

Land Acquisition Act 1969
(section 10(2) and Part 4 Division 1)

[This form is to be used for a proposed acquisition of native title if the acquisition is to be made by the Crown or an instrumentality of the Crown for the purpose of conferring rights or interests on a person other than the Crown or an instrumentality of the Crown and the proposed acquisition is not a prescribed private acquisition.]

TO:.....
of..... 1

1 Notice of intention to acquire land

This notice is to inform you that

.....(the Authority)
of.....

intends to acquire the following interests in the following land:

.....
for the following purpose:

.....
.....

The Authority intends to confer the following rights or interests on a person other than the Crown or a Crown instrumentality:

.....

The Authority seeks to negotiate an agreement about the acquisition of the land and the compensation payable for the acquisition.

Aboriginal groups who are not registered under the law of the State or the Commonwealth as holders of or claimants to native title in the land but want to participate in the negotiations must take the necessary steps under that law to become native title parties in relation to the relevant land within three months after service of this notice. In order to be appropriate native title parties with whom the Authority must negotiate under section 19 of the *Land Acquisition Act 1969*, the parties must be registered as holders of or claimants to native title in the land on the date falling four months after service of this notice.

This notice is given under section 10 of the *Land Acquisition Act 1969*. It does not bind the Authority to acquire the land.

2 Right to obtain explanation of reasons for acquisition (section 11)

Within 30 days a person who has an interest in the land (including the registered representative of a native title claimant or holder or, in certain cases, the representative Aboriginal body for the area) may require the Authority, by written notice—

- to give an explanation of the reasons for acquisition of the land; and
- to provide reasonable details of any statutory scheme in accordance with which the land is to be acquired.

3 Right to object (section 12)

Within 30 days or, if an explanation of the reasons for the acquisition was requested, within 30 days after the explanation is provided, a person who has an interest in the land (including the registered representative of a native title claimant or holder or, in certain cases, the representative Aboriginal body for the area) may request the Authority, by written notice—

- not to proceed with the acquisition of the land; or
- to alter the boundaries of the land to be acquired; or
- not to acquire a particular part of the land or to acquire further land.

The request may be made—

- on the ground that acquisition of the land or a particular part of the land is not necessary for the purposes of carrying out the undertaking to which the acquisition relates; or
- on the ground that the acquisition of the land or carrying out the purposes for which the acquisition is proposed would—
 - seriously impair an area of scenic beauty; or
 - destroy, damage or interfere with an Aboriginal site within the meaning of the *Aboriginal Heritage Act 1988*; or
 - destroy or impair a site of architectural, historic or scientific interest; or
 - prejudice the conservation of flora or fauna that should be conserved in the public interest; or
 - prejudice some other public interest; or
- on some other ground stated in the request.

4 Right of review (section 12A)

Within 7 days after refusal by the Authority of a request by a person under section 12 or such longer period as the Minister will allow, the person may apply in writing, and in a manner and form determined by the Minister, to the Minister for a review of the decision. The merits or otherwise of the undertaking to which the proposed acquisition relates cannot be called into question in a review.

The review, if conducted by the Minister, must be completed within 14 days of receipt of the application. If the review is conducted by a person on the Minister's behalf, it must be completed, and the reviewer's report furnished to the Minister, within 14 days of his or her appointment.

A decision made on review is not subject to review by a court or tribunal.

5 Right to negotiate about acquisition (Part 4 Division 1)

The Authority seeks to negotiate in good faith with the native title parties in an attempt to reach agreement about the acquisition of the native title in the land.

Note—

- If, 4 months after this notice is given no persons are registered under the law of the State or the Commonwealth as the holders of, or claimants to, native title in the land, negotiation is not required and the Authority may acquire the land.
- If any of the negotiating parties requests the Environment, Resources and Development Court (ERD Court) to do so, the Court must mediate among the parties to assist in obtaining their agreement.
- If agreement is not reached between the Authority and the native title parties within 6 months after this notice is given, any party may apply to the ERD Court for a resolution of the matter.
- The ERD Court may determine whether the Authority may acquire the land and, if so, the conditions on which the acquisition is to proceed (but a final determination of compensation cannot be made at this stage).
- Section 21 of the *Land Acquisition Act 1969* sets out criteria that the ERD Court must take into account.
- The Minister may, within 2 months, overrule a determination of the ERD Court if the Minister considers it to be in the interests of the State or in the national interest.

6 Right to compensation (Part 4 Division 2)

The Authority seeks to negotiate in good faith with the native title parties about the compensation payable for the acquisition of the land.

Note—

- The Authority is required to negotiate with the persons who have or had, or claim to have or to have had, an interest in the land that is divested or diminished by the acquisition or the enjoyment of which is adversely affected by the acquisition.
- Any party may request the Environment, Resources and Development Court to mediate between the parties to assist in obtaining their agreement on the matters at issue between them.

- The Authority may offer, and must consider any request made by a party who is the holder of native title to the negotiations for, non-monetary compensation (eg a transfer of land, the provision of goods or services, or the carrying out of work for the reinstatement or improvement of land remaining in the claimant's ownership after acquisition).
- The land is acquired by notice of acquisition. Notice of acquisition may be given at any time after 3 months, and before 18 months or a longer period fixed under section 15(4a) of the *Land Acquisition Act 1969*, from the giving of this notice.
- At that time the Authority is required to make an offer to the person or persons whom it believes to be entitled to compensation for the acquisition, stating the amount of compensation the Authority is prepared to pay. The claimant may dispute the offer.
- Part 4 Division 2 of the *Land Acquisition Act 1969* governs compensation. In particular, section 25 sets out the principles for determining compensation.

7 Inquiries

Inquiries should be directed to:

.....
.....

Date:

Signed:

1 The notice must be given to—

- *if there is a native title declaration for the land—the registered representative of the native title holders and the relevant representative Aboriginal body;*
- *if there is no native title declaration for the land—to all persons who hold, or may hold, native title in the land (see Part 5 of the Native Title (South Australia) Act 1994).*

In addition, the Authority must—

- *give a copy of the notice of intention to acquire the land to the Registrar of the Environment, Resources and Development Court and the Commonwealth Registrar; and*
- *as soon as practicable after completing all requirements for service of the notice, give the Registrar of the Environment, Resources and Development Court, the Commonwealth Registrar, the relevant representative Aboriginal body and any other prescribed persons a statutory declaration—*
 - *specifying the steps that have been taken to effect service, the date of each step, and when the requirements for service were completed; and*
 - *exhibiting any supporting materials required under the regulations.*

NOTE: The periods referred to in this notice run from the date when the requirements for service of the notice are completed. Information about when the requirements for service were completed, as disclosed in the Authority's statutory declaration, can be obtained by contacting the Registrar of the Environment, Resources and Development Court, the Commonwealth Registrar or the relevant representative Aboriginal body.

Form 3—Notice of amendment of notice of intention to acquire land

Land Acquisition Act 1969
(section 10(4))

TO:.....
of.....

1 Notice of intention to acquire land

On
..... (*the Authority*)
of.....
gave notice of intention to acquire the following interests in the following land:
.....
.....

2 Notice of amendment

This notice is to inform you that the Authority has changed the boundaries of the land it proposes to acquire as follows:

.....
.....

This notice is given under section 10(4) of the *Land Acquisition Act 1969*.

3 Inquiries

Inquiries should be directed to:
.....
.....

Date:

Signed:.....

Form 4—Notice of determination not to proceed with acquisition of land

Land Acquisition Act 1969
(section 15)

TO:.....
of.....

1 Notice of intention to acquire land

On
.....(*the Authority*)
of.....
gave notice of intention to acquire the following interests in the following land:
.....
.....

2 Notice of decision not to proceed with acquisition

This notice is to inform you that the Authority has decided not to proceed with the acquisition of the land.
This notice is given under section 15(3) of the *Land Acquisition Act 1969*.

3 Right to compensation (section 15(5)-(7))

Within 6 months you may, by written notice to the Authority claim compensation for—

- disturbance to the use or enjoyment of the land resulting from the proposed acquisition; and
- costs and expenses reasonably incurred in consequence of the proposed acquisition.

If you do claim compensation and 3 months after making the claim there is no agreement on whether you are entitled to compensation, or the amount of the compensation, either you or the Authority may refer the matter to the Land and Valuation Court for determination.

4 Inquiries

Inquiries should be directed to:
.....
.....

Date:

Signed:.....

Form 5—Notice of acquisition

Land Acquisition Act 1969
(section 16)

1 Notice of acquisition

.....(*the Authority*)

of.....

acquires the following interests in the following land:

.....
.....
.....
.....

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

2 Compensation

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

3 Inquiries

Inquiries should be directed to:

.....
.....

Date:

Signed:.....

Form 6—Offer of compensation

Land Acquisition Act 1969
(section 23A)

TO:.....
of.....

1 Notice of acquisition

..... (*the Authority*)
of
has, by notice published in the *Gazette* on at p,
acquired the following interests in the following land:

2 Offer of compensation

The Authority makes an offer of compensation in respect of the acquisition of your interest in the land as follows:

.....
.....
[The offer must (where appropriate) differentiate between, and quantify, the component of compensation representing the value of the acquired land and the component referable to disturbance or other compensable matters.]

The amount of compensation will be paid, within 7 days, into the Land and Valuation Court.

(If Part 4 Division 1 of the Act applies and the Authority has already paid an amount into the Environment, Resources and Development Court, the amount (if any) paid into the Land and Valuation Court will be the amount by which the amount of the offer exceeds that amount already paid into the Environment, Resources and Development Court.)

3 Reference of matters into Court

The Authority or a claimant for compensation may refer a question arising in the course of negotiations into the Land and Valuation Court (see section 23C of the *Land Acquisition Act 1969*).

The principles for determining compensation are set out in section 25 of the *Land Acquisition Act 1969*.

4 Inquiries

Inquiries should be directed to:
.....
.....

Date:

Signed:.....

Form 7—Notice of intention to enter land

Land Acquisition Act 1969
(section 27)

TO:.....
of.....¹

1 Notice of intention to enter land

This notice is to inform you that

..... (*the Authority*)

of.....

intends to enter the following land:

.....
.....

on the following days or over the following period:

.....

to carry out the following work:

.....
.....

2 Authority for notice (section 27)

This notice is given under section 27 of the *Land Acquisition Act 1969* which allows the Authority, or any person authorised in writing by the Authority, to—

- enter and remain on land with any assistants, vehicles, machinery or equipment; and
- affix or establish any trigonometrical stations, survey pegs, marks or poles and from time to time alter, remove, reinstate or remove them; and
- dig or bore into the land,

for the purposes of that Act or an Act allowing the Authority to compulsorily acquire land.

It is an offence to—

- wilfully and without authorisation from the Authority, interfere with any trigonometrical stations, survey pegs, marks or poles; or
- wilfully obstruct any person acting in accordance with section 27.

3 Right to compensation (section 29)

Within 3 months from the day on which the Authority, or a person authorised by the Authority, was last in occupation of the land you may, by written notice to the Authority, claim compensation.

If you do claim compensation and 3 months after making the claim there is no agreement on the amount of compensation, either you or the Authority may refer the matter to the Land and Valuation Court for determination.

4 Inquiries

Inquiries should be directed to:

.....
.....

Date:

Signed:.....

1 The notice must be given to the owner (including a person who holds native title in land) and occupier of the land at least 7 days before entry.

Form 8—Notice of intention to enter into temporary occupation of land

Land Acquisition Act 1969
(section 28)

TO:.....
of.....¹

1 Notice of intention to enter into temporary occupation of land

This notice is to inform you that

..... (*the Authority*)
of.....

intends to enter into temporary occupation of the following land:

.....
.....
on

2 Authority for notice (section 28)

This notice is given under section 28 of the *Land Acquisition Act 1969* which allows the Authority to temporarily occupy and use land that—

- is within 500 metres of the boundaries of land acquired under the Act; and
- is not a garden, orchard or plantation attached or belonging to a house, or a park, planted walk, avenue or ground ornamentally planted; and
- is not within 500 metres of a place genuinely used as a place of residence,

for purposes authorised by an Act and to—

- take stone, gravel, earth or other material; or
- deposit any material on the land; or
- make cuttings or excavations on the land; or
- make and use roads on the land; or
- manufacture on the land materials required for those purposes; or
- erect workshops, sheds and buildings of a temporary character on the land.

However, the Authority is not authorised to take stone, gravel, earth or other material from land for the purpose of extracting, producing or refining minerals from it or processing it by non-mechanical means.

3 Right to apply to Court for Authority to acquire interest (section 28(3) and (4))

You may apply to the Land and Valuation Court for an order that the Authority acquire your interest in the land.

4 Right to compensation (section 29)

Within 3 months from the day on which the Authority, or a person authorised by the Authority, was last in occupation of the land you may, by written notice to the Authority claim compensation.

If you do claim compensation and 3 months after making the claim there is no agreement on the amount of compensation, either you or the Authority may refer the matter to the Land and Valuation Court for determination.

5 Inquiries

Inquiries should be directed to:

.....
.....

Date:

Signed:.....

1 The notice must be given to the owner (including a person who holds native title in land) and occupier of the land at least 7 days before entry.

Form 9—Notice to deliver documents for inspection

Land Acquisition Act 1969
(section 30)

TO:.....
of.....

1 Notice to deliver documents for inspection

The following documents:

.....
.....
.....
.....

must be delivered to—

.....
of.....
.....
on or before.....
for the inspection of
..... (the Authority)
of.....

2 Authority for notice

This notice is given under section 30 of the *Land Acquisition Act 1969* which allows the Authority to require a person to deliver up for the inspection of the Authority, any specified document in the person's possession or power evidencing the interest of any person in land required for purposes authorised by an Act or any other specified record, account, or document in the person's possession or power relating to any such land.

Failure to comply with this notice is an offence.

3 Inquiries

Inquiries should be directed to:

.....
.....

Date:

Signed:.....

Schedule 2—Revocation of *Land Acquisition Regulations 1991*

The *Land Acquisition Regulations 1991* are revoked.

Note—

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

Made by the Governor

with the advice and consent of the Executive Council
on 19 August 2004

No 173 of 2004

AGO0121/03CS

South Australia

Gas Variation Regulations 2004

under the *Gas Act 1997*

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

Part 2—Variation of Gas Regulations 1997

- 4 Variation of regulation 22—Sale of gas where supply affected by gas rationing direction under section 37 of Act
-

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Gas Variation Regulations 2004*.

2—Commencement

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

3—Variation provisions

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

Part 2—Variation of *Gas Regulations 1997*

4—Variation of regulation 22—Sale of gas where supply affected by gas rationing direction under section 37 of Act

Regulation 22—after subregulation (3) insert:

- (3a) If an affected retailer has received payment from an affected customer for gas that included an additional quantity of gas and the payment was in excess of the amount payable by the customer in accordance with the terms referred to in subregulation (1)(c), the retailer must repay to the customer, or, with the consent of the customer, credit to the customer's account, the amount of the overpayment as soon as practicable after the commencement of this subregulation or after becoming aware of the overpayment, whichever later occurs.

Maximum penalty: \$10 000.

Expiation fee: \$315.

Note—

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

Made by the Governor

with the advice and consent of the Executive Council
on 19 August 2004

No 174 of 2004

MEN04/004CS

South Australia

Highways Act (Application of Highways Fund) Revocation Regulations 2004

under the *Highways Act 1926*

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement

Part 2—Revocation of Highways Act (Application of Highways Fund) Regulations 1998

- 3 Revocation of regulations
-

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Highways Act (Application of Highways Fund) Revocation Regulations 2004*.

2—Commencement

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

Part 2—Revocation of *Highways Act (Application of Highways Fund) Regulations 1998*

3—Revocation of regulations

The *Highways Act (Application of Highways Fund) Regulations 1998* are revoked.

Note—

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

Made by the Governor

on the recommendation of the Commissioner of Highways and with the advice and consent of the Executive Council
on 19 August 2004

No 175 of 2004

MTRAN13/04CS

South Australia

Workers Rehabilitation and Compensation (Claims and Registration) Variation Regulations 2004

under the *Workers Rehabilitation and Compensation Act 1986*

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

Part 2—Variation of Workers Rehabilitation and Compensation (Claims and Registration) Regulations 1999

- 4 Variation of regulation 5—Legislative definitions
-

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Workers Rehabilitation and Compensation (Claims and Registration) Variation Regulations 2004*.

2—Commencement

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

3—Variation provisions

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

Part 2—Variation of *Workers Rehabilitation and Compensation (Claims and Registration) Regulations 1999*

4—Variation of regulation 5—Legislative definitions

Regulation 5(8)(h)—delete paragraph (h)

Note—

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

Made by the Governor

with the advice and consent of the Executive Council
on 19 August 2004

No 176 of 2004

04WKC005CS

South Australia

Controlled Substances (Exemptions) Regulations 2004

under the *Controlled Substances Act 1984*

Contents

- 1 Short title
- 2 Commencement
- 3 Interpretation
- 4 Exemption from prohibition of possession of injecting equipment
- 5 Exemption from aiding and abetting etc

Schedule 1—Revocation of Controlled Substances (Exemptions) Regulations 1989

1—Short title

These regulations may be cited as the *Controlled Substances (Exemptions) Regulations 2004*.

2—Commencement

These regulations will come into operation on 1 September 2004.

3—Interpretation

In these regulations—

Act means the *Controlled Substances Act 1984*.

4—Exemption from prohibition of possession of injecting equipment

Section 31(1)(c) of the Act does not apply to a person having in his or her possession a syringe or needle for use in connection with the administration of a drug of dependence or a prohibited substance.

5—Exemption from aiding and abetting etc

- (1) Section 41 of the Act does not prevent the sale or supply of syringes or needles or the giving of advice or instruction on the safe use of syringes or needles by—
 - (a) a medical practitioner; or
 - (b) a pharmacist; or
 - (c) a nurse acting in the course of a health risk minimisation program; or
 - (d) a person licensed to be in possession of syringes and needles under section 31(3)(d) of the Act acting in the course of a health risk minimisation program and in accordance with the conditions of the licence.

(2) In this regulation—

health risk minimisation program means a program—

- (a) designed to facilitate—
 - (i) the supply to intravenous drug users of sterile syringes and sterile needles, and any associated equipment, to prevent the spread of infectious diseases and minimise health risks associated with intravenous drug use; and
 - (ii) the giving out of information concerning safe practices in the use of syringes and needles to prevent the spread of infectious diseases; and
 - (b) declared by the Minister, by notice in writing given personally or by post to the person responsible for conducting the program, to be a health risk minimisation program for the purposes of this regulation.
- (3) The Minister may, by subsequent notice in writing given personally or by post to the person responsible for conducting the program, vary or revoke the declaration.

Schedule 1—Revocation of *Controlled Substances (Exemptions) Regulations 1989*

The *Controlled Substances (Exemptions) Regulations 1989* are revoked.

Note—

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

Made by the Governor

after consultation by the Minister with the Controlled Substances Advisory Council and with the advice and consent of the Executive Council
on 19 August 2004

No 177 of 2004

DHSC504/26

South Australia

Authorised Betting Operations Variation Regulations 2004

under the *Authorised Betting Operations Act 2000*

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

Part 2—Variation of Authorised Betting Operations Regulations 2001

- 4 Insertion of regulation 3A
3A Meaning of fixed-odds betting
 - 5 Variation of Schedule—Fees
-

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Authorised Betting Operations Variation Regulations 2004*.

2—Commencement

These regulations will come into operation on 1 September 2004.

3—Variation provisions

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

Part 2—Variation of *Authorised Betting Operations Regulations 2001*

4—Insertion of regulation 3A

After regulation 3 insert:

3A—Meaning of fixed-odds betting

- (1) Pursuant to section 91(2)(ab) of the Act, the following forms of betting on races held by licensed racing clubs, or races that are the subject of approved contingencies, are declared to be fixed-odds betting for the purposes of the Act:
 - (a) the form of betting where a person makes a bet on a race result at starting price odds;

- (b) the form of betting where a person makes a bet on a race result at best price odds;
 - (c) the form of betting where a person makes a bet on a race result on the basis that the amount payable on a winning bet is the amount that would be payable if the bet had been made as a totalisator bet with—
 - (i) the holder of the major betting operations licence; or
 - (ii) if the holder of the major betting operations licence is not conducting off-course totalisator betting in respect of the race, the body authorised to conduct off-course totalisator betting on the race in the jurisdiction in which the race is held,
(ignoring any adjustment to the totalisator dividend that would have resulted if the bet had actually been made as a totalisator bet).
- (2) In this regulation—
- best price odds* means the odds determined—
- (a) in the case of a race held by a licensed racing club—by staff of the Commissioner attending the race for the purpose or, in the absence of such staff, by the club; or
 - (b) in the case of any other race—by the body holding the race,
to be the best price for the race result (the most favourable odds available on the race result at any time);
- starting price odds* means the odds determined—
- (a) in the case of a race held by a licensed racing club—by staff of the Commissioner attending the race for the purpose or, in the absence of such staff, the club; or
 - (b) in the case of any other race—by the body holding the race,
to be the starting price for the race result (the odds available on the race result immediately before the start of the race).

5—Variation of Schedule—Fees

Schedule, item 3—delete "clerk's" and substitute:

agent's

Note—

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

Made by the Governor

with the advice and consent of the Executive Council
on 19 August 2004

No 178 of 2004

T&F04/040CS

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NOTE: Closing time for lodging new copy (fax, hard copy or email) is 4 p.m. on Tuesday preceding the day of publication.

CITY OF ADELAIDE

Declaration as Public Road

NOTICE is hereby given pursuant to section 210 of the Local Government Act 1999, that at its meeting held on 9 August 2004, council declared the following roads to be public roads:

1. King William Road in Town Acres 703, 714, 719, 729 and 730, which is delineated as King William Road plus Allotments 4, 5, 6 and 7 on LTO plan RP3100, plus King William Road on LTO plan C-1998, plus King William Road on LTO plan DP25581, plus those portions of Town Acre 703 being 5½ perches and 2 perches on the corner of King William Road and Pennington Terrace on the plan attached to GRO Memorial Number 104 Book 517.

2. Lakeman Street in Town Acres 707 and 710, which is delineated as Lakeman Street on LTO plan DP54951.

3. Bower Street in Town Acres 972 and 985, delineated as Allotments 19 and 20 on LTO plan DP654 plus Bower Street in LTO plan FPX16042 which are contained in partially cancelled certificates of title volume 274, folio 192; volume 274, folio 194; and volume 275, folio 58.

4. Colley Street in Town Acre 975, which is delineated as Colley Street on LTO plan C-4007.

5. Dunn Street in Town Acres 974 and 983, which is delineated as Dunn Street on LTO plan C-4007 and includes certificate of title volume 621, folio 78.

6. That part of Provost Street in Town Acres 971, 972 and 973, delineated as Allotment 1 on LTO plan FP14213.

M. HEMMERLING, Chief Executive Officer

CITY OF CAMPBELLTOWN

Close of Roll for Supplementary Election

NOTICE is hereby given that due to the resignation of a member of the Council, a supplementary election will be necessary to fill the vacancy of Councillor for Woodforde Ward for the City of Campbelltown.

The voters roll to conduct this supplementary election will close at 5.00 p.m. on Tuesday, 31 August 2004.

Nominations to fill the vacancy will open on Thursday, 23 September 2004 and will be received up until 12 noon on Thursday, 14 October 2004.

The election will be conducted entirely by post with the return of ballot material to reach the Returning Officer no later than 12 noon on Monday, 15 November 2004.

STEVE TULLY, Returning Officer

CITY OF ONKAPARINGA

Classification of Land as Community Land

NOTICE is hereby given that the City of Onkaparinga at its meeting held on 15 June 2004 resolved, pursuant to section 193 (5) of the Local Government Act 1999, to reinstate the classification of the following parcel of land as community land:

Allotment 1030, section 354, Commercial Road in Deposited Plan 62561, being the whole of the land comprised in Certificate of Title Register Book Volume 5902, Folio 597.

J. TATE, Chief Executive Officer

CITY OF PORT ADELAIDE ENFIELD

ROADS (OPENING AND CLOSING) ACT 1991

NOTICE is hereby given, pursuant to section 10 of the Roads (Opening and Closing) Act 1991, that the City of Port Adelaide Enfield proposes to make a Road Process Order to close the public road known as Wattle Avenue, Dry Creek, adjacent to Filed Plan 113351 and Filed Plan 10962 and transfer the portion marked 'A' to V. A. Pham and K. L. Nguyen and the portion marked 'B' to D. and A. McMahon Investments Pty Ltd as delineated on Preliminary Plan No. 04/0065.

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

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

Dated 18 August 2004.

H. J. WIERDA, City Manager

ALEXANDRINA COUNCIL

ROADS (OPENING AND CLOSING) ACT 1991

Road Process—Lanacoona Road, Mount Compass

NOTICE is hereby given pursuant to section 10 of the Act, that council proposes to make a Road Process Order to open as road, piece 3 in FP 104502 shown as '10' on Preliminary Plan 04/0062 and to close and transfer to K. A. and L. M. Parsons, an adjacent strip of Lanacoona Road shown as 'A' on the said plan in exchange for '10'.

A copy of the plan and statement of persons affected are available for public inspection at council's office, Dawson Street, Goolwa and the office of the Surveyor-General, 101 Grenfell Street, Adelaide, during normal office hours.

Any application for easement or objections must be made in writing within 28 days from 19 August 2004, to the Council, P.O. Box 21, Goolwa, S.A. 5214 and the Surveyor-General, G.P.O. Box 1354, Adelaide, S.A. 5001, setting out full details.

Where a submission is made, Council will give notification of a meeting to deal with the matter.

J. L. COOMBE, Chief Executive Officer

[REPUBLISHED]

Notice is hereby given that the Declaration of Rates that was previously published in the *Government Gazette* on 5 August 2004, page 2878 was incorrect and should be read as is shown below.

BERRI BARMERA COUNCIL

Adoption of Valuation and Declaration of Rates

NOTICE is hereby given that the Berri Barmera Council at its meeting held on 28 July 2004, resolved in accordance with section 167 (2) (a) of the Local Government Act 1999, to adopt for the year ending 30 June 2005, the Valuer-General's valuation of capital values being \$916 769 020 in relation to the area of the council and hereby specifies 28 July 2004 as the day from which such valuation shall become and be the valuation of the council.

Declaration of Rates

Notice is hereby given that at its meeting held on 28 July 2004, the council, pursuant to section 153 (1) (b) of the Local Government Act 1999, and pursuant to section 156 (1) of the Local Government Act 1999, resolved that differential general rates be declared for the financial year ending 30 June 2005 on the capital values of all rateable property within its area, the said differential general rates to vary by reference to the locality and use of the land.

That the said differential general rates shall be and are hereby declared as follows:

- (1) Townships of Barmera, Berri, Cobdogla, Glossop, Loveday and Monash as defined:
 - (a) Residential—0.580 cents in the dollar on the capital value of such rateable property;
 - (b) Commercial—0.700 cents in the dollar on the capital value of such rateable property;
 - (c) Industrial—0.720 cents in the dollar on the capital value of such rateable property;

- (d) Other—0.520 cents in the dollar on the capital value of such rateable property.
- (2) Outside the aforesaid townships as defined:
 - (a) Residential—0.575 cents in the dollar on the capital value of such rateable property;
 - (b) Primary Production—0.520 cents in the dollar on the capital value of such rateable property;
 - (c) Vacant Rural Dry—0.520 cents in the dollar on the capital value of such rateable property;
 - (d) Other—0.520 cents in the dollar on the capital value of such rateable property;
 - (e) Commercial—0.680 cents in the dollar on the capital value of such rateable property;
 - (f) Industrial—0.700 cents in the dollar on the capital value of such rateable property.

Minimum Amount Payable

Further and pursuant to powers vested in it under section 158 of the Local Government Act 1999, council declares a minimum amount of \$485 which shall be payable by way of rates on rateable land within the townships of Baramera, Berri, Cobdogla, Glossop, Loveday and Monash as defined.

Service Charges

Pursuant to section 155 of the Local Government Act 1999, council declares service charges in relation to the Common Effluent Drainage Schemes as follows:

	\$
Baramera Effluent Scheme	
• occupied unit.....	160
• vacant unit	80
Berri Effluent Scheme	
• occupied unit.....	160
• vacant unit	80
Cobdogla Effluent Scheme	
• occupied unit.....	160
• vacant unit	80
Glossop Effluent Scheme	
• occupied unit.....	160
• vacant unit	80
Monash Effluent Scheme	
• occupied unit.....	220
• vacant unit	190

Method of Payment

All rates (general and service charges) will be payable in four instalments (unless otherwise agreed with the principal ratepayer) by 13 September 2004, 13 December 2004, 14 March 2005 and 14 June 2005, provided that in cases where the initial account requiring payment of rates is not sent at least 30 days prior to these dates, or an amended account is required to be sent, authority to fix the date by which rates must be paid in respect of those assessments affected is hereby delegated to the Chief Executive Officer.

The Chief Executive Officer be delegated power to enter into agreements with ratepayers relating to the payment of rates in any case where the Chief Executive Officer thinks it necessary or desirable to do so.

M. J. HURLEY, Chief Executive Officer

DISTRICT COUNCIL OF KIMBA

Adoption of Valuation

NOTICE is hereby given that the District Council of Kimba at a meeting held on 16 August 2004, by virtue of the powers contained in section 167 (2) (a) of the Local Government Act 1999, the council resolved to adopt, for rating purposes for the financial year ending 30 June 2005, the Valuer-General's valuation of site values applicable to land within the area of the council, totalling \$79 587 620 and that 16 August 2004, is specified as the date on which such values are adopted.

Declaration of Rates

Notice is hereby given that in the exercise of the powers contained in section 153 (1) (b) of the Local Government Act 1999, the District Council of Kimba at a meeting held on 16 August 2004, after considering and adopting the Budget, Financial Estimates and Statements for the financial year ending 30 June 2005 and adopting valuations that are to apply to land within the council's area, resolved to declare the following rates for the financial year ending 30 June 2005:

- A differential general rate of 10.6442 cents in the dollar on the site value of all rateable land situated within the Kimba township area.
- A differential general rate of 0.7585 cents in the dollar on the site value of all rateable land situated outside of the Kimba township area.

Declaration of Service Charge

Pursuant to the provisions of section 155 of the Local Government Act 1999, the District Council of Kimba declares the following annual service charge for the year ending 30 June 2005:

In the areas covered by the Kimba township Septic Tank Effluent Disposal Scheme, an annual service charge of \$50 on each vacant allotment, an annual service charge of \$75 on each occupied allotment, an annual service charge of \$700 on Allotment 43, Sampson Street, Township of Kimba, Hundred of Solomon.

Declaration of Minimum Rate

Pursuant to the provisions of section 158 of the Local Government Act 1999, the District Council of Kimba fixes the minimum amount payable by way of rates at \$115 in respect of all rateable land in the council's area in respect of the year ending 30 June 2005.

Declaration of Separate Rate—Water Catchment Levy

Notice is hereby given that in exercise of the powers contained in section 138 of the Water Resources Act 1997 and section 154 of the Local Government Act 1999, the District Council of Kimba at a meeting held on 16 August 2004, declared a separate rate, being a fixed water levy of \$31.82 upon all rateable property in the council area. The fixed water levy was declared in order to reimburse the council the amount of \$21 288 which council is required to contribute towards the cost of operating the Eyre Peninsula Catchment Water Management Board for the 2004-2005 financial year.

Payment of Rates

Notice is hereby given that pursuant to section 181 of the Local Government Act 1999, the District Council of Kimba declares that the rates and charges payable in respect of the financial year ending 30 June 2005, are payable in four equal (or approximately equal) instalments falling due on the following dates:

- Thursday, 23 September 2004
- Thursday, 23 December 2004
- Thursday, 24 March 2005
- Thursday, 23 June 2005

Early Payment Discount

Notice is hereby given that pursuant to section 181 (11) of the Local Government Act 1999, all rates and service charges in respect of the financial year ending 30 June 2005 paid in full on or before 17 September 2004 will attract a 2.5% discount as an incentive for early payment.

D. A. CEARNS, Chief Executive Officer

DISTRICT COUNCIL OF KIMBA

Temporary Road Closure

NOTICE is hereby given that at its meeting held on Monday, 16 August 2004, council resolved that pursuant to section 33 of the Road Traffic Act 1961, to close High Street from the northern side of Cross Street to the northern boundary of the Takeaway Shop in Cross Street (43 High Street) to all vehicles except emergency vehicles between 7.30 a.m. and 4 p.m. on Thursday, 2 September 2004, for the purpose of the Kimba Area School's promotion of literacy and numeracy week.

D. A. CEARNS, Chief Executive Officer

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

- Arban, Andrew George*, late of 4 Fielding Street, Goolwa Beach, barman, who died on 21 June 2003.
- Bembridge, Lily*, late of 10 Morton Road, Christie Downs, retired telephonist, who died on 12 June 2004.
- Bickle, Margaret Ruth*, late of 19 Schumann Street, Ingle Farm, process worker, who died on 17 April 2004.
- Clarkson, Winifred Florence*, late of 51 Eve Road, Bellevue Heights, widow, who died on 19 April 2004.
- Erciks, Francis*, late of 21 Solandra Crescent, Modbury North, retired builder, who died on 19 June 2004.
- Griffith, Annette Susan*, late of Cygnet River near Kingscote, Kangaroo Island, shop assistant, who died on 8 December 2003.
- Gunter, Lloyd Robert*, late of 33 Pier Street, Glenelg, retired salesman, who died on 30 April 2004.
- Ilic, Natalija*, late of Grainger Road, Somerton Park, of no occupation, who died on 23 June 2004.
- Jansen, Gillian Ruth*, late of 16 Bauhinia Drive, Parafield Gardens, disability co-ordinator, who died on 7 June 2004.
- Lillecrapp, Kathleen Olive*, late of 4 Ellis Street, Enfield, retired teacher, who died on 10 June 2004.
- McDonald, Angus Guy*, late of 39 Finnis Street, Marion, retired railway employee, who died on 4 May 2004.
- McFarlane, Dorothy Violet*, late of 17 Hill Street, Kingswood, of no occupation, who died on 24 May 2004.
- McNamara, Ronda Patricia*, late of 37 Kilkenny Road, Woodville Park, of no occupation, who died on 20 December 2003.
- Sawyer, Robert John*, late of 29 Austral Terrace, Morphettville, retired farm hand, who died on 9 November 2003.
- Thomas, Eileen Maud*, late of 18 Cross Road, Myrtle Bank, of no occupation, who died on 20 May 2004.

Notice is hereby given pursuant to the Trustee Act 1936, as amended, the Inheritance (Family Provision) Act 1972, and the Family Relationships Act 1975, that all creditors, beneficiaries, and other persons having claims against the said estates are required to send, in writing, to the Public Trustee, 25 Franklin Street, Adelaide, S.A. 5000, full particulars and proof of such claims, on or before 17 September 2004, otherwise they will be excluded from the distribution of the said estate; and notice is also hereby given that all persons who are indebted to the said estates are required to pay the amount of their debts to the Public Trustee or proceedings will be taken for the recovery thereof; and all persons having any property belonging to the said estates are forthwith to deliver the same to the Public Trustee.

Dated 19 August 2004.

C. J. O'LOUGHLIN, Public Trustee

IN the matter of the estate of the undermentioned deceased person:

- Hronsky, Eugenia Ena*, late of 130 Kensington Road, Toorak Gardens, S.A. 5065, retired medical practitioner, who died on 5 July 2004.

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 above estate are directed to send full particulars and evidence of such claims to the undersigned, on or before 17 September 2004, 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 above estate are required to pay the amount of their debt to the undersigned or proceedings will be taken for the recovery thereof; and all persons having any property belonging to the said estate are forthwith to deliver the same to the undersigned.

Dated 19 August 2004.

ANZ EXECUTORS & TRUSTEE COMPANY LIMITED,
(ACN 006 132 332), 530 Collins Street,
Melbourne, Vic. 3000

ATTENTION

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