



THE SOUTH AUSTRALIAN GOVERNMENT GAZETTE

www.governmentgazette.sa.gov.au

PUBLISHED BY AUTHORITY

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

ADELAIDE, THURSDAY, 6 NOVEMBER 2008

CONTENTS

	Page
Acts Assented To	5024
Appointments, Resignations, Etc.....	5024
Corporations and District Councils—Notices	5069
Development Act 1993—Notice	5042
Education Act 1972—Notice	5025
Fisheries Management Act 2007—Notices	5042
Gaming Machines Act 1992—Notice	5045
Housing Improvement Act 1940—Notices	5044
Liquor Licensing Act 1997—Notices.....	5045
Mining Act 1971—Notices	5048
National Electricity Law—Notice	5049
National Parks and Wildlife Act 1972—Notice	5049
National Parks and Wildlife (National Parks) Regulations 2001—Notice	5049
Petroleum Act 2000—Notices.....	5050
Proclamations	5055
Public Trustee Office—Administration of Estates	5075
REGULATIONS	
Public Corporations Act 1993 (No. 282 of 2008).....	5060
Liquor Licensing Act 1997 (No. 283 of 2008)	5062
Marine Parks Act 2007 (No. 284 of 2008).....	5066
Transport, Department of—Notice to Mariners.....	5050

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@dpc.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, 6 November 2008

HIS Excellency the Governor directs it to be notified for general information that she has in the name and on behalf of Her Majesty The Queen, this day assented to the undermentioned Acts passed by the Legislative Council and House of Assembly in Parliament assembled, viz.:

No. 40 of 2008—Long Service Leave (Unpaid Leave) Amendment Act 2008. An Act to amend the Long Service Leave Act 1987.

No. 41 of 2008—Murray-Darling Basin Act 2008. An Act to facilitate the operation of an agreement entered into between the Commonwealth, New South Wales, Victoria, Queensland, South Australia and the Australian Capital Territory to promote and co-ordinate effective planning and management for the equitable, efficient and sustainable use of the water and other natural resources of the Murray-Darling Basin; to make related amendments to the Development Act 1993, the Ground Water (Qualco-Sunlands) Control Act 2000, the Natural Resources Management Act 2004, the River Murray Act 2003 and the Waterworks Act 1932; to repeal the Murray-Darling Basin Act 1993 and for other purposes.

No. 42 of 2008—Summary Offences (Indecent Filming) Amendment Act 2008. An Act to amend the Summary Offences Act 1953.

No. 43 of 2008—Water (Commonwealth Powers) Act 2008. An Act to refer certain matters relating to water management to the Commonwealth Parliament for the purposes of section 51 (xxxvii) of the Constitution of the Commonwealth.

By command,

GAIL GAGO, for Premier

DPC06/0875

Department of the Premier and Cabinet
Adelaide, 6 November 2008

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

Member: (from 6 November 2008 until 5 November 2011)
Tracee Ann Micallef

By command,

GAIL GAGO, for Premier

AGO0249/02CS

Department of the Premier and Cabinet
Adelaide, 6 November 2008

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Legal Practitioners Disciplinary Tribunal, pursuant to the provisions of the Legal Practitioners Act 1981:

Member: (from 7 November 2008 until 6 November 2011)
Maurine Pyke

Member: (from 28 November 2008 until 27 November 2011)
Jillian Freda Cooper

By command,

GAIL GAGO, for Premier

AGO0067/07CS

Department of the Premier and Cabinet
Adelaide, 6 November 2008

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the State Emergency Management Committee, pursuant to the provisions of the Emergency Management Act 2004:

Member: (from 6 November 2008 until 11 June 2011)
Raymond Paul Creen
Joslene Mazel
Scott William Ashby
Helen Margaret Fulcher

Deputy Member: (from 6 November 2008 until 11 June 2011)
Lynda Forrest (Deputy to Mazel)
Peter O'Neill (Deputy to Ashby)
Tony Circelli (Deputy to Fulcher)
Karen Michelle Braunack (Deputy to Creen)
Matthew Paul Maywald (Deputy to McLeod)

Deputy Member: (from 6 November 2008 until 5 December 2010)

Annette Jean Ferris (Deputy to Place)

By command,

GAIL GAGO, for Premier

DPC038/04CS

Department of the Premier and Cabinet
Adelaide, 6 November 2008

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Safework SA Advisory Committee, pursuant to the provisions of the Occupational Health, Safety and Welfare Act 1986:

Member: (from 1 December 2008 until 30 November 2011)
Thomas Robin Phillips

Presiding Member: (from 1 December 2008 until 30 November 2011)

Thomas Robin Phillips

By command,

GAIL GAGO, for Premier

MIR33/08CS

Department of the Premier and Cabinet
Adelaide, 6 November 2008

HIS Excellency the Governor in Executive Council has been pleased to appoint the people listed as Justices of the Peace for South Australia for a period of 10 years commencing from 6 November 2008 and expiring on 5 November 2018, pursuant to section 4 of the Justices of the Peace Act 2005:

David Robert Cocker
Trudy-Anne Gregory
Hanumka Hibeljic
Carolyn Lois Hogarth
Suzanne Mary Kellow
Matthew Grant Kruschel
James Heinz Lange
Ann Louise Parker
Joylene Cheryl Potter
Christopher Procter
Nicholas Edward Halsall Seager
Patricia Sealey
Glynn Barry Slade
Judith Dian Sutton
Jeanette Elizabeth Terry

By command,

GAIL GAGO, for Premier

JP08/035CS

Department of the Premier and Cabinet
Adelaide, 6 November 2008

HIS Excellency the Governor in Executive Council has been pleased to appoint the people listed as Special Justices of the Peace for South Australia for a term of one year commencing on 6 November 2008 and expiring on 5 November 2009, pursuant to section 7 (1) of the Justices of the Peace Act 2005:

Bryan Kenneth Hearn
Geoffrey Kenneth Penhall
Margot Ross Radford
Robert John Peebles Shaw

By command,

GAIL GAGO, for Premier

JP/08/052CS

EDUCATION ACT 1972

Ministerial Guidelines for the granting, variation and revocation of exemptions, issued by the Minister for Education pursuant to Section 81A of the Education Act 1972

SECTION 1

Definitions and Glossary

Approved learning program [only applies to children of compulsory education age]—as defined by the *Education Act 1972* means:

- secondary education (including SACE, IB, Waldorf-Steiner secondary school certificate);
- a degree, diploma or other award course at university;
- technical and further education at a TAFE;
- an accredited course provided by a private Registered Training Organisation;
- an apprenticeship or traineeship;
- another program of a class Gazetted by the Minister to be an *approved learning program*.

Authorised officer—as defined by the *Education Act 1972* means:

- (a) any member of the police force; or
- (b) any person authorised in writing by the Director-General of Community Welfare (Chief Executive of the Department for Families and Communities) to exercise the powers of an authorised officer under the *Education Act*; or
- (c) any person authorised in writing by the Director-General (Chief Executive of the Department of Education and Children's Services) to exercise the powers of an authorised officer under the *Education Act*.

Authorised officers must take all practicable action to ensure attendance at school by children of compulsory school age and participation in an *approved learning program* by children of compulsory education age.

Note: The *Education Act 1972* makes provisions for penalties for contravention or failure to comply with a condition of exemption. Responsibility for follow-up and possible prosecution rests with the nominated authorised officer (see definition below).

Central Delegate—means:

For government schools and all *approved learning program* providers this is the Director, School and District Operations (DECS).

For Catholic Schools this is the Director, Catholic Education South Australia in relation to students of compulsory **education age** and the Director, School and District Operations (DECS) for students of compulsory **school age**.

For independent schools this is the Executive Director, Association of Independent Schools of South Australia in relation to students of compulsory **education age** and the Director, School and District Operations (DECS) for students of compulsory **school age**.

Child of compulsory school age—means a child of or above the age of 6 years but under the age of 16 years.

Child of compulsory education age—means a young person who is 16 years of age.

Exemption—

Under the Education Act, the Minister is able to grant exemptions from enrolment and/or attendance for children of compulsory school age and enrolment and/or participation for children of compulsory education age conditionally or unconditionally. For administrative ease, the Minister has delegated this power to:

- principals of all government and registered non-government schools for exemptions of up to one month for children of compulsory school age (6-15 years) and children of compulsory education age (16 years) in their respective schools;
- the Executive Director, Association of Independent Schools of SA and the Director, Catholic Education South Australia for exemptions of more than one month and up to twelve months for children of compulsory education age (16 years) in their respective sectors;
- the Chief Executive, Department of Education and Children's Services, Deputy Chief Executive, Schools and Children's Services and the Director, School and District Operations for any child (6-16 years) for a period up to 24 months.

Exemption Application Form—means the model Exemption Application Form which is appended to these guidelines. Any amendment to this form must be approved by the Minister.

Head teacher (Principal)—

This means—

- (a) in relation to a Government school—the person for the time being designated by the Director-General as the head teacher of the school;
- (b) in relation to a registered non-Government school—the person for the time being designated by the governing authority as the head teacher of the school.

Nominated Authorised Officer—

This means the officers nominated in writing by the Director-General for each schooling sectors and other providers of *approved learning programs* to exercise the powers of an authorised officer under the Act.

Parent of a child—

This includes—

- (a) a person who has legal custody or guardianship of the child; and
- (b) a person standing *in loco parentis* in relation to the child, but does not include a parent of the child where another parent or person has legal custody or guardianship of the child to the exclusion of that parent.

Prescribed reason for non-attendance for children of compulsory school age—as prescribed in the *Education Regulations 1997*.

The child was prevented from attending school on the occasion in question by his or her sickness, danger of being affected by an infectious or contagious disease, or temporary or permanent infirmity or by any other unavoidable and sufficient cause.

Under the Education Regulations the Minister may require the production of a medical certificate to an officer nominated by him or her where a child is alleged to be absent because of illness or injury.

Where a child has a condition which results in medical advice that it is not in the child's best interests, or the child is unable to, enrol and attend school, an application for exemption should be submitted to the delegate. This should be accompanied by a medical certificate and other supporting evidence.

Prescribed reason for non-participation for children of compulsory education age—

These reasons are in the process of being included in the Education Regulations, and will apply from 1 January 2009.

Situations of absence where an exemption is not required—

In addition to exemptions, the Education Act makes provision for children of compulsory school and education age to have allowable absences for prescribed reasons. The prescribed reasons for non-attendance and non-participation apply for short-term absences of students which fit within the circumstances described above. For example, if a child needs to be away from school for between three and five weeks because of a serious illness [eg glandular fever], this would fit within the definition of a prescribed reason for non-attendance, and therefore **not require an exemption**.

SECTION 2

School Principal (Head Teacher under the Education Act 1972)—Government and Registered Non-Government Schools

In accordance with the instrument of delegation, the school Principal must adhere to the following guidelines in carrying out the delegated powers, duties, responsibilities and functions:

2. Consider and approve applications for exemptions from the requirements under Part 6 of the *Education Act 1972* under the following criteria:

2.1 Students of compulsory school age for a period of no greater than one month (conditionally or unconditionally).

In accordance with the *Education Act 1972, Section 75 (1)*, a child of compulsory school age must be enrolled and attend at a primary school or secondary school (according to the educational attainments of the child). A **child of compulsory school age** means a child of or above the age of 6 years but under the age of 16 years.

The Principal may consider applications for exemption of students of compulsory school age from school attendance for a period of no greater than one month, if the Principal is satisfied with the reasons provided by the parent/guardian, in accordance with these guidelines and any agency specific policy. Reasons for granting such an exemption may include, but are not limited to:

- family holidays;
- family work commitments (eg seasonal farm work).

Where the Principal receives an application seeking an exemption period of greater than one month, the Principal must make a recommendation and forward the application expeditiously to the Director, School and District Operations, Department for Education and Children's Services.

Exemption conditions

Conditions may be placed on an exemption granted, these may be included where there is an expectation of a particular compliance requirement on the part of the student. It is important to note that all exemptions are only valid for the purpose for which they are granted and if the conditions of exemption are not complied with, or the reason for the exemption ceases, the student must be advised to re-commence attending school in a timeframe agreed with the Principal.

Exemption applications

The Principal must ensure that all applications are made on an approved exemption application form based on the model provided in these guidelines. The Principal must ensure, unless in exceptional circumstances, that applications are submitted within a reasonable period before the proposed period of exemption.

The Principal may need to seek supporting evidence or additional information from the parent/guardian as necessary.

Student attendance

The Principal must ensure that an applying student is informed they must continue to attend school until an exemption is approved, unless there are exceptional circumstances.

Notification of outcome of application

The Principal must notify the parent/guardian/student of the outcome of the application in writing, including any relevant conditions as soon as possible after making a decision and prior to the commencement of the proposed exemption period. If an application is approved for short-term employment, the employer must also be notified as soon as possible.

Monitoring compliance

The Principal must monitor the student granted an exemption, as is reasonable within the period of exemption, to ensure compliance with the requirements of any exemption conditions and in accordance with any sector specific policy for the monitoring and recording of school enrolment and attendance.

Revoking or varying an Exemption

In any circumstances where the Principal becomes aware that the young person's situation has changed from that stated in the application, the Principal should revoke or vary the exemption within the limits of their delegation. The Principal must provide the parent or guardian with a written explanation of the reasons for the revocation or variation of the exemption.

Where the Principal revokes an exemption, the nominated authorised officer must be notified if the students fail to re-engage.

Limit of two exemptions per student per school year

A Principal must not approve more than two one month exemptions per student in each school year. Exemptions must not fall consecutively.

Applications for exemption beyond one month

The Principal of a government or registered non-government school must refer applications from children of compulsory school age seeking an exemption period beyond one month to the Director, School and District Operations, Department of Education and Children's Services.

2.2 Students of compulsory education age for a period of no greater than one month (conditionally or unconditionally).

Students aged 16 must be enrolled and participate in an *Approved Learning Program* until they attain the age of 17, or achieve a qualification. Under section 75D of the Education Act, an *approved learning program*:

(a)

- (i) *consists of secondary education provided under the Act; or*
- (ii) *counts towards, or is otherwise required for, the award of a degree, diploma or other award provided by a university declared by the regulations to be a university or class of universities that is within the ambit of this subparagraph; or*
- (iii) *consists of technical and further education provided by a college (within the meaning of the Technical and Further Education Act 1975); or*
- (iv) *consists of an accredited course provided by a training organisation registered under the Training and Skills Development Act 2003 or a corresponding law (other than a course or training organisation excluded from the ambit of this definition by the regulations); or*
- (v) *is an apprenticeship or traineeship undertaken with an employer approved as an employer who may undertake the training of an apprentice/trainee under an approved contract of training under the Training and Skills Development Act 2003; or*
- (vi) *is a program of a class declared by the Minister by notice in the Gazette to be an approved learning program;*

(b) *complies with the requirements set out in the regulations for the purposes of this section.*

The Principal may consider applications for exemption from the requirements for students of compulsory education age (16 years) if they are satisfied with the reasons provided by the parent/guardian for the exemption. Reasons for granting such an exemption may include, but are not limited to:

- family holidays;
- the student has temporary full-time work (minimum of 25 hours a week); or
- the student has individual personal circumstances in accordance with any sector specific policy: for example, if a young person of compulsory education age has carer responsibilities or family circumstances requiring a short term absence.

Note: The Principal may recommend that the carer responsibilities or family circumstances become part of a young person's *approved learning program* to help them stay involved in education or training and therefore the student would not require an exemption.

Note: If a young person is doing any work as part of learning or training, such as an apprenticeship, traineeship or as part of an *approved learning program*, they do not need to seek an exemption.

Where the Principal receives an application seeking an exemption period of greater than one month the Principal must make a recommendation and forward the application expeditiously to their central delegate.

Exemption conditions

Conditions may be placed on an exemption granted, and these may be included where there is an expectation of a particular compliance requirement on the part of the student. It is important to note that all exemptions are only valid for the purpose for which they are granted and if the conditions of exemption are not complied with, or the reason for the exemption ceases, the student must commence re-attending school in a timeframe agreed with the Principal, or enrol in another *approved learning program*.

The Principal must ensure that all applications are made on an approved exemption application form based on the model provided in these guidelines. The Principal must ensure, unless in exceptional circumstances, that applications are submitted within a reasonable period before the proposed period of exemption.

The Principal may need to seek supporting evidence or additional information from the student and/or parent/guardian as necessary.

Student participation

The Principal must ensure that the applying student and parent/guardian are informed that the student must continue to participate in their *approved learning program/s* until an exemption is approved, unless there are exceptional circumstances.

Notification of outcome of application

The Principal must notify the student and parent/guardian of the outcome of the application in writing, including any relevant conditions as soon as possible after making a decision and prior to the commencement of the proposed exemption period. If an application is approved for short-term employment, the employer must also be notified as soon as possible.

Monitoring compliance

The Principal must monitor the student granted an exemption, as is reasonable within the period of exemption, to ensure compliance with the requirements of any exemption conditions and in accordance with any sector specific policy for the monitoring and recording of school enrolment and attendance.

Revoking or varying an Exemption

In any circumstances where the Principal becomes aware that the young person's situation has changed from that stated in the application, the Principal should revoke or vary the exemption within the limits of their delegation. The Principal must provide the student and parent/guardian with a written explanation of the reasons for the revocation or variation of the exemption.

Where the Principal revokes an exemption, the nominated authorised officer must be notified if the student fails to reengage.

Limit of two exemptions per student

A Principal must not approve more than two one month exemptions per student of compulsory education age. Exemptions must not fall consecutively.

Applications for exemption beyond one month

The Principal of a government school must refer applications from children of compulsory education age seeking an exemption period beyond one month to the Director, School and District Operations, Department of Education and Children's Services.

The Principal of a registered Catholic school must refer applications from children of compulsory education age seeking an exemption period beyond one month to the Director, Catholic Education South Australia.

The Principal of a registered independent school must refer applications from children of compulsory education age seeking an exemption period beyond one month to the Executive Director, Association of Independent Schools of SA.

SECTION 3

*Chief Executive, Department of Education and Children's Services
Deputy Chief Executive, Schools and Children's Services
Director, School and District Operations
(the DECS delegate)*

In accordance with the instrument of delegation, the DECS delegate must adhere to the following guidelines in carrying out the delegated powers, duties, responsibilities and functions:

3. Consider and approve applications for exemptions from the requirements under Part 6 of the *Education Act 1972* under the following criteria:

3.1 Students of compulsory school age for a period of up to twenty four months (conditionally or unconditionally).

In accordance with the *Education Act 1972*, Section 75 (1), a child of compulsory school age must be enrolled and attend at a primary school or secondary school (according to the educational attainments of the child). A **child of compulsory school age** means a child of or above the age of 6 years but under the age of 16 years.

The DECS delegate may consider applications for exemption of students of compulsory school age (conditionally or unconditionally) from school enrolment and/or attendance for a period of up to twenty-four months, in accordance with any relevant DECS policy.

Reasons for granting such an exemption can include, but are not limited to:

- full-time employment (30 hours or more);
- TAFE;
- training with another Registered Training Organisation;
- apprenticeship/traineeship;
- exceptional personal circumstances;
- family holiday.

Exemption conditions

Conditions may be placed on an exemption granted, in accordance with these guidelines and any relevant DECS policy. Conditions may be included where there is an expectation of a particular compliance requirement on the part of the student. It is important to note that all exemptions are only valid for the purpose for which they are granted and if the conditions of exemption are not complied with, or the reason for the exemption ceases, the student must commence re-attending at school in a timeframe agreed with the DECS delegate.

Exemption applications

The DECS delegate must ensure that all applications are made on an approved exemption application form based on the model provided in these guidelines. The DECS delegate must ensure, unless in exceptional circumstances, that applications are submitted within a reasonable period before the proposed period of exemption.

The DECS delegate may need to seek supporting evidence or additional information from the parent/guardian as necessary.

Student attendance

The DECS delegate must ensure that the applying student and their parent/guardian are informed that the student must continue to attend their school of enrolment until an exemption is approved, unless there are exceptional circumstances.

Notification of outcome of application

The DECS delegate must notify the parent/guardian of the outcome of the application in writing, including any relevant conditions as soon as possible after making a decision and prior to the commencement of the proposed exemption period. If an application is approved for employment, the employer must also be notified as soon as possible.

Monitoring compliance

The DECS delegate must monitor the student granted an exemption, as is reasonable within the period of exemption, to ensure compliance with requirements of any exemption conditions and in accordance with any DECS policy for the monitoring and recording of school enrolment and attendance.

Revoking or varying an Exemption

In any circumstances where the DECS delegate becomes aware that the young person's situation has changed from that stated in the application, the DECS delegate should revoke or vary the exemption within the limits of their delegation. The DECS delegate must provide the parent/guardian with a written explanation of the reasons for the revocation or variation of the exemption.

Where the DECS delegate revokes an exemption, the nominated authorised officer must be notified.

Applications for continuing exemption

The DECS delegate may approve consecutive periods of exemption, however, as per the instrument of delegation, can only grant a maximum period of twenty four months at any one time.

3.2 Students of compulsory education age for a period of up to twelve months (conditionally or unconditionally).

Students aged 16 must be enrolled and participate in an *approved learning program* until they attain the age of 17, or achieve a qualification. Under section 75D of the Education Act, an *approved learning program*:

(a)

- (i) *consists of secondary education provided under the Act; or*
- (ii) *counts towards, or is otherwise required for, the award of a degree, diploma or other award provided by a university declared by the regulations to be a university or class of universities that is within the ambit of this subparagraph; or*
- (iii) *consists of technical and further education provided by a college (within the meaning of the Technical and Further Education Act 1975); or*
- (iv) *consists of an accredited course provided by a training organisation registered under the Training and Skills Development Act 2003 or a corresponding law (other than a course or training organisation excluded from the ambit of this definition by the regulations); or*
- (v) *is an apprenticeship or traineeship undertaken with an employer approved as an employer who may undertake the training of an apprentice/trainee under an approved contract of training under the Training and Skills Development Act 2003; or*
- (vi) *is a program of a class declared by the Minister by notice in the Gazette to be an approved learning program;*

(b) *complies with the requirements set out in the regulations for the purposes of this section.*

The DECS delegate may consider applications for exemption for up to 12 months from the requirements if:

- the student has full-time work (minimum 25 hours per week); or
- the student has less than full-time work and the DECS delegate is satisfied that the student has combined this with part-time participation in an *approved learning program*, or the application is deemed to be in the best interests of the child; or
- the student has individual personal circumstances: for example, if a young person of compulsory education age has carer responsibilities or family circumstances requiring a short term absence or part-time participation.

Note: The DECS delegate may recommend that the carer responsibilities or family circumstances become part of a young person's *approved learning program* to help them stay involved in education or training and therefore the student would not require an exemption.

Note: If a young person is doing any work as part of learning or training, such as an apprenticeship, traineeship or as part of an *approved learning program*, they do not need to seek an exemption.

Exemption conditions

Conditions may be placed on an exemption granted, in accordance with these guidelines and any relevant DECS policy. Conditions may be included where there is an expectation of a particular compliance requirement on the part of the student. It is important to note that all exemptions are only valid for the purpose for which they are granted and if the conditions of exemption are not complied with, or the reason for the exemption ceases, the student must recommence participating in an *approved learning program* in a timeframe agreed with the DECS delegate or relevant authorised officer.

Exemption applications

The DECS delegate must ensure that all applications are made on an approved exemption application form based on the model provided in these guidelines. The DECS delegate must ensure, unless in exceptional circumstances, that applications are submitted within a reasonable period before the proposed period of exemption.

The DECS delegate may need to seek supporting evidence or additional information from the student and/or parent/guardian as necessary.

Student participation

The DECS delegate must ensure that an applying student and their parent/guardian are informed that the student must continue to participate in their *approved learning program/s* until an exemption is approved.

Notification of outcome of application

The DECS delegate must notify the student and/or parent/guardian of the outcome of the application in writing, including any relevant conditions as soon as possible after making a decision and prior to the commencement of the proposed exemption period. If an application is approved for employment, the employer must also be notified as soon as possible.

Monitoring compliance

The DECS delegate must monitor the student granted an exemption, at regular intervals within the period of exemption, to ensure compliance with the requirements of any exemption conditions and DECS policy for the monitoring and recording of program participation.

Revoking or varying an Exemption

In any circumstances where the DECS delegate becomes aware that the young person's situation has changed from that stated in the application, the DECS delegate should revoke or vary the exemption within the limits of their delegation. The DECS delegate must provide the student and their parent/guardian with a written explanation of the reasons for the revocation or variation of the exemption.

Where the DECS delegate revokes an exemption, the nominated authorised officer must be notified.

SECTION 4

Director, Catholic Education South Australia

In accordance with the instrument of delegation, the Director, Catholic Education South Australia must adhere to the following guidelines in carrying out the delegated powers, duties, responsibilities and functions:

4. Consider and approve applications for exemption from children of compulsory education age enrolled at a registered Catholic school from the requirements under the following criteria:

4.1 Students of compulsory education age for a period of no less than one month and up to a maximum of twelve months (conditionally or unconditionally).

Students aged 16 must be enrolled and participate in an *approved learning program* until they attain the age of 17, or achieve a qualification. Under section 75D of the Education Act, an *approved learning program*:

(a)

- (i) *consists of secondary education provided under the Act; or*
- (ii) *counts towards, or is otherwise required for, the award of a degree, diploma or other award provided by a university declared by the regulations to be a university or class of universities that is within the ambit of this subparagraph; or*
- (iii) *consists of technical and further education provided by a college (within the meaning of the Technical and Further Education Act 1975); or*
- (iv) *consists of an accredited course provided by a training organisation registered under the Training and Skills Development Act 2003 or a corresponding law (other than a course or training organisation excluded from the ambit of this definition by the regulations); or*
- (v) *is an apprenticeship or traineeship undertaken with an employer approved as an employer who may undertake the training of an apprentice/trainee under an approved contract of training under the Training and Skills Development Act 2003; or*
- (vi) *is a program of a class declared by the Minister by notice in the Gazette to be an approved learning program;*

(b) *complies with the requirements set out in the regulations for the purposes of this section.*

The Director, Catholic Education South Australia may consider applications for exemption from the requirements for a period of no less than one month and up to twelve months if:

- the student has full-time work (minimum 25 hours per week); or
- the student has less than full-time work and the Director, Catholic Education South Australia is satisfied that the student has combined this with part-time participation in an *approved learning program*, or the application is deemed to be in the best interests of the child; or
- the student has individual personal circumstances: for example, if a young person of compulsory education age has carer responsibilities or family circumstances requiring a short term absence or part-time participation.

Note: The Director, Catholic Education South Australia may recommend that the carer responsibilities or family circumstances become part of a young person's *approved learning program* to help them stay involved in education or training and therefore the student would not require an exemption.

Note: If a young person is doing any work as part of learning or training, such as an apprenticeship, traineeship or as part of an *approved learning program*, they do not need to seek an exemption.

Exemption conditions

Conditions may be placed on an exemption granted, in accordance with these guidelines and any Catholic Education South Australia policy. Conditions may be included where there is an expectation of a particular compliance requirement on the part of the student.

It is important to note that all exemptions are only valid for the purpose for which they are granted and if the conditions of exemption are not complied with, or the reason for the exemption ceases, the student must re-commence participating in an *approved learning program* in a timeframe negotiated by the nominated authorised officer.

Exemption applications

The Director, Catholic Education South Australia must ensure that all applications are made on an approved exemption application form based on the model provided in these guidelines. The Director, Catholic Education South Australia must ensure, unless in exceptional circumstances, that applications are submitted within a reasonable period before the proposed period of exemption.

The Director, Catholic Education South Australia may need to seek supporting evidence or additional information from the student and/or parent/guardian as necessary.

Student participation

The Director, Catholic Education South Australia must ensure that an applying student and their parent/guardian are informed that the student must continue to participate in their *approved learning program/s* until an exemption is approved.

Notification of outcome of application

The Director, Catholic Education South Australia must notify the student and/or parent/guardian of the outcome of the application in writing, including any relevant conditions as soon as possible after making a decision and prior to the commencement of the proposed exemption period. If an application is approved for employment, the employer must also be notified as soon as possible.

Monitoring compliance

The Director, Catholic Education South Australia must monitor the student granted an exemption, at regular intervals within the period of exemption, to ensure compliance with the requirements of any exemption conditions and any Catholic Education South Australia policy for the monitoring and recording of program participation.

Revoking or varying an Exemption

In any circumstances where the Director, Catholic Education South Australia becomes aware that the young person's situation has changed from that stated in the application, the Director, Catholic Education South Australia should revoke or vary the exemption within the limits of his/her delegation. The Director, Catholic Education South Australia must provide the student and parent/guardian with a written explanation of the reasons for the revocation or variation of the exemption.

Where the Director, Catholic Education South Australia revokes an exemption, the nominated authorised officer must be notified.

SECTION 5

Executive Director, Association of Independent Schools of South Australia

In accordance with the instrument of delegation, the Executive Director, Association of Independent Schools of SA must adhere to the following guidelines in carrying out the delegated powers, duties, responsibilities and functions:

5. Consider and approve applications for exemptions from children of compulsory education age enrolled at a registered independent school from the requirements under the following criteria:

5.1 Students of compulsory education age for a period of no less than one month and up to a maximum of twelve months (conditionally or unconditionally).

Students aged 16 must be enrolled and participate in an *approved learning program* until they attain the age of 17, or achieve a qualification. Under section 75D of the Education Act, an *approved learning program*:

(a)

- (i) *consists of secondary education provided under the Act; or*
- (ii) *counts towards, or is otherwise required for, the award of a degree, diploma or other award provided by a university declared by the regulations to be a university or class of universities that is within the ambit of this subparagraph; or*
- (iii) *consists of technical and further education provided by a college (within the meaning of the Technical and Further Education Act 1975); or*
- (iv) *consists of an accredited course provided by a training organisation registered under the Training and Skills Development Act 2003 or a corresponding law (other than a course or training organisation excluded from the ambit of this definition by the regulations); or*
- (v) *is an apprenticeship or traineeship undertaken with an employer approved as an employer who may undertake the training of an apprentice/trainee under an approved contract of training under the Training and Skills Development Act 2003; or*
- (vi) *is a program of a class declared by the Minister by notice in the Gazette to be an approved learning program;*

(b) *complies with the requirements set out in the regulations for the purposes of this section.*

The Executive Director, Association of Independent Schools of SA may consider applications for exemption from the requirements for a period of up to twelve months if:

- the student has full-time work (minimum 25 hours per week); or
- the student has less than full-time work and the Executive Director, Association of Independent Schools of SA is satisfied that the student has combined this with part-time participation in an *approved learning program*, or the application is deemed to be in the best interests of the child; or
- has individual personal circumstances in accordance with agency policy: for example, if a young person of compulsory education age has carer responsibilities or family circumstances requiring a short term absence.

Note: The Executive Director, Association of Independent Schools of SA may recommend that the carer responsibilities or family circumstances become part of a young person's *approved learning program* to help them stay involved in education or training and therefore the student would not require an exemption.

Note: If a young person is doing any work as part of learning or training, such as an apprenticeship, traineeship or as part of an *approved learning program*, they do not need to seek an exemption.

Exemption conditions

Conditions may be placed on an exemption granted, in accordance with these guidelines and any Association of Independent Schools of SA policy. Conditions may be included where there is an expectation of a particular compliance requirement on the part of the student. It is important to note that all exemptions are only valid for the purpose for which they are granted and if the conditions of exemption are not complied with, or the reason for the exemption ceases, the student must re-commence participating in an *approved learning program* in a timeframe negotiated by the nominated authorised officer.

Exemption applications

The Executive Director, Association of Independent Schools of SA must ensure that all applications are made on an approved exemption application form based on the model provided in these guidelines. The Executive Director, Association of Independent Schools of SA must ensure, unless in exceptional circumstances, that applications are submitted within a reasonable period before the proposed period of exemption.

The Executive Director, Association of Independent Schools of SA may need to seek supporting evidence or additional information from the student and/or parent/guardian as necessary.

Student participation

The Executive Director, Association of Independent Schools of SA must ensure that an applying student and their parent/guardian are informed that the student must continue to participate in their *approved learning program* until an exemption is approved.

Notification of outcome of application

The Executive Director, Association of Independent Schools of SA must notify the student and/or parent/guardian of the outcome of the application in writing, including any relevant conditions as soon as possible after making a decision and prior to the commencement of the proposed exemption period. If an application is approved for employment, the employer must also be notified as soon as possible.

Monitoring compliance

The Executive Director, Association of Independent Schools of SA must monitor the student granted an exemption, at regular intervals within the period of exemption, to ensure compliance with the requirements of any exemption conditions and any Association of Independent Schools of SA policy for the monitoring and recording of program participation.

Revoking or varying an Exemption

In any circumstances where the Executive Director, Association of Independent Schools of SA becomes aware that the young person's situation has changed from that stated in the application, the Executive Director, Association of Independent Schools of SA should revoke or vary the exemption within the limits of his/her delegation. The Executive Director, Association of Independent Schools of SA must provide the student and their parent/guardian with a written explanation of the reasons for the revocation or variation of the exemption.

Where the Executive Director, Association of Independent Schools of SA revokes an exemption, the nominated authorised officer must be notified.

Dated 29 October 2008.

JANE LOMAX-SMITH, Minister for Education



Government of South Australia

Model Application for Exemption Form

Oct 2008

APPLICATION FOR EXEMPTION FROM COMPULSORY SCHOOLING OR EDUCATION FOR ALL STUDENTS UNDER 17 YEARS

SECTION 1 Details

The student must attend school or participate in their approved learning program until an exemption is approved. Information provided is protected by the Government of South Australia Information Privacy Principles. (Government sector only) For information regarding the exemption process see - www.decs.sa.gov.au/exemptions and www.education.sa.gov.au

Name of Student (in full)

School/Provider

Parent/Guardian Address

Parent/Guardian Phone Postcode

Student's Date of Birth / / Age Gender M / F Year Level/ Course

Name of Parent/Guardian MR / MS **PLEASE SIGN HERE**

SECTION 2 Reason (please tick) supporting information attached

up to 16 years of age | **16 – 17 years of age**

Exemption for up to 1 month

Family Travel / Holiday Family Travel / Holiday

Other, Please specify Other, Please specify

Exemption for greater than one month

Full time Employment (Greater than 30hr per week) Letter from employer must be attached TAFE / Other course Enrolment form or confirmation letter from TAFE/other provider must be attached Full time Employment (Greater than 25hr per week) Letter from employer must be attached

Apprenticeship / Traineeship Letter of confirmation or copy of contract of training required to be attached Family Travel / Holiday

Family Travel / Holiday Other, Please specify Other, Please specify

SECTION 3 Period

Period of Exemption Requested From / / to / /

SECTION 4 Employer Details

Employer's Name Business Name

Address

Phone Proposed Start Date

SECTION 5 Approval / Recommendation (for School use only)

Principal approval – Required for exemptions for **less than one month** | Principal recommendation – Required for exemptions of **more than one month**

PRINCIPAL - APPROVED / NOT APPROVED (please circle) | **PRINCIPAL - RECOMMENDED / NOT RECOMMENDED** (please circle)

Where required (please circle) | Where required (please circle)

Include period approved if different from period sought in Section 3 and whether the exemption is from enrolment and / or attendance/participation | Include period recommended if different from period sought in Section 3 and whether the exemption is from enrolment and / or attendance/participation

Signature _____ Date / / _____ | Signature _____ Date / / _____

For applications for a period of greater than one month - Once the Principal has made a recommendation, the exemption application must be forwarded to the Central delegate.

SECTION 6 Approval (for Central Delegate use only)

APPROVED / NOT APPROVED - Include period approved if different from period sought in Section 3 and whether the exemption is from enrolment and / or attendance/participation

SIGNATURE: DATE:

Central Delegate

School/Provider Notified Student /Parent / Guardian Employer Notified Other Notified

For assistance in relation to exemptions, contact XXXX on Ph XXXX XXXX

GOVERNMENT GAZETTE ADVERTISEMENT RATES

To apply from 1 July 2008

	\$		\$
Agents, Ceasing to Act as.....	41.00	Firms:	
Associations:		Ceasing to Carry on Business (each insertion).....	27.25
Incorporation	20.80	Discontinuance Place of Business	27.25
Intention of Incorporation	51.50	Land—Real Property Act:	
Transfer of Properties	51.50	Intention to Sell, Notice of.....	51.50
Attorney, Appointment of.....	41.00	Lost Certificate of Title Notices	51.50
Bailiff's Sale.....	51.50	Cancellation, Notice of (Strata Plan)	51.50
Cemetery Curator Appointed.....	30.50	Mortgages:	
Companies:		Caveat Lodgement.....	20.80
Alteration to Constitution	41.00	Discharge of.....	21.80
Capital, Increase or Decrease of	51.50	Foreclosures.....	20.80
Ceasing to Carry on Business	30.50	Transfer of	20.80
Declaration of Dividend.....	30.50	Sublet.....	10.50
Incorporation	41.00	Leases—Application for Transfer (2 insertions) each	10.50
Lost Share Certificates:		Lost Treasury Receipts (3 insertions) each	30.50
First Name.....	30.50	Licensing.....	61.00
Each Subsequent Name.....	10.50	Municipal or District Councils:	
Meeting Final.....	34.25	Annual Financial Statement—Forms 1 and 2	574.00
Meeting Final Regarding Liquidator's Report on		Electricity Supply—Forms 19 and 20.....	408.00
Conduct of Winding Up (equivalent to 'Final		Default in Payment of Rates:	
Meeting')		First Name	81.50
First Name.....	41.00	Each Subsequent Name.....	10.50
Each Subsequent Name.....	10.50	Noxious Trade.....	30.50
Notices:		Partnership, Dissolution of.....	30.50
Call.....	51.50	Petitions (small).....	20.80
Change of Name	20.80	Registered Building Societies (from Registrar-	
Creditors.....	41.00	General).....	20.80
Creditors Compromise of Arrangement	41.00	Register of Unclaimed Moneys—First Name.....	30.50
Creditors (extraordinary resolution that 'the Com-		Each Subsequent Name	10.50
pany be wound up voluntarily and that a liquidator		Registers of Members—Three pages and over:	
be appointed').....	51.50	Rate per page (in 8pt)	261.00
Release of Liquidator—Application—Large Ad.....	81.50	Rate per page (in 6pt)	345.00
—Release Granted	51.50	Sale of Land by Public Auction.....	52.00
Receiver and Manager Appointed.....	47.50	Advertisements.....	2.90
Receiver and Manager Ceasing to Act	41.00	¼ page advertisement	122.00
Restored Name.....	38.50	½ page advertisement	244.00
Petition to Supreme Court for Winding Up.....	71.50	Full page advertisement.....	478.00
Summons in Action.....	61.00	Advertisements, other than those listed are charged at \$2.90 per	
Order of Supreme Court for Winding Up Action.....	41.00	column line, tabular one-third extra.	
Register of Interests—Section 84 (1) Exempt.....	92.00	Notices by Colleges, Universities, Corporations and District	
Removal of Office.....	20.80	Councils to be charged at \$2.90 per line.	
Proof of Debts.....	41.00	Where the notice inserted varies significantly in length from	
Sales of Shares and Forfeiture.....	41.00	that which is usually published a charge of \$2.90 per column line	
Estates:		will be applied in lieu of advertisement rates listed.	
Assigned	30.50	South Australian Government publications are sold on the	
Deceased Persons—Notice to Creditors, etc.....	51.50	condition that they will not be reproduced without prior	
Each Subsequent Name.....	10.50	permission from the Government Printer.	
Deceased Persons—Closed Estates	30.50		
Each Subsequent Estate	1.35		
Probate, Selling of	41.00		
Public Trustee, each Estate	10.50		

All the above prices include GST

GOVERNMENT GAZETTE NOTICES

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

MISCELLANEOUS LEGISLATION AND GOVERNMENT PUBLICATIONS PRICES AS FROM 1 JULY 2008

Acts, Bills, Rules, Parliamentary Papers and Regulations						
Pages	Main	Amends	Pages	Main	Amends	
1-16	2.50	1.15	497-512	34.75	33.75	
17-32	3.35	2.10	513-528	35.75	34.50	
33-48	4.35	3.10	529-544	37.00	35.75	
49-64	5.50	4.20	545-560	38.00	37.00	
65-80	6.45	5.35	561-576	38.75	38.00	
81-96	7.50	6.20	577-592	40.00	38.50	
97-112	8.55	7.30	593-608	41.25	39.75	
113-128	9.55	8.40	609-624	42.00	41.00	
129-144	10.70	9.45	625-640	43.25	41.50	
145-160	11.70	10.50	641-656	44.25	43.25	
161-176	12.80	11.50	657-672	44.75	43.75	
177-192	13.90	12.60	673-688	46.75	44.75	
193-208	15.00	13.80	689-704	47.50	45.70	
209-224	15.80	14.60	705-720	48.25	47.00	
225-240	16.90	15.60	721-736	50.00	48.00	
241-257	18.10	16.50	737-752	50.50	49.00	
258-272	19.10	17.60	753-768	51.50	50.00	
273-288	20.20	18.90	769-784	52.50	51.50	
289-304	21.00	19.80	785-800	53.50	52.50	
305-320	22.30	20.90	801-816	54.50	53.00	
321-336	23.20	21.90	817-832	55.50	54.50	
337-352	24.40	23.10	833-848	56.50	55.50	
353-368	25.25	24.20	849-864	57.50	56.00	
369-384	26.50	25.25	865-880	59.00	57.50	
385-400	27.50	26.25	881-896	59.50	58.00	
401-416	28.50	27.00	897-912	61.00	59.50	
417-432	29.75	28.25	913-928	61.50	61.00	
433-448	30.75	29.50	929-944	62.50	61.50	
449-464	31.50	30.25	945-960	63.50	62.00	
465-480	32.00	31.25	961-976	65.50	63.00	
481-496	33.75	32.00	977-992	66.50	63.50	
Legislation—Acts, Regulations, etc:						\$
Subscriptions:						
Acts						214.00
All Bills as Laid						514.00
Rules and Regulations						514.00
Parliamentary Papers						514.00
Bound Acts						238.00
Index						119.00
Government Gazette						
Copy						5.60
Subscription						284.00
Hansard						
Copy						15.60
Subscription—per session (issued weekly)						446.00
Cloth bound—per volume						191.00
Subscription—per session (issued daily)						446.00
Legislation on Disk						
Whole Database						3 304.00
Annual Subscription for fortnightly updates						1 015.00
Individual Act(s) including updates						POA
Compendium						
Subscriptions:						
Subscriptions						1 957.00
Updates						690.00
(All the above prices include GST)						

All Legislation, Government Gazette, Hansard and Legislation on disk are available from:

**Counter Sales
and Mail Orders:**

Government Legislation⁺ Outlet
Service SA Customer Service Centre,
Ground Floor—EDS Centre, 108 North Terrace, Adelaide, S.A. 5000
Phone: 13 23 24 (local call cost), Fax: (08) 8204 1909
Postal: G.P.O. Box 1707, Adelaide, S.A. 5001

Online Shop:

www.shop.service.sa.gov.au

**Subscriptions and
Standing Orders:**

Government Publishing SA
Box 9, Plaza Level, Riverside Centre, North Terrace, Adelaide, S.A. 5000
Phone: (08) 8207 1043, (08) 8207 0910, Fax: (08) 8207 1040

DEVELOPMENT ACT 1993: SECTION 46 (1) and (4)

Preamble

As the Minister for Urban Development and Planning, I recently made a declaration under section 46 (1) (b) of the Development Act 1993, which was gazetted in the *Gazette* of 30 October 2008 at page 4960, and which I am satisfied ought to be revoked.

Section 46 (4) of the said Act allows me as the Minister for Urban Development and Planning to revoke the notice.

Subsection (1) of section 46 of the Development Act 1993, further allows me as the Minister for Urban Development and Planning to make a declaration if I am of the opinion that a declaration is appropriate or necessary for the proper assessment of development of major environmental, social or economic significance.

NOTICE

PURSUANT to section 46 (4) of the Development Act 1993, I hereby revoke the declaration gazetted in the *Gazette* of 30 October 2008 at page 4960.

Pursuant to subsection (1) (c) of section 46 of the Development Act 1993, being of the opinion that a declaration under section 46 of the Act is appropriate for the proper assessment of development of major social importance, I declare that section 46 of the Act applies to development as specified in Schedule 1.

PAUL HOLLOWAY, Minister for Urban
Development and Planning

SCHEDULE 1

All development on land contained in the following certificate of titles, in the Hundred of Noarlunga in the area of Marino; namely, CT 5316/857, 5316/858, 5316/859, 5316/860.

FISHERIES MANAGEMENT ACT 2007: SECTION 79

TAKE notice that it will be unlawful for any person to engage in the class of fishing activity specified in Schedule 1, during the period specified in Schedule 2.

SCHEDULE 1

The act of taking or the act preparatory to or involved in the taking of western king prawn (*Melicertus latisulcatus*) in all waters of the Spencer Gulf Prawn Fishery.

SCHEDULE 2

From 2000 hours on 30 October 2008 to 0600 hours on 30 December 2009.

Dated 29 October 2008.

S. SLOAN, Program Leader, Fisheries
Management

FISHERIES MANAGEMENT ACT 2007: SECTION 79

TAKE notice that the notice made under section 79 of the Fisheries Management Act 2007, dated 29 October 2008, referring to the Spencer Gulf Prawn Fishery, is hereby varied such that it will be unlawful for a person fishing pursuant to a Spencer Gulf Prawn Fishery Licence to use prawn trawl nets in the areas specified in Schedule 1 during the period specified in Schedule 2.

SCHEDULE 1

The waters of the Spencer Gulf Prawn Fishery that are:

1. North of the following co-ordinates: latitude 33°30.00'S, longitude 137°17.00'E, then to position latitude 33°30.00'S, longitude 137°30.00'E, then to position latitude 33°26.00'S, longitude 137°30.00'E, then to position latitude 33°26.00'S, longitude 137°34.00'E, then to position latitude 33°38.00'S, longitude 137°34.00'E, then to position latitude 33°46.00'S, longitude 137°44.00'E.

Except within the northern area commencing at position latitude 33°15.00'S, longitude 137°50.00'E, then to position latitude 33°15.00'S, longitude 137°37.00'E, then to position latitude 33°19.00'S, longitude 137°35.50'E, then to position latitude 33°24.00'S, longitude 137°35.50'E, then to position latitude 33°24.00'S, longitude 137°53.00'E.

2. South of the following co-ordinates: latitude 33°37.00'S, longitude 137°13.00'E, then to position latitude 33°47.00'S, longitude 137°23.00'E, then to position latitude 33°55.00'S, longitude 137°09.00'E, then to position latitude 33°59.00'S, longitude 137°12.00'E, then to position latitude 33°59.00'S, longitude 137°36.00'E.

SCHEDULE 2

From 2030 hours on 31 October 2008 to 0600 hours on 6 November 2008.

Dated 31 October 2008.

S. SLOAN, Program Leader, Fisheries
Management

FISHERIES MANAGEMENT ACT 2007: SECTION 79

TAKE notice that the notice made under section 79 of the Fisheries Management Act 2007, published in the *South Australian Government Gazette*, dated 7 December 2007, referring to the Spencer Gulf Prawn Fishery, is hereby revoked.

Dated 30 October 2008.

S. SLOAN, Program Leader, Fisheries
Management

FISHERIES MANAGEMENT ACT 2007: SECTION 79

TAKE notice that the notice made under section 79 of the Fisheries Management Act 2007, dated 31 October 2008, referring to the Spencer Gulf Prawn Fishery, is hereby revoked.

Take notice that the notice made under section 79 of the Fisheries Management Act 2007, dated 29 October 2008, referring to the Spencer Gulf Prawn Fishery, is hereby varied such that it will be unlawful for a person fishing pursuant to a Spencer Gulf Prawn Fishery Licence to use prawn trawl nets in the areas specified in Schedule 1 during the period specified in Schedule 2.

SCHEDULE 1

The waters of the Spencer Gulf Prawn Fishery that are:

1. North of the following co-ordinates: latitude 33°30.00'S, longitude 137°17.00'E, then to position latitude 33°30.00'S, longitude 137°30.00'E, then to position latitude 33°26.00'S, longitude 137°30.00'E, then to position latitude 33°26.00'S, longitude 137°34.00'E, then to position latitude 33°38.00'S, longitude 137°34.00'E, then to position latitude 33°46.00'S, longitude 137°44.00'E.

Except within the northern area commencing at position latitude 33°15.20'S, longitude 137°50.00'E, then to position latitude 33°20.00'S, longitude 137°37.00'E, then to position latitude 33°19.00'S, longitude 137°35.90'E, then to position latitude 33°24.00'S, longitude 137°35.90'E, then to position latitude 33°24.00'S, longitude 137°53.00'E.

2. South of the following co-ordinates: latitude 33°37.00'S, longitude 137°13.00'E, then to position latitude 33°47.00'S, longitude 137°23.00'E, then to position latitude 33°55.00'S, longitude 137°09.00'E, then to position latitude 33°59.00'S, longitude 137°12.00'E, then to position latitude 33°59.00'S, longitude 137°36.00'E.

SCHEDULE 2

From 2030 hours on 4 November 2008 to 0600 hours on 6 November 2008.

Dated 4 November 2008.

S. SLOAN, Program Leader, Fisheries
Management

FISHERIES MANAGEMENT ACT 2007: SECTION 79

TAKE notice that the notice made under section 79 of the Fisheries Management Act 2007, published in the *South Australian Government Gazette*, dated 4 March 2008, referring to the West Coast Prawn Fishery, is hereby varied such that it will not be unlawful for a person fishing pursuant to a West Coast Prawn Fishery Licence to use prawn trawl nets in the waters specified in Schedule 1, under the conditions specified in Schedule 2, during the period specified in Schedule 3.

SCHEDULE 1

The waters of the West Coast Prawn Fishery adjacent to Ceduna.

SCHEDULE 2

1. Each licence holder must ensure that a representative sample of the catch (a 'bucket count') is taken for each trawl shot carried out during the fishing activity.

2. Each 'bucket count' sample must be accurately weighed to 7 kg where possible and the total number of prawns contained in the bucket must be recorded on the attached data sheet, marked 'West Coast Prawn Fishery Bucket Count Data Sheet'.

3. The information recorded on the 'WCPF Bucket Count Data Sheet' must be returned to SARDI Aquatic Sciences within 15 days of the fishing activity being completed.

4. Fishing must cease if one or both of the following limits are reached:

- (a) The average catch per vessel, per night (for all three vessels) drops below 300 kg for two consecutive nights.
- (b) The average prawn 'bucket count' for all three vessels exceeds 250 prawns per bucket on any single fishing night in the Ceduna fishing area.

5. The fleet must nominate a licence holder to provide a daily update by telephone or SMS message to the PIRSA Fisheries Manager, to report the total prawn catch per night and the average prawn 'bucket count' information.

SCHEDULE 3

From 2015 hours on 31 October 2008 to 0600 hours on 7 November 2008.

Dated 30 October 2008.

S. SLOAN, Program Leader, Fisheries Management

FISHERIES MANAGEMENT ACT 2007: SECTION 79

TAKE note that the notice made under section 79 of the Fisheries Management Act 2007, dated 4 November 2008, referring to the Spencer Gulf Prawn Fishery, is hereby revoked.

Take note that the notice made under section 79 of the Fisheries Management Act 2007, dated 29 October 2008, referring to the Spencer Gulf Prawn Fishery, is hereby varied such that it will be unlawful for a person fishing pursuant to a Spencer Gulf Prawn Fishery Licence to use prawn trawl nets in the areas specified in Schedule 1 during the period specified in Schedule 2.

SCHEDULE 1

The waters of the Spencer Gulf Prawn Fishery that are:

1. North of the following co-ordinates: latitude 33°30.20'S, longitude 137°17.00'E, then to position latitude 33°30.20'S, longitude 137°30.20'E, then to position latitude 33°26.20'S, longitude 137°30.20'E, then to position latitude 33°26.20'S, longitude 137°33.80'E, then to position latitude 33°38.00'S, longitude 137°33.80'E, then to position latitude 33°46.00'S, longitude 137°44.00'E.

Except within the northern area commencing at position latitude 33°15.40'S, longitude 137°50.00'E, then to position latitude 33°15.40'S, longitude 137°37.00'E, then to position latitude 33°19.00'S, longitude 137°36.10'E, then to position latitude 33°23.80'S, longitude 137°36.10'E, then to position latitude 33°23.80'S, longitude 137°53.00'E.

2. South of the following co-ordinates: latitude 33°37.00'S, longitude 137°13.00'E, then to position latitude 33°47.00'S, longitude 137°23.00'E, then to position latitude 33°55.00'S, longitude 137°09.00'E, then to position latitude 33°59.00'S, longitude 137°12.00'E, then to position latitude 33°59.00'S, longitude 137°36.00'E.

SCHEDULE 2

From 2030 hours on 5 November 2008 to 0600 hours on 6 November 2008.

Dated 5 November 2008.

S. SLOAN, Program Leader, Fisheries Management

FISHERIES MANAGEMENT ACT 2007: SECTION 115

TAKE notice that pursuant to section 115 of the Fisheries Management Act 2007, the holder of a prawn fishery licence issued pursuant to the Fisheries Management (Prawn Fisheries) Regulations 2006, for the Spencer Gulf Prawn Fishery listed in Schedule 1 (the 'exemption holders') or their registered master are exempt from sections 71, 72 and 79 of the Fisheries Management Act 2007, but only insofar as the exemption holders may undertake fishing activities within the Spencer Gulf Prawn Fishery for the purpose of a stock assessment survey and may retain berried female Bugs (*Ibacus* spp.) (the 'exempted activity'), subject to the conditions contained in Schedule 2, from 29 October 2008 until 31 October 2008 inclusive, unless varied or revoked earlier.

SCHEDULE 1

Licence No.	Licence Holder	Boat Name
P03	Ajka Pty Ltd	<i>Kali II</i>
P08	Anton Blaslov	<i>Grozdana B</i>
P09	Bartolomeo Puglisi	<i>Angelina</i>
P25	Josip Mezić	<i>Jadran</i>
P29	Mateo Ricov	<i>Miss Rylee</i>
P30	Clarence Hood	<i>Roslyn Ann</i>
P32	Peter Parissos	<i>Australis II</i>
P33	Wellmet Pty Ltd	<i>Beauie J</i>
P37	Rhyona Pty Ltd	<i>Liberty V</i>

SCHEDULE 2

1. All trawling activity must be completed by 0600 hours on each day with nets out of the water.

2. The exempted activity may only be undertaken whilst undertaking a stock assessment survey for the Spencer Gulf Prawn Fishery.

3. The exemption holder must comply with instructions from the SARDI Stock Assessment Co-ordinator and work in the allotted trawl station.

4. All fish, other than prawns, southern calamari (*Sepioteuthis australis*) and bugs (*Ibacus* spp.) taken during the exempted activity for stock assessment purposes, are to be returned to the water immediately after capture.

5. All prawns, southern calamari and slipper lobster taken pursuant to this notice are to be processed in accordance with the instructions of the SARDI Stock Assessment Co-ordinator.

6. All berried female bugs must be provided to the South Australian Research and Development Institute in accordance with instructions from the SARDI Stock Assessment Co-ordinator and must not be retained by the exemption holder.

7. No berried female bugs may be removed from the boat unless provided directly to a SARDI employee.

8. The exemption holder must not contravene or fail to comply with the Fisheries Management Act 2007, or any other regulations made under that Act except where specifically exempted by this notice.

Dated 29 October 2008.

W. ZACHARIN, Director of Fisheries

HOUSING IMPROVEMENT ACT 1940

WHEREAS by notice published in the *Government Gazette* on the dates mentioned in the following table the South Australian Housing Trust did declare the houses described in the said table to be substandard for the purposes of Part 7 of the Housing Improvement Act 1940, the South Australian Housing Trust in the exercise of the powers conferred by the said Part, does hereby fix as the maximum rental per week which shall be payable subject to section 55 of the Residential Tenancies Act 1995, in respect of each house described in the following table the amount shown in the said table opposite the description of such house and this notice shall come into force on the date of this publication in the *Gazette*.

Address of House	Allotment, Section, etc.	Certificate of Title		Date and page of <i>Government Gazette</i> in which notice declaring house to be substandard published	Maximum rental per week payable in respect of each house \$
		Volume	Folio		
42 New Road, Clare	Allotment 438 in Filed Plan 191000, Hundred of Clare	5561	853	28.8.08, page 3840	125.00
3 Threlfall Avenue, Norwood	Allotment 78 in Filed Plan 100113, Hundred of Adelaide	5093	102	26.11.87, page 1708	88.00 un-furnished 92.00 furnished

Dated at Adelaide, 4 November 2008. D. HUXLEY, Director, Corporate and Board Services

HOUSING IMPROVEMENT ACT 1940

WHEREAS by notice published in the *Government Gazette* on the dates mentioned in the following table the South Australian Housing Trust did declare the houses described in the said table to be substandard for the purposes of Part 7 of the Housing Improvement Act 1940, and whereas the South Australian Housing Trust is satisfied that each of the houses described hereunder has ceased to be substandard, notice is hereby given that, in exercise of the powers conferred by the said Part, the South Australian Housing Trust does hereby revoke the said declaration in respect of each house.

Address of House	Allotment, Section, etc.	Certificate of Title		Date and page of <i>Government Gazette</i> in which notice declaring house to be substandard published
		Volume	Folio	
18 Gladstone Street, Adelaide	Allotment 115 in Filed Plan 182577, Hundred of Adelaide	5575	122	14.1.65, page 89
Unit 4, 9 Irwin Street, Wallaroo	Allotment 3 in Filed Plan 158872, Hundred of Wallaroo	5287	975	26.7.07, page 3177
Unit 7, 9 Irwin Street, Wallaroo	Allotment 3 in Filed Plan 158872, Hundred of Wallaroo	5287	975	26.7.07, page 3177
31 Scotia Street, West Croydon	Allotment 132 in Deposited Plan 4001, Hundred of Yatala	5721	365	24.11.05, page 3997
20 King Street, Norwood	Allotment 72, Hundred of Adelaide	5248	940	29.4.93, page 1556

Dated at Adelaide, 4 November 2008. D. HUXLEY, Director, Corporate and Board Services

HOUSING IMPROVEMENT ACT 1940

NOTICE is hereby given that the South Australian Housing Trust in the exercise of the powers conferred by the Housing Improvement Act 1940, does hereby declare the houses described in the table hereunder to be substandard for the purposes of Part 7 of the Housing Improvement Act 1940.

No. of House and Street	Locality	Allotment, Section, etc.	Certificate of Title	
			Volume	Folio
7 Farmer Street	Barmera	Allotment 402, Town of Barmera, Cobdogla Irrigation Area	5938	540

Dated at Adelaide, 4 November 2008. D. HUXLEY, Director, Corporate and Board Services

GAMING MACHINES ACT 1992

Notice of Application for Gaming Machine Licence

NOTICE is hereby given, pursuant to section 29 of the Gaming Machines Act 1992, that M.G.G. Investments Pty Ltd as trustee for Royal Oak Hotel Unit Trust has applied to the Licensing Authority for a Gaming Machine Licence in respect of premises situated at Main Road, Clarendon, S.A. 5157 and known as Royal Oak Hotel.

The application has been set down for callover on 5 December 2008 at 9 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor Licensing Commissioner, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the callover date (viz: 28 November 2008).

The applicant's address for service is c/o M.G.G. Investments Pty Ltd as trustee for Royal Oak Hotel Unit Trust, 47 Grants Gully Road, Clarendon, S.A. 5157.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor Licensing Commissioner, 9th Floor, East Wing, G.R.E. Building, 50 Grenfell Street, Adelaide 5000.

Dated 30 October 2008.

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 McPub Pty Ltd as trustee for the Gothic Unit Trust and John Quin Investments Pty Ltd as trustee for Avonlea Investments Trust have applied to the Licensing Authority for the transfer of a Hotel and Gaming Machine Licence in respect of premises situated at 317 Morphett Street, Adelaide, S.A. 5000, known as B.T'Z Hotel on Whitmore and to be known as The Whitmore Hotel.

The applications have been set down for hearing on 2 December 2008 at 9 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicants' address, at least seven days before the hearing date (viz: 25 November 2008).

The applicants' address for service is c/o Duncan Basheer Hannon, G.P.O. Box 2, Adelaide, S.A. 5001 (Attention: David Tillet or Max Basheer).

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 28 October 2008.

Applicants

LIQUOR LICENSING ACT 1997 AND GAMING MACHINES ACT 1992

Notice of Application

NOTICE is hereby given, pursuant to section 52 of the Liquor Licensing Act 1997 and section 29 of the Gaming Machines Act 1992, that Alti Co. Pty Ltd as trustee for Alti Co. Trust has applied to the Licensing Authority for the transfer of a Hotel and Gaming Machine Licence in respect of premises situated at Railway Terrace, Wolseley, S.A. 5269 and known as Wolseley Hotel.

The applications have been set down for hearing on 8 December 2008 at 9 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the hearing date (viz: 1 December 2008).

The applicant's address for service is c/o Clelands Lawyers, 208 Carrington Street, Adelaide, S.A. 5000 (Attention: Leon McEvoy).

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 31 October 2008.

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 Daly Hotel Group Pty Ltd as trustee for Daly Hotel Unit Trust has applied to the Licensing Authority for the transfer of a Hotel and Gaming Machine Licence in respect of premises situated at 126 Port Road, Hindmarsh, S.A. 5007 and known as Lady Daly Hotel.

The applications have been set down for hearing on 10 December 2008 at 9 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the hearing date (viz: 3 December 2008).

The applicant's address for service is c/o Duncan Basheer Hannon, Barristers and Solicitors, G.P.O. Box 2, Adelaide, S.A. 5001 (Attention: Max Basheer or David Tillet).

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 3 November 2008.

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 Henley District & Old Scholars Football Club Inc. has applied to the Licensing Authority for Alterations, Redefinition and variation to an Extended Trading Authorisation in respect of premises situated at Atkins Street, Henley Beach, S.A. 5022 and known as Henley Football Club.

The application has been set down for callover on 5 December 2008 at 9 a.m.

Conditions

The following licence conditions are sought:

- Alterations and Redefinition to include a verandah adjoining the club rooms and paved area in front of the verandah as per plans lodged with this office.
- Variation to Extended Trading Authorisation to include the abovementioned areas.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the callover date (viz: 28 November 2008).

The applicant's address for service is c/o Henley District & Old Scholars Football Club Inc., P.O. Box 54, Henley Beach, S.A. 5022.

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 28 October 2008.

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 the Murray Bridge & District Italian Association Inc. has applied to the Licensing Authority for a variation to an Extended Trading Authorisation in respect of premises situated at the corner of Grassmere and Lincoln Avenue, Murray Bridge, S.A. 5253 and known as Murray Bridge & District Italian Association.

The application has been set down for callover on 5 December 2008 at 9 a.m.

Conditions

The following licence conditions are sought:

- Variation to an Extended Trading Authorisation:

Friday: Midnight to 2 a.m. the following day; and

Saturday: Midnight to 2 a.m. the following day.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the callover date (viz: 28 November 2008).

The applicant's address for service is c/o The Murray Bridge & District Italian Association Inc., 3 Todd Avenue, Murray Bridge, S.A. 5253.

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 28 October 2008.

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 Chrabaszcz W. Trzcinnie Pty Ltd as trustee for R. & I. Patynowski Family Trust has applied to the Licensing Authority for a Producer's Licence in respect of premises situated at 22 Fourth Street, Loxton, S.A. 5333 and to be known as Chrabaszcz W. Trzcinnie Pty Ltd.

The application has been set down for callover on 5 December 2008 at 9 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the callover date (viz: 28 November 2008).

The applicant's address for service is c/o Chrabaszcz W. Trzcinnie Pty Ltd, 22 Fourth Street, Loxton, S.A. 5333.

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 29 October 2008.

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 South Adelaide Footballers' Club Inc. has applied to the Licensing Authority for a variation to an Extended Trading Authorisation in respect of premises situated at 1 Lovelock Drive, Noarlunga Downs, S.A. 5158 and known as South Adelaide Footballers' Club.

The application has been set down for callover on 5 December 2008 at 9 a.m.

Conditions

The following licence conditions are sought:

- Variation to an Extended Trading Authorisation:

Monday: Midnight to 2 a.m. the following day;

Tuesday: Midnight to 2 a.m. the following day;

Sunday: 8 a.m. to 11 a.m. and 8 p.m. to 2 a.m. the following day;

Christmas Day: Midnight to 2 a.m.;

Sunday Christmas Eve: 8 p.m. to 2 a.m. the following day;

Days preceding other Public Holidays: Midnight to 2 a.m. the following day; and

Sundays preceding Public Holidays: 8 p.m. to 2 a.m. the following day.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the callover date (viz: 28 November 2008).

The applicant's address for service is c/o South Adelaide Footballers' Club Inc., 1 Lovelock Drive, Noarlunga Downs, S.A. 5168.

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 30 October 2008.

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 Geunsoo So has applied to the Licensing Authority for a variation to an Extended Trading Authorisation in respect of premises situated at Basement 15, Hindley Street, Adelaide, S.A. 5000 and known as Jurohunghal.

The application has been set down for callover on 5 December 2008 at 9 a.m.

Conditions

The following licence conditions are sought:

- Variation to an Extended Trading Authorisation to apply to the whole of the premises for the following days and times:

Monday to Saturday: Midnight to 4 a.m. the following day;

Sunday: 8 p.m. to 4 a.m. the following day;

Maundy Thursday: Midnight to 2 a.m. the following day;

Christmas Eve: Midnight to 2 a.m.;

Sunday Christmas Eve: 8 p.m. to 2 a.m. the following day;

Days preceding other Public Holidays: Midnight to 4 a.m. the following day; and

Sundays preceding Public Holidays: 8 p.m. to 4 a.m. the following day.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the callover date (viz: 28 November 2008).

The applicant's address for service is c/o Martin Lee, Suite 412, 33 Pirie 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 30 October 2008.

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 Barossa Brauhaus Pty Ltd has applied to the Licensing Authority for Alterations and Redefinition in respect of premises situated at 41 Murray Street, Angaston, S.A. 5353 and known as Barossa Brauhaus.

The application has been set down for callover on 5 December 2008 at 9 a.m.

Conditions

The following licence conditions are sought:

- Alterations and Redefinition to include a new external store room and access ramp.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the callover date (viz: 28 November 2008).

The applicant's address for service is c/o Andrew Plush, 41 Murray Street, Angaston, S.A. 5353.

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 30 October 2008.

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 Cynthia Diem Thuy Truong has applied to the Licensing Authority for a Restaurant Licence, Section 34 (1) (c) and Extended Trading Authorisation in respect of premises situated at Shop 2, Brooklyn Shopping Centre, 285 Henley Beach Road, Brooklyn Park, S.A. 5032 and to be known as Vietnam Sunrise.

The application has been set down for callover on 5 December 2008 at 9 a.m.

Conditions

The following licence conditions are sought:

- Approval under Section 34 (1) (c) to sell liquor for consumption on the licensed premises by persons:
 - (a) seated at a table; or
 - (b) attending a function at which food is provided.
- Extended Trading Authorisation:

Sunday: 8 p.m. to 11 p.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the callover date (viz: 28 November 2008).

The applicant's address for service is c/o Cynthia Truong, 1/44 Elizabeth Street, Torrensville, S.A. 5031.

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 30 October 2008.

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 McLaren Vale Wine Company Pty Ltd has applied to the Licensing Authority for a Producer's Licence in respect of premises situated at 22 Old Coach Road, Aldinga, S.A. 5173 and to be known as the Orchard Cafe.

The application has been set down for callover on 5 December 2008 at 9 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the callover date (viz: 28 November 2008).

The applicant's address for service is c/o McLaren Vale Wine Company Pty Ltd, 22 Old Coach Road, Aldinga, S.A. 5173.

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 30 October 2008.

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 McLaren Vale Wine Company Pty Ltd has applied to the Licensing Authority for a Special Circumstances Licence in respect of premises situated at 22 Old Coach Road, Aldinga, S.A. 5173 and to be known as the Orchard Cafe.

The application has been set down for callover on 5 December 2008 at 9 a.m.

Conditions

The following licence conditions are sought:

- On Monday to Saturday from 8 a.m. to midnight and Sundays from 8 a.m. to 10 p.m., any liquor to a diner with or ancillary to a meal, or to a person attending a reception.
- Good Friday only with or ancillary to a meal provided by the licensee.
- Samples of liquor produced by McLaren Vale Wine Company Pty Ltd may be sold or supplied from Areas 4, 13 and 7 in disposable containers only, unless suitable glass washing facilities are provided.
- For consumption off the licensed premises restricted to liquor produced by McLaren Vale Wine Company Pty Ltd on Monday to Saturday from 8 a.m. to midnight and Sundays and Good Friday from 8 a.m. to 10 p.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the callover date (viz: 28 November 2008).

The applicant's address for service is c/o McLaren Vale Wine Company Pty Ltd, 22 Old Coach Road, Aldinga, S.A. 5173.

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 30 October 2008.

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 Stuart William Robertson and Thomas Patrick McDonnell have applied to the Licensing Authority for a Special Circumstances Licence in respect of premises situated at Shop 3/155 King William Road, Hyde Park, S.A. 5061 and to be known as Tart Cafe and Catering.

The application has been set down for callover on 5 December 2008 at 9 a.m.

Conditions

The following licence conditions are sought:

- To authorise the sale, supply and consumption of liquor on the licensed premises by persons with or ancillary to a meal, seated at a table or attention a function at which food is provided between the hours of 8 a.m. to midnight on any day.
- To authorise the sale, supply and consumption of liquor at any time on any day at a place other than the licensed premises provided that such consumption is only by persons attending a pre-booked function at which food is provided.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicants at the applicants' address, at least seven days before the callover date (viz: 28 November 2008).

The applicants' address for service is c/o Wallmans Lawyers, 173 Wakefield Street, Adelaide, S.A. 5001 (Attention: Ben Allen or Sam Ngai).

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 30 October 2008.

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 Parker Ministries Pty Ltd as trustee for MJP Family Trust has applied to the Licensing Authority for the transfer of a Special Circumstances Licence in respect of premises situated at Sturt Highway, Tanunda, S.A. 5325 and known as Barossa Junction.

The application has been set down for hearing on 9 December 2008 at 10 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the hearing date (viz: 2 December 2008).

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 31 October 2008.

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 Callen Rex Medhurst has applied to the Licensing Authority for the transfer of a Hotel Licence in respect of premises situated at 3 Belvidere Road, Saddleworth, S.A. 5413 and known as Hotel Saddleworth.

The application has been set down for hearing on 10 December 2008 at 11 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the hearing date (viz: 3 December 2008).

The applicant's address for service is c/o Mellor Olsson Lawyers, Level 5, 80 King William 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 3 November 2008.

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 Harry Aristides Nestor, Angela Nestor, Dimitrios Nestor and Jennifer Mary Nestor have applied to the Licensing Authority for the transfer of a Restaurant Licence in respect of premises situated at 6 Lower Portrush Road, Marden, S.A. 5070 and known as Barnacle Bill Seafood Restaurant.

The application has been set down for hearing on 11 December 2008 at 10 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicants at the applicants' address, at least seven days before the hearing date (viz: 4 December 2008).

The applicants' address for service is c/o Harry Nestor, 6 Lower Portrush Road, Marden, S.A. 5070.

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

Dated 3 November 2008.

Applicants

MINING ACT 1971

NOTICE is hereby given in accordance with section 35A (1) of the Mining Act 1971, that two applications for mining leases over the undermentioned mineral claims have been received. Details of the proposal may be inspected at the Department of Primary Industries and Resources, Mineral Resources Group, Level 7, 101 Grenfell Street, Adelaide, S.A. 5000:

Applicant: Noel Richard Barrett

Claim Numbers: 4025 and 4026

Location: Section 3, Hundred of Cotton, approximately 21 km south-west of Lameroo.

Area: 16.9 hectares (MC 4025) and 28.2 hectares (MC 4026).

Purpose: For the recovery of calcrete and limestone.

Reference: T02747

A copy of the proposal has been provided to the Southern Mallee District Council.

Written submissions in relation to the granting of the mining leases are invited to be received at the Department of Primary Industries and Resources, Mineral Resources Group, Level 7, 101 Grenfell Street, Adelaide, S.A. 5000 or G.P.O. Box 1671, Adelaide, S.A. 5001 no later than 5 December 2008.

Copies of all submissions will be forwarded to the applicant and may be made available for public inspection unless confidentiality is requested.

H. THOMAS, Mining Registrar

MINING ACT 1971

NOTICE is hereby given in accordance with section 35A (1) of the Mining Act 1971, that an application for a mining lease over the undermentioned mineral claims have been received. Details of the proposal may be inspected at the Department of Primary Industries and Resources, Mineral Resources Group, Level 7, 101 Grenfell Street, Adelaide, S.A. 5000:

Applicant: Centrex Metals Ltd
 Claim Number: 3947 to 3950 (inclusive)
 Location: Sections 38, 42 and 43, Hundred of Tooligie, approximately 57 km west of Cleve.
 Area: Totalling 916 hectares.
 Purpose: For the recovery of iron ore.
 Reference: T02724

A copy of the proposal has been provided to the Elliston District Council and to the Cleve District Council.

Written submissions in relation to the granting of the mining leases are invited to be received at the Department of Primary Industries and Resources, Mineral Resources Group, Level 7, 101 Grenfell Street, Adelaide, S.A. 5000 or G.P.O. Box 1671, Adelaide, S.A. 5001 no later than 18 December 2008.

Copies of all submissions will be forwarded to the applicant and may be made available for public inspection unless confidentiality is requested.

H. THOMAS, 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: Lynch Mining Pty Ltd
 Location: Sheringa area—Approximately 110 km north-west of Port Lincoln.
 Pastoral Lease: Hornes Lookout Station.
 Term: 1 year
 Area in km²: 342
 Ref.: 2008/00407

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. THOMAS, 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: Red Metal Ltd
 Location: Ooldea area—Approximately 250 km north-west of Ceduna.
 Term: 1 year
 Area in km²: 148
 Ref.: 2008/00408

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. THOMAS, Mining Registrar

NATIONAL ELECTRICITY LAW

THE Australian Energy Market Commission (AEMC) gives notice under the National Electricity Law of the following matter.

Under section 95, the NGF has requested the making of the proposed *National Electricity Amendment (Contingency Administered Price Cap Following a Physical Trigger Event) Rule 2008* (Project No. ERC0075). The proposal seeks to establish a Contingency Administered Price Period that would be triggered by certain types of disruptive events and incidents of the power system.

Submissions on this proposal can be forwarded to submissions@aemc.gov.au and must cite the Project No. in its title. Submissions must be received by **23 January 2008**.

Submissions should be submitted in accordance with the AEMC's *Guidelines for making written submissions on Rule change proposals*. The AEMC publishes all submissions on its website subject to a claim of confidentiality.

Further details on the above matter are available on the AEMC's website www.aemc.gov.au. All documents in relation to the above matter are published on the AEMC's website and are available for inspection at the offices of the AEMC.

John Tamblyn
 Chairman
 Australian Energy Market Commission
 Level 5, 201 Elizabeth Street
 Sydney, N.S.W. 2000
 Telephone: (02) 8296 7800
 Facsimile: (02) 8296 7899

6 November 2008.

NATIONAL PARKS AND WILDLIFE ACT 1972

Ngaut Ngaut Conservation Park Management Plan

I, JAY WEATHERILL, Minister for Environment and Conservation, hereby give notice under the provisions of section 38 of the National Parks and Wildlife Act 1972, that on 24 September 2008, I adopted a plan of management for Ngaut Ngaut Conservation Park.

Copies of the plan may be inspected at or obtained from the offices of the Department for Environment and Heritage at:

- DEH Information Line:
 Level 1, 100 Pirie Street, Adelaide, S.A. 5000,
 G.P.O. Box 1047, Adelaide, S.A. 5001,
 Email: dehinformation@saugov.sa.gov.au,
 Telephone 8204 1910;
- <http://www.environment.sa.gov.au/parks/management/plans.html>
- DEH Murraylands/Riverland District Office, 28 Vaughan Terrace, Berri, Telephone 8854 3200.

Copies of this publication can be purchased at a cost of \$10 per copy (plus \$2 postage within South Australia) from the addresses above.

JAY WEATHERILL, Minister for Environment and Conservation

NATIONAL PARKS AND WILDLIFE (NATIONAL PARKS) REGULATIONS 2001

Closure of Simpson Desert Regional Reserve and Simpson Desert Conservation Park

PURSUANT to Regulations 8 (3) (a) and 8 (3) (d) of the National Parks and Wildlife (National Parks) Regulations 2001, I, Edward Gregory Leaman, Director of National Parks and Wildlife, close to the public the whole of Simpson Desert Regional Reserve and the whole of Simpson Desert Conservation Park from 6 p.m. on Sunday, 30 November 2008 until 6 p.m. on Sunday, 15 March 2009.

The purpose of the closure is in the interest of public safety as a result of the anticipated high daytime temperatures likely to be experienced in the reserves during the closure period.

Dated 4 November 2008.

E. G. LEAMAN, Director of National Parks and Wildlife

NOTICE TO MARINERS

NO. 57 OF 2008

South Australia—Scientific Research Moorings Deployed

THE South Australian Research Development Institute have deployed two scientific research moorings in approximately 100 m depth of water in the following positions:

1. Latitude 35°50.166'S, longitude 136°26.826'E.
2. Latitude 35°16.213'S, longitude 135°41.095'E.

Each of the moorings is marked with a surface medium orange buoy with SARDI markings, one small white float and one small green float.

Mariners are advised to exercise caution when navigating within 500 m of the area.

Charts affected: Aus 343.

Adelaide, 28 October 2008.

PATRICK CONLON, Minister for Transport

DTEI 2008/00767

PETROLEUM ACT 2000

SECTION 25 (5) (b)

Variation of Petroleum Exploration Licence—PEL 218

NOTICE is hereby given that under the provisions of the Petroleum Act 2000, pursuant to delegated powers dated 28 March 2002, *Gazetted* 11 April 2002, page 1573, the conditions of the abovementioned Exploration Licence have been varied as follows:

Condition 1 of the licence is omitted and the following substituted:

'1. During the term of the licence, the licensee shall carry out or cause to be carried out exploratory operations on the area comprised in the licence in accordance with such work programs as are approved by the Minister from time to time. Years one to three exploratory operations are guaranteed and any subsequent licence year becomes guaranteed upon entry into any such licence year. These exploratory operations shall include but not necessarily be limited to:

Year of Term of Licence	Minimum Work Requirements
One	Acquire 180 km 2D seismic survey; and Geological and Geophysical studies.
Two	Drill 2 wells; and Acquire 100 km 2D seismic survey; and Geological and Geophysical studies.
Three	Drill 2 wells; and Acquire 100 km 2D seismic survey; and Geological and Geophysical studies.
Four	Drill 2 wells
Five	Drill 2 wells

The revised work requirements as a result of this variation would not have altered the outcome of the original competitive tender process.

Dated 30 October 2008.

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

PETROLEUM ACT 2000

Grant of Geothermal Exploration Licences

NOTICE is hereby given that the undermentioned Geothermal Exploration Licences have been granted under the provisions of the Petroleum Act 2000, pursuant to delegated powers dated 28 March 2002, *Gazetted* 11 April 2002, page 1573.

No of Licence	Licensee	Locality	Date of Expiry	Reference
GEL 378 GEL 379 GEL 380 GEL 381 GEL 382 GEL 383 GEL 384 GEL 385 GEL 386 GEL 387 GEL 388 GEL 389	Stuart Petroleum Limited	Cooper Basin, South Australia	28 October 2013	27/2/524

Description of Area—GEL 378

All that part of the State of South Australia, bounded as follows:

Commencing at a point being the intersection of latitude 28°05'00"S AGD66 and longitude 139°25'00"E AGD66, thence east to longitude 139°36'00"E GDA94, south to latitude 28°06'00"S GDA94, west to longitude 139°35'00"E GDA94, south to latitude 28°16'00"S GDA94, east to longitude 139°37'00"E GDA94, south to latitude 28°17'00"S GDA94, east to longitude 139°41'00"E GDA94, south to latitude 28°19'00"S GDA94, west to longitude 139°25'00"E AGD66 and north to the point of commencement.

Area: 468 km² approximately.

Description of Area—GEL 379

All that part of the State of South Australia, bounded as follows:

Commencing at a point being the intersection of latitude 28°19'00"S GDA94 and longitude 139°30'00"E GDA94, thence east to longitude 139°41'00"E GDA94, south to latitude 28°31'00"S GDA94, east to longitude 139°45'00"E GDA94, south to latitude 28°40'00"S AGD66, west to longitude 139°38'00"E GDA94, north to latitude 28°32'00"S GDA94, west to longitude 139°37'00"E GDA94, north to latitude 28°27'00"S GDA94, west to longitude 139°31'00"E GDA94, north to latitude 28°20'00"S GDA94, west to longitude 139°30'00"E GDA94 and north to the point of commencement.

Area: 483 km² approximately.

Description of Area—GEL 380

All that part of the State of South Australia, bounded as follows:

Commencing at a point being the intersection of latitude 28°31'00"S GDA94 and longitude 139°45'00"E GDA94, thence east to longitude 139°57'00"E GDA94, south to latitude 28°33'00"S GDA94, east to longitude 140°04'00"E GDA94, south to latitude 28°40'00"S AGD66, west to longitude 139°45'00"E GDA94 and north to the point of commencement.

Area: 467 km² approximately.

Description of Area—GEL 381

All that part of the State of South Australia, bounded as follows:

Commencing at a point being the intersection of latitude 28°32'00"S GDA94 and longitude 140°08'00"E GDA94, thence east to longitude 140°15'00"E GDA94, south to latitude 28°33'00"S GDA94, east to longitude 140°16'00"E GDA94, south to latitude 28°34'00"S GDA94, west to longitude 140°09'00"E GDA94, south to latitude 28°40'00"S AGD66, west to longitude 140°04'00"E GDA94, north to latitude 28°33'00"S GDA94, east to longitude 140°08'00"E GDA94 and north to the point of commencement.

Area: 146 km² approximately.

Description of Area—GEL 382

All that part of the State of South Australia, bounded as follows:

Commencing at a point being the intersection of latitude 26°49'00"S GDA94 and longitude 140°45'00"E GDA94, east to the eastern border of the State of South Australia, thence southerly along the border of the said State to latitude 27°00'00"S GDA94, west to longitude 140°50'00"E GDA94, north to latitude 26°59'00"S GDA94, west to longitude 140°45'00"E GDA94 and north to the point of commencement.

Area: 488 km² approximately.

Description of Area—GEL 383

All that part of the State of South Australia, bounded as follows:

Commencing at a point being the intersection of latitude 27°00'00"S GDA94 and longitude 140°50'00"E GDA94, thence east to the eastern border of the State of South Australia, thence southerly along the border of the said State to latitude 27°15'00"S GDA94, west to longitude 140°49'00"E GDA94, north to latitude 27°02'00"S GDA94, east to longitude 140°50'00"E GDA94 and north to the point of commencement.

Area: 496 km² approximately.

Description of Area—GEL 384

All that part of the State of South Australia, bounded as follows:

Commencing at a point being the intersection of latitude 26°57'30"S GDA94 and longitude 140°32'00"E GDA94, thence east to longitude 140°45'00"E GDA94, south to latitude 26°59'00"S GDA94, east to longitude 140°50'00"E GDA94, south to latitude 27°02'00"S GDA94, west to longitude 140°49'00"E GDA94, south to latitude 27°07'00"S GDA94, west to longitude 140°32'00"E GDA94 and north to the point of commencement.

Area: 484 km² approximately.

Description of Area—GEL 385

All that part of the State of South Australia, bounded as follows:

Commencing at a point being the intersection of latitude 27°07'00"S GDA94 and longitude 140°29'00"E GDA94, thence east to longitude 140°49'00"E GDA94, south to latitude 27°15'00"S GDA94, west to longitude 140°29'00"E GDA94 and north to the point of commencement.

Area: 488 km² approximately.

Description of Area—GEL 386

All that part of the State of South Australia, bounded as follows:

Commencing at a point being the intersection of latitude 26°49'00"S GDA94 and longitude 140°20'00"E GDA94, thence east to longitude 140°30'00"E GDA94, south to latitude 26°57'30"S GDA94, east to longitude 140°32'00"E GDA94, south to latitude 27°07'00"S GDA94, west to longitude 140°20'00"E GDA94, north to latitude 27°03'30"S GDA94, east to longitude 140°26'00"E GDA94, north to latitude 27°00'00"S GDA94, west to longitude 140°25'00"E GDA94, north to latitude 26°59'00"S GDA94, west to longitude 140°24'00"E GDA94, north to latitude 26°56'00"S GDA94, west to longitude 140°20'00"E GDA94 and north to the point of commencement.

Area: 492 km² approximately.

Description of Area—GEL 387

All that part of the State of South Australia, bounded as follows:

Commencing at a point being the intersection of latitude 27°07'00"S GDA94 and longitude 140°20'00"E GDA94, thence east to longitude 140°29'00"E GDA94, south to latitude 27°15'00"S GDA94, west to longitude 140°27'00"E GDA94, south to latitude 27°26'00"S GDA94, west to longitude 140°26'00"E GDA94, south to latitude 27°29'00"S GDA94, west to longitude 140°22'00"E GDA94, north to latitude 27°27'00"S GDA94, west to longitude 140°20'00"E GDA94 and north to the point of commencement.

Area: 496 km² approximately.

Description of Area—GEL 388

All that part of the State of South Australia, bounded as follows:

Commencing at a point being the intersection of latitude 27°15'00"S GDA94 and longitude 140°39'00"E GDA94, thence east to the eastern border of the State of South Australia, thence southerly along the border of the said State to latitude 27°23'00"S GDA94, west to longitude 140°53'00"E GDA94, north to latitude 27°22'00"S GDA94, west to longitude 140°52'00"E GDA94, north to latitude 27°19'00"S GDA94, west to longitude 140°47'00"E GDA94, south to latitude 27°25'00"S GDA94, west to longitude 140°39'00"E GDA94 and north to the point of commencement.

Area: 496 km² approximately.

Description of Area—GEL 389

All that part of the State of South Australia, bounded as follows:

Commencing at a point being the intersection of latitude 27°15'00"S GDA94 and longitude 140°27'00"E GDA94, thence east to longitude 140°39'00"E GDA94, south to latitude 27°26'00"S GDA94, west to longitude 140°38'00"E GDA94, south to latitude 27°27'00"S GDA94, west to longitude 140°35'00"E GDA94, south to latitude 27°29'00"S GDA94, west to longitude 140°26'00"E GDA94, north to latitude 27°26'00"S GDA94, east to longitude 140°27'00"E GDA94 and north to the point of commencement.

Area: 493 km² approximately.

Dated 29 October 2008.

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

PETROLEUM ACT 2000

Grant of Geothermal Exploration Licences

NOTICE is hereby given that the undermentioned Geothermal Exploration Licences have been granted under the provisions of the Petroleum Act 2000, pursuant to delegated powers dated 28 March 2002, *Gazetted* 11 April 2002, page 1573.

No of Licence	Licensee	Locality	Date of Expiry	Reference
GEL 366 GEL 367 GEL 368 GEL 369 GEL 370 GEL 371 GEL 372 GEL 373 GEL 374 GEL 375 GEL 376	Green Rock Energy Limited	Cooper Basin, South Australia	29 October 2013	27/2/521

Description of Area—GEL 366

All that part of the State of South Australia, bounded as follows:

Commencing at a point being the intersection of latitude 26°30'00"S GDA94 and longitude 138°11'00"E GDA94, thence east to longitude 138°21'00"E GDA94, south to latitude 26°46'00"S GDA94, west to longitude 138°11'00"E GDA94 and north to the point of commencement.

Area: 491 km² approximately.

Description of Area—GEL 367

All that part of the State of South Australia, bounded as follows:

Commencing at a point being the intersection of latitude 26°30'00"S GDA94 and longitude 138°21'00"E GDA94, thence east to longitude 138°31'00"E GDA94, south to latitude 26°46'00"S GDA94, west to longitude 138°21'00"E GDA94 and north to the point of commencement.

Area: 491 km² approximately.

Description of Area—GEL 368

All that part of the State of South Australia, bounded as follows:

Commencing at a point being the intersection of latitude 26°30'00"S GDA94 and longitude 138°31'00"E GDA94, thence east to longitude 138°41'00"E GDA94, south to latitude 26°46'00"S GDA94, west to longitude 138°31'00"E GDA94 and north to the point of commencement.

Area: 491 km² approximately.

Description of Area—GEL 369

All that part of the State of South Australia, bounded as follows:

Commencing at a point being the intersection of latitude 26°26'00"S GDA94 and longitude 138°41'00"E GDA94, thence east to longitude 138°51'00"E GDA94, south to latitude 26°42'00"S GDA94, west to longitude 138°41'00"E GDA94 and north to the point of commencement.

Area: 491 km² approximately.

Description of Area—GEL 370

All that part of the State of South Australia, bounded as follows:

Commencing at a point being the intersection of latitude 26°26'00"S GDA94 and longitude 138°51'00"E GDA94, thence east to longitude 139°01'00"E GDA94, south to latitude 26°42'00"S GDA94, west to longitude 138°51'00"E GDA94 and north to the point of commencement.

Area: 491 km² approximately.

Description of Area—GEL 371

All that part of the State of South Australia, bounded as follows:

Commencing at a point being the intersection of latitude 26°26'00"S GDA94 and longitude 139°01'00"E GDA94, thence east to longitude 139°10'00"E GDA94, south to latitude 26°36'30"S GDA94, east to longitude 139°11'00"E GDA94, south to latitude 26°42'00"S GDA94, west to longitude 139°01'00"E GDA94 and north to the point of commencement.

Area: 458 km² approximately.

Description of Area—GEL 372

All that part of the State of South Australia, bounded as follows:

Commencing at a point being the intersection of latitude 26°36'30"S GDA94 and longitude 139°11'00"E GDA94, thence east to longitude 139°21'00"E GDA94, south to latitude 26°42'00"S GDA94, west to longitude 139°11'00"E GDA94 and north to the point of commencement.

Area: 169 km² approximately.

Description of Area—GEL 373

All that part of the State of South Australia, bounded as follows:

Commencing at a point being the intersection of latitude 26°46'00"S GDA94 and longitude 138°21'00"E GDA94, thence east to longitude 138°31'00"E GDA94, south to latitude 27°02'00"S GDA94, west to longitude 138°21'00"E GDA94 and north to the point of commencement.

Area: 490 km² approximately.

Description of Area—GEL 374

All that part of the State of South Australia, bounded as follows:

Commencing at a point being the intersection of latitude 26°46'00"S GDA94 and longitude 138°31'00"E GDA94, thence east to longitude 138°41'00"E GDA94, south to latitude 27°02'00"S GDA94, west to longitude 138°31'00"E GDA94 and north to the point of commencement.

Area: 490 km² approximately.

Description of Area—GEL 375

All that part of the State of South Australia, bounded as follows:

Commencing at a point being the intersection of latitude 27°02'00"S GDA94 and longitude 138°21'00"E GDA94, thence east to longitude 138°31'00"E GDA94, south to latitude 27°18'00"S GDA94, west to longitude 138°21'00"E GDA94 and north to the point of commencement.

Area: 488 km² approximately.

Description of Area—GEL 376

All that part of the State of South Australia, bounded as follows:

Commencing at a point being the intersection of latitude 27°02'00"S GDA94 and longitude 138°31'00"E GDA94, thence east to longitude 138°41'00"E GDA94, south to latitude 27°18'00"S GDA94, west to longitude 138°31'00"E GDA94 and north to the point of commencement.

Area: 488 km² approximately.

Dated 31 October 2008.

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

PETROLEUM ACT 2000

Grant of Preliminary Survey Licence—PSL 19

NOTICE is hereby given that the abovementioned Preliminary Survey Licence has been granted with effect from 29 October 2008, under the provisions of the Petroleum Act 2000, pursuant to delegated powers dated 28 March 2002, *Gazetted* 11 April 2002, page 1573.

No. of Licence	Licensee	Locality	Date of Expiry	Approx. Area in km ²	Reference
PSL 19	Adelaide Energy Ltd	Otway Basin	28 October 2009	350	27/2/547

General Description of Preliminary Survey Licence Area

All that part of the State of South Australia, bounded as follows:

Commencing at a point being the intersection of latitude 37°19'04"S GDA94 and longitude 140°41'18"E GDA94, thence east to longitude 140°54'01"E GDA94, south to latitude 37°29'10"S GDA94, west to longitude 140°41'18"E GDA94 and north to the point of commencement but excluding Penola Conservation Park and Mining Production Tenement Regulation Area SE 19 (Wetlands of the South East).

Dated 29 October 2008.

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

South Australia

Marine Parks Act (Commencement) Proclamation 2008

1—Short title

This proclamation may be cited as the *Marine Parks Act (Commencement) Proclamation 2008*.

2—Commencement of suspended provisions

The remaining provisions of the *Marine Parks Act 2007* (No 60 of 2007) will come into operation on 6 November 2008.

Made by the Governor

with the advice and consent of the Executive Council
on 6 November 2008

EHCS08/0025

South Australia

Highways (Road Closure—Princes Highway, Burrungule) Proclamation 2008

under section 27AA of the *Highways Act 1926*

1—Short title

This proclamation may be cited as the *Highways (Road Closure—Princes Highway, Burrungule) Proclamation 2008*.

2—Commencement

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

3—Road closure

The portion of public road delineated as allotment 12 in approved Plan No FP 51199 lodged in the Lands Titles Registration Office is closed.

Made by the Governor

on the recommendation of the Commissioner of Highways and with the advice and consent of the Executive Council
on 6 November 2008

MTR08/054

South Australia

Highways (Road Closure—Sheoak Road, Crafers West) Proclamation 2008

under section 27AA of the *Highways Act 1926*

1—Short title

This proclamation may be cited as the *Highways (Road Closure—Sheoak Road, Crafers West) Proclamation 2008*.

2—Commencement

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

3—Road closure

The portion of public road delineated as allotment 10 in approved Plan No FP 50547 lodged in the Lands Titles Registration Office is closed.

Made by the Governor

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

on 6 November 2008

MTR08/047

South Australia

Law of Property (Declaration of Body) Proclamation 2008

under section 41A of the *Law of Property Act 1936*

1—Short title

This proclamation may be cited as the *Law of Property (Declaration of Body) Proclamation 2008*.

2—Commencement

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

3—Declaration of body

Marathon Water Pty Ltd (ACN 128 713 780) is declared to be a body for the purposes of section 41A(1)(a)(iii) of the *Law of Property Act 1936*.

Made by the Governor

with the advice and consent of the Executive Council
on 6 November 2008

AGO0077/08CS

South Australia

Tobacco Products Regulation (Exemption) Proclamation 2008

under section 71 of the *Tobacco Products Regulation Act 1997*

1—Short title

This proclamation may be cited as the *Tobacco Products Regulation (Exemption) Proclamation 2008*.

2—Interpretation

In this proclamation—

Act means the *Tobacco Products Regulation Act 1997*;

prescribed production means the stage production of *Rigoletto* produced by the South Australian Opera Company and performed during the period ending 31 December 2008.

3—Application of proclamation

This proclamation applies to the following persons:

- (a) a person employed by, or in relation to, the prescribed production;
- (b) an occupier of the Adelaide Festival Centre; and
- (c) an employer with responsibility for a workplace consisting of the Adelaide Festival Centre in relation to the prescribed production.

4—Exemption from section 46 of the Act

- (1) A person to whom this proclamation applies is exempt from the operation of section 46 of the Act in relation to smoking occurring in the course of a performance, or rehearsal, of the prescribed production.
- (2) An exemption under this clause is subject to the following conditions:
 - (a) smoking may only occur on a stage on which the prescribed production is being performed or rehearsed, or in a rehearsal room used in relation to the prescribed production;
 - (b) the area in which smoking may occur under the exemption must be well ventilated;
 - (c) a person may only smoke a tobacco product of a kind contemplated by paragraph (g) of the definition of *tobacco product* in section 4 of the Act.
- (3) If a person contravenes or fails to comply with a condition of an exemption specified in subclause (2), the exemption does not, while the contravention or non-compliance continues, operate in that person's favour.

Made by the Governor

with the advice and consent of the Executive Council
on 6 November 2008

HEACS/08/321

South Australia

Youth Court (Designation and Classification of Special Justices) Proclamation 2008

under section 9 of the *Youth Court Act 1993*

1—Short title

This proclamation may be cited as the *Youth Court (Designation and Classification of Special Justices) Proclamation 2008*.

2—Commencement

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

3—Designation and classification of special justices

The special justices named in Schedule 1 are—

- (a) designated as special justices of the Youth Court of South Australia; and
- (b) classified as members of the Court's ancillary judiciary; and
- (c) declared to be members of the Court's ancillary judiciary for a term of 1 year.

Schedule 1—Special justices of the Court

Bryan Kenneth Hearn

Geoffrey Kenneth Penhall

Margot Ross Radford

Robert John Peebles Shaw

Made by the Governor

with the advice and consent of the Executive Council
on 6 November 2008

JP/08/052CS

South Australia

Public Corporations (General) Regulations 2008

under the *Public Corporations Act 1993*

Contents

- | | |
|---|-----------------------------------|
| 1 | Short title |
| 2 | Commencement |
| 3 | Interpretation |
| 4 | Disclosure of pecuniary interests |
-

1—Short title

These regulations may be cited as the *Public Corporations (General) Regulations 2008*.

2—Commencement

These regulations will come into operation 21 days after they are made.

3—Interpretation

In these regulations—

Act means the *Public Corporations Act 1993*.

4—Disclosure of pecuniary interests

- (1) The table below specifies—
- (a) the pecuniary interests to be disclosed by the following persons:
 - (i) a senior executive of a public corporation for the purposes of section 36B of the Act;
 - (ii) a senior executive of a subsidiary for the purposes of clause 14B of the Schedule to the Act; and
 - (b) the information that must be disclosed by the senior executive in respect of any such pecuniary interest.

Pecuniary Interest	Information Required
1 A contract of service, office, trade, vocation, business or profession in respect of which the person receives or is entitled to receive any remuneration, fee or other pecuniary sum (not being payable under the Act)	A description of the contract, office, trade, vocation, business or profession and the amount and source of the remuneration, fee or other pecuniary sum.
2 An office held by the person (whether as a director or otherwise) in a company or other body (whether or not incorporated) in respect of which the person received or is entitled to receive any remuneration, fee or other pecuniary sum	The name and address of the company or other body and the amount of the remuneration, fee or other pecuniary sum.

Pecuniary Interest	Information Required
3 A company, partnership, association or other body in which the person is an investor	The name and address or description of the company, partnership, association or other body.
4 Land in which the person has a beneficial interest (other than by way of security for a debt)	The address or description of the land.
5 A trust (other than a testamentary trust) of which the person is a beneficiary or trustee	A description of the trust and the name and address of each trustee.
6 Any other pecuniary interest of the person of a kind determined by the Minister	The information required by the Minister to be disclosed in respect of that pecuniary interest.

(2) For the purposes of this regulation—

- (a) a reference to a beneficial interest in land includes a reference to a right to reacquire land;
- (b) a person who is an object of a discretionary trust is to be taken to be a beneficiary of that trust;
- (c) a person is an investor in a body if—
 - (i) the person has deposited money with, or lent money to, the body that has not been repaid and the amount not repaid equals or exceeds \$10 000; or
 - (ii) the person holds, or has a beneficial interest in, shares in, or debentures of, the body or a policy of life insurance issued by the body.

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 6 November 2008

No 282 of 2008

T&F08/063CS

South Australia

Liquor Licensing (Dry Areas—Short Term) Variation Regulations 2008

under the *Liquor Licensing Act 1997*

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

Part 2—Variation of *Liquor Licensing (Dry Areas—Short Term) Regulations 1997*

- 4 Variation of Schedule 1—Short term dry areas
- 5 Variation of Schedule 2—Plans of short term dry areas

Schedule 1—Plan to be substituted

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Liquor Licensing (Dry Areas—Short Term) Variation Regulations 2008*.

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 *Liquor Licensing (Dry Areas—Short Term) Regulations 1997*

4—Variation of Schedule 1—Short term dry areas

- (1) Schedule 1, item headed "Victor Harbor—Area 1", column headed "Period"—delete "From 3 p.m. on 31 December 2007 to 8 a.m. on 1 January 2008." and substitute:

From 3 p.m. on 31 December 2008 to 8 a.m. on 1 January 2009.

- (2) Schedule 1, item headed "Victor Harbor—Area 2", column headed "Area", description of area—delete "then south-easterly along that boundary of George Main Road to the north-western boundary of Victoria Street, then north-easterly along that boundary of Victoria Street to the north-eastern boundary of Oval Road, then generally northerly and north-westerly along that boundary of Oval Road to the south-eastern boundary of Lindsay Street," and substitute:

then north-westerly along that boundary of George Main Road to the point at which the north-eastern boundary of George Main Road meets the eastern boundary of Lot 11 DP 14245 (Victor Harbor High School), then north-easterly, north-westerly, north-easterly, north-westerly and south-westerly along that boundary of Lot 11 to the point at which it meets the south-eastern boundary of Kullaroo Road, then north-easterly along the south-eastern boundary of Kullaroo Road and the prolongation in a straight line of that boundary to the north-eastern boundary of Oval Road, then south-easterly along that boundary of Oval Road to the south-eastern boundary of Lindsay Street,

- (3) Schedule 1, item headed "Victor Harbor—Area 2", column headed "Period"—delete "From 8 a.m. on 23 November 2007 to 10 p.m. on 1 December 2007." and substitute:

From 8 a.m. on 21 November 2008 to 10 p.m. on 29 November 2008.

- (4) Schedule 1, item headed "Victor Harbor—Area 3", column headed "Period", (a), (b)—delete paragraphs (a) and (b) and substitute:

(a) From 8 a.m. on 21 November 2008 to 10 p.m. on 29 November 2008;

(b) From 3 p.m. on 31 December 2008 to 8 a.m. on 1 January 2009.

5—Variation of Schedule 2—Plans of short term dry areas

Schedule 2, plan headed "Victor Harbor—Plan 2"—delete the plan and substitute the plan headed "Victor Harbor—Plan 2" in Schedule 1 of these regulations

Schedule 1—Plan to be substituted

Victor Harbor—Plan 2



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 6 November 2008

No 283 of 2008

OLGCS0271/97

South Australia

Marine Parks Regulations 2008

under the *Marine Parks Act 2007*

Contents

1	Short title
2	Commencement
3	Interpretation
4	Notice of establishment of marine park (section 10(7))
5	Applications for warrants (section 34(6))
6	General duty of care—prescribed circumstances (section 37(3))
7	Action on non-compliance with order etc—prescribed rate of interest (sections 39, 41 and 42)

1—Short title

These regulations may be cited as the *Marine Parks Regulations 2008*.

2—Commencement

These regulations will come into operation on the day on which section 10 of the *Marine Parks Act 2007* comes into operation.

3—Interpretation

In these regulations—

Act means the *Marine Parks Act 2007*.

4—Notice of establishment of marine park (section 10(7))

For the purposes of section 10(7) of the Act, the Minister must give notice of the making of a proclamation to establish a marine park by notice in the Gazette, in a newspaper circulating generally within the State and on a website determined by the Minister.

5—Applications for warrants (section 34(6))

- (1) The grounds of an application for a warrant under section 34 of the Act made personally must be verified by affidavit.
- (2) If an application for a warrant is made by telephone—
 - (a) the applicant must inform the magistrate of the applicant's name and identify the position that he or she holds for the purposes of the Act, and the magistrate, on receiving that information, is entitled to assume, without further inquiry, that the applicant holds that position; and
 - (b) the applicant must inform the magistrate of the purpose for which the warrant is required and the grounds on which it is sought; and

- (c) if it appears to the magistrate from the information given by the applicant that there are proper grounds to issue a warrant, the magistrate must inform the applicant of the facts that justify, in the magistrate's opinion, the issue of the warrant, and must not proceed to issue the warrant unless the applicant undertakes to make an affidavit verifying those facts; and
- (d) if the applicant gives such an undertaking, the magistrate may then make out and sign a warrant, noting on the warrant the facts that justify, in the magistrate's opinion, the issue of the warrant; and
- (e) the warrant is taken to have been issued, and comes into force, when signed by the magistrate; and
- (f) the magistrate must inform the applicant of the terms of the warrant; and
- (g) the applicant must, as soon as practicable after the issue of the warrant, forward to the magistrate an affidavit verifying the facts referred to in paragraph (c).

6—General duty of care—prescribed circumstances (section 37(3))

For the purposes of section 37(3) of the Act, any circumstance involving the exercise of a statutory power by a public authority in an emergency situation is prescribed.

7—Action on non-compliance with order etc—prescribed rate of interest (sections 39, 41 and 42)

- (1) For the purposes of sections 39(5)(a), 41(5)(a) and 42(8)(a) of the Act, the prescribed rate of interest per annum on an unpaid amount will be the prime bank rate for any financial year for which the amount remains unpaid.
- (2) In this regulation—

prime bank rate for a particular financial year means the corporate loan reference rate applied by the Commonwealth Bank of Australia for corporate lending on the first trading day of the Bank in that financial year.

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 6 November 2008

No 284 of 2008

EHCS08/0025

FAXING COPY?

IF you fax copy to **Government Publishing SA** for inclusion in the *Government Gazette*, there is **no need** to send a Confirmation Copy to us as well.

This creates confusion and may well result in your notice being printed **twice**.

Please use the following fax number:

Fax transmission: (08) 8207 1040
Phone Inquiries: (08) 8207 1045

Please include a contact person, phone number and order number so that we can phone back with any queries we may have regarding the fax copy.

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

Government Gazette notices can be E-mailed.

The address is:

governmentgazette@dpc.sa.gov.au

Documents should be sent as attachments in Word format.

When sending a document via E-mail, please confirm your transmission with a faxed copy of your document, including the date the notice is to be published.

Fax transmission: (08) 8207 1040
Enquiries: (08) 8207 1045

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 MITCHAM

Appointment of Development Assessment Panel Public Officer

NOTICE is hereby given pursuant to section 56A (22) of the Development Act 1993, that Council at its meeting held on 28 October 2008, appointed Rodney Donne, Acting Chief Executive Officer as the Public Officer for the Development Assessment Panel until 30 November 2008 and Helen Dyer, Chief Executive Officer as the Public Officer for the Development Assessment Panel from 1 December 2008. The Development Assessment Panel's Public Officer can be contacted at the City of Mitcham, 131 Belair Road, Torrens Park, telephone 8372 8851 and email:

mitcham@mitchamcouncil.sa.gov.au.

R. DONNE, Acting Chief Executive Officer

PORT AUGUSTA CITY COUNCIL

Declaration of Public Road

NOTICE is hereby given pursuant to section 210 of the Local Government Act 1999, that the Port Augusta City Council at its meeting held on 27 October 2008, declared all roads identified within Deposited Plan 12 and contained within partially cancelled certificate of title volume 596, folio 155, as public roads. These roads located within the Stirling North area include Maule Avenue, Zanker Avenue, Michael Avenue, Kite Street, Prosser Road, Whiting Street, Willoughby Street, Mosely Street, Smoker Street, Hedger Street, Edwards Street, Callier Avenue, Smith Street, Baret Street, Nestor Street, Howden Street.

M. J. DUNEMANN, Acting City Manager

CITY OF PROSPECT

BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

By-law No. 1—Permits and Penalties

TO provide for a permit system and penalties for Council by-laws, to clarify the construction of Council by-laws, and to repeal Council by-laws.

1. *Definitions*

In any by-law of Council, unless the contrary intention appears:

- 1.1 'Council' means City of Prospect;
- 1.2 'person' includes a body corporate.

2. *Repeal*

All previous by-laws made by Council prior to the date this by-law is made, are repealed.

3. *Permits*

- 3.1 In any by-law of Council, unless the contrary intention is clearly indicated, the word 'permission' means the permission of Council granted in writing.
- 3.2 Council may attach such conditions to a grant of permission as it thinks fit, and may vary or revoke such conditions or impose new conditions by notice in writing to the person granted permission.
- 3.3 Any person granted permission must comply with every such condition.
- 3.4 Council may revoke a grant of permission at any time by notice in writing to the person granted permission.

4. *Penalties*

Any person who commits a breach of any by-law of Council will be guilty of an offence and will be liable to a penalty being the maximum amount referred to in the Local Government Act 1999 and, in addition, will be liable to a further penalty for each day that the offence continues, being the maximum amount referred to in the Local Government Act 1999.

5. *Construction*

Every by-law of Council is subject to any Act of Parliament and Regulations made under any Act of Parliament.

This by-law was duly made and passed at a meeting of the Council of the City of Prospect held on 28 October 2008, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

M. GOLDSTONE, Chief Executive Officer

CITY OF PROSPECT

BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

By-law No. 2—Moveable Signs

TO set standards for moveable signs on roads and to provide conditions for and the placement of such signs.

1. *Definitions*

In this by-law, unless the contrary intention appears:

- 1.1 'authorised person' means a person appointed an authorised person pursuant to section 260 of the Local Government Act 1999;
- 1.2 'business premises' means premises from which a business, trade or calling is conducted;
- 1.3 'footpath area' means:
 - (a) a footway, lane or other place made or constructed for the use of pedestrians and not for the use of vehicles; or
 - (b) that part of the road between the boundary of the road and the edge of the carriageway on the same side as that boundary;
- 1.4 'moveable sign' has the same meaning as in the Local Government Act 1999;
- 1.5 'road' has the same meaning as in the Local Government Act 1999.

2. *Construction*

A moveable sign must:

- 2.1 be of a kind known as an 'A' frame or sandwich board sign, an 'inverted "T"' sign, or a flat sign;
- 2.2 be constructed and maintained in good quality and condition;
- 2.3 be of strong construction with no sharp or jagged edges or corners;
- 2.4 not be unsightly or offensive in appearance;
- 2.5 not be illuminated from a light source in or on the sign itself;
- 2.6 not move when in position or contain an animated display;
- 2.7 be constructed of timber, metal, plastic or a mixture of such materials;
- 2.8 not exceed 1 000 mm in height, 600 mm in width and 600 mm in depth;
- 2.9 be stable when in position including during adverse weather conditions;
- 2.10 in the case of an 'A' frame or sandwich board sign:
 - (a) be hinged or joined at the top;
 - (b) have sides which are securely fixed or locked in position when erected;
- 2.11 in the case of an 'inverted "T"' sign, contain no struts or members that run between the display area and the base of the sign.

3. *Placement*

A moveable sign must:

- 3.1 not be placed anywhere except on the footpath area and no closer to the carriageway than 300 mm;
- 3.2 not be placed on the sealed part of a footpath area unless the sealed part is wide enough to contain the sign and still leave a clear thoroughfare of at least 1.2 m;
- 3.3 not be placed on a landscaped area (other than when landscaping comprises only lawn);
- 3.4 not be placed within 1 m of an entrance to or exit from premises;
- 3.5 not be placed within 1 m of a building line or adjacent fence line;
- 3.6 not, without permission, be fixed, tied or chained to, or leaned against or placed closer than 2 m to any other structure, object (including another moveable sign), plant or tree;

- 3.7 not, without permission, be placed within 10 m of an intersection of a road;
- 3.8 not unreasonably restrict the use of the footpath area or road or endanger the safety of members of the public;
- 3.9 only be placed:
- (a) directly in front of the business premises to which it relates; and
 - (b) within the projections of the side boundaries of the business premises to which it relates.

4. Restrictions

- 4.1 Business premises are limited to the display of one moveable sign.
- 4.2 A moveable sign must not be placed on a footpath area:
- (a) unless it only displays material which advertises business premises (or goods or services available within those business premises), being conducted adjacent to the sign;
 - (b) unless the business premises to which it relates is open to the public;
 - (c) in windy conditions unless it is securely anchored down with an appropriate device such that it cannot be blown over or swept away;
 - (d) during the hours of darkness unless it is clearly visible.

5. Appearance

A moveable sign displayed on a footpath area must:

- 5.1 be painted or otherwise detailed in a competent and professional manner;
- 5.2 be attractive, legible and simply worded to convey a precise message;
- 5.3 be of such design and contain such colours which are compatible with the architectural design of the premises adjacent to the sign, and which relate well to the townscape and overall amenity of the locality in which it is situated;
- 5.4 contain combinations of colour and typographical styles which blend in with and reinforce the heritage qualities of the locality and building where it is situated;
- 5.5 not have balloons, flags, streamers or other things attached to it.

6. Removal of Signs

Where an authorised person has removed a sign placed on a road in contravention of this by-law or a provision of the Local Government Act 1999, the owner of the sign will not be entitled to reclaim the sign until they have paid Council the reasonable costs of the removal and storage of the sign.

7. Exemptions

- 7.1 Subparagraphs 3.9 and 4.2 (a) of this by-law do not apply to any of the following moveable signs:
- (a) a sign designed to direct people to a charitable function being held on the day the sign is being displayed;
 - (b) a sign used with permission from an authorised person;
 - (c) a sign advertising a garage sale taking place from residential premises.
- 7.2 This by-law does not apply to a moveable sign:
- (a) designed to direct people to the open inspection of any land or building that is available for purchase or lease;
 - (b) which is related to a State or Commonwealth election and is displayed during the period commencing on the issue for the writ or writs for the election at the close of polls on polling day;

- (c) which is related to an election held under the Local Government Act 1999 or the Local Government (Elections) Act 1999 and is displayed during the period commencing four weeks immediately before the date that has been set (either by or under either Act) for polling day and ending at the close of voting on polling day.

This by-law was duly made and passed at a meeting of the Council of the City of Prospect held on 28 October 2008, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

M. GOLDSTONE, Chief Executive Officer

CITY OF PROSPECT

BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

By-law No. 3—Local Government Land

FOR the management and regulation of the use of and access to local government land (other than roads) vested in or under the control of Council, including the prohibition and regulation of particular activities on local government land and public places.

1. Definitions

In this by-law, unless the contrary intention appears:

- 1.1 'authorised person' means a person appointed an authorised person pursuant to section 260 of the Local Government Act 1999;
- 1.2 'children's playground' means an area of local government land within 5 m of any equipment installed for the purpose of children's play;
- 1.3 'electoral matter' has the same meaning as in the Electoral Act 1985, provided that such electoral matter is not capable of causing physical damage or injury to any person within its immediate vicinity;
- 1.4 'liquor' has the same meaning as defined in the Liquor Licensing Act 1997;
- 1.5 'local government land' means land owned by Council or under Council's care, control and management (except roads);
- 1.6 'open container' means a container which:
 - (a) after the contents thereof have been sealed at the time of manufacture and:
 - (i) being a bottle, has had its cap, cork or top removed (whether or not it has since been replaced);
 - (ii) being a can, it has been opened or punctured;
 - (iii) being a cask, has had its tap placed in a position to allow it to be used;
 - (iv) being any form of container, that has been opened, broken, punctured or manipulated in such a way as to allow access to the contents thereof; or
 - (b) is a flask, glass or mug or other container used for drinking purposes;
- 1.7 'public place' means a place (including a place on private land) to which the public has access (except a road) but does not include any part of a community parcel divided by a plan or community division under the Community Titles Act 1996;
- 1.8 'road' has the same meaning as in the Local Government Act 1999;
- 1.9 'tobacco product' has the same meaning as in the Tobacco Products Regulation Act 1997;
- 1.10 'vehicle' has the same meaning as in the Local Government Act 1999.

2. Activities Requiring Permission

A person must not without permission on any local government land:

Working on Vehicles

- 2.1 repair, wash, paint, panel beat or perform work of any nature on or to any vehicle, except for running repairs in the case of breakdown;

Busking

- 2.2 sing, busk or play a musical instrument for the purpose of, or so as to appear to be for the purpose of, entertaining others or receiving money;

Horses, Cattle and Sheep

- 2.3 lead or drive any horse, cattle or sheep, except where Council has set aside a track or other area for use by or in connection with the animal of that kind;

Note: Please refer to Paragraph 9—Application of Paragraphs.

Donations

- 2.4 ask for or receive or indicate that he or she desires a donation of money or any other thing;

Amplification

- 2.5 use an amplifier or other device whether mechanical or electrical for the purpose of amplifying sound;

Distribution

- 2.6 give out or distribute to any bystander or passer by any handbill, book, notice or other printed matter, provided that this restriction does not apply to any electoral matter given out or distributed by or with the authority of a candidate during the course of a Federal, State or Local Government Election or Referendum;

Preaching

- 2.7 preach or harangue; provided that this restriction does not apply to a person legitimately canvassing public opinion during the course of a Local, State, Federal Government election or during a Referendum;

Canvassing

- 2.8 convey any advertising, religious or other message to any bystander, passer by or person provided that this restriction does not apply to any electoral matter given out or distributed with the authority of a candidate during the course of a Federal, State or Local Government Election or Referendum;

Advertising

- 2.9 display any sign for the purpose of commercial advertising;

Fires

- 2.10 light or maintain any fire except:
- (a) in a place provided by Council for that purpose; or
 - (b) in a portable barbeque, as long as the barbeque is used in an area that is clear of flammable material;

Fireworks

- 2.11 use, ignite, discharge or explode any fireworks;

Removing soil

- 2.12 carry away or remove any soil, sand, timber, stones, pebbles, other organic or inorganic materials or any part of the land;

Picking Fruit

- 2.13 pick fruit, nuts or berries from any trees or bushes;

Digging Soil

- 2.14 dig the soil for, or disturb or remove grubs, insects, coins or artefacts or any other thing;

Trees and plants

- 2.15 (a) take, uproot or damage any tree, plant or flower;
(b) remove, take or disturb any soil, stone, wood, timber or bark;

- (c) collect or take any dead wood or timber; or
- (d) enter onto any flower bed or garden plot;

Fauna

- 2.16 (a) take, interfere with or disturb any animal or bird or the eggs or young of any animal or bird;
(b) damage, interfere with or disturb any burrow, nest or habitat of any animal or bird; or
(c) use, possess or have control of any device for the purpose of killing or capturing any animal or bird;

Games

- 2.17 (a) to which this subparagraph applies, participate in any game, recreation or amusement which involves the use of a ball, missile or other object which the use of may cause injury or discomfort to any person being on or in the vicinity of that land; or

Note: Please refer to Paragraph 9—Application of Paragraphs.

- (b) play any organised competition sport;

Swimming

- 2.18 swim, bathe in any pond, stream or lake to which this subparagraph applies;

Note: Please refer to Paragraph 9—Application of Paragraphs.

Fishing

- 2.19 fish in any pond, stream or lake to which this subparagraph applies;

Note: Please refer to Paragraph 9—Application of Paragraphs.

Liquor

- 2.20 (a) consume, carry or be in possession or charge of any liquor on any local government land to which this subparagraph applies (provided the land constitutes a park or reserve);
(b) excepting sealed containers, consume, carry, be in possession or charge of any liquor in an open container on any local government land to which this subparagraph applies (provided the land constitutes a park or reserve);

Note: Please refer to Paragraph 9—Application of Paragraphs.

Weddings

- 2.21 conduct or participate in a marriage ceremony on any park or reserve;

Closed Lands

- 2.22 enter or remain on any part of local government land:
- (a) at any time during which Council has declared that it is closed to the public and which is indicated by a sign to that effect;
 - (b) where the land is enclosed with fences and/or walls and gates, at any time when the gates have been closed and locked; or
 - (c) where admission charges are payable, to enter without paying those charges;

Camping

- 2.23 camp or stay overnight;

Tents

- 2.24 erect any tent, booth, marquee or other structure;

Posting of Bills

- 2.25 post any bills, advertisements or other papers or items on a building, structure, pole or tree on local government land, or other public place provided that this paragraph does not apply to any electoral matter posted on a building or structure with the authority of a candidate during the course of a Federal, State or Local Government Election or Referendum.

3. Prohibited Activities

A person must not on local government land:

Smoking

- 3.1 smoke tobacco or any other substance in any building, or part of any building, or in an area defined as a children's playground to which this subparagraph applies;

Note: Please refer to Paragraph 9—Application of Paragraphs.

Missiles

- 3.2 throw, roll or discharge any stone, substance or missile to the danger of any person or animal;

Glass

- 3.3 wilfully break any glass, china or other brittle material;

Defacing Property

- 3.4 deface, paint, write, cut names or make marks on any tree, rock, gate, fence, building, sign or other property of Council therein provided that this paragraph does not apply to any electoral matter posted on a building or structure with the authority of a candidate during the course of a Federal, State or Local Government Election or Referendum and in accordance with the Electoral Act 1995;

Use of Equipment

- 3.5 use any item of equipment and/or facilities or other Council property other than in the manner and for the purpose for which it was designed or set aside;

Annoyances

- 3.6 annoy or unreasonably interfere with any other person's use of the land by making a noise or by creating a disturbance that has not been authorised by Council;

Interference with Permitted Use

- 3.7 interrupt or disrupt or interfere with any person's use of local government land for which permission has been granted;

Encroachment

- 3.8 erect or place any fencing, posts or other structures or any other items or substances such as to encroach onto the land that have not been authorised by Council.

4. Removal of Encroachment or Interference

Any person who encroaches onto or interferes with local government land contrary to this by-law must at the request of an authorised person, cease the encroachment or interference and remove the source of the encroachment or interference and reinstate the land to the same standard as the state of the land prior to the encroachment or interference.

5. Council May Do Work

If a person fails to remove an encroachment or interference on local government land in accordance with a request of an authorised person pursuant to paragraph 4 of this by-law, then Council may:

- (a) undertake the work itself; and
- (b) recover the cost of doing so from that person.

6. Directions

Any person on local government land must comply with any reasonable direction or request from an authorised person relating to:

- (a) the person's use of the land;
- (b) that person's conduct and behaviour on the land;
- (c) that person's safety on the land;
- (d) the safety and enjoyment of the land by other persons.

7. Removal of Animals

If any animal is found on the local government land in breach of a by-law:

- (a) any person in charge of the animal must remove it on the request of an authorised person; and
- (b) an authorised person may remove the animal if a person fails to comply with the request, or if no person is apparently in charge of the animal.

8. Exemptions

The restrictions in this by-law do not apply to any Police Officer, Council Officer or employee acting in the course and within the scope of that person's normal duties, or to a contractor while performing work for Council or to the driver of an emergency vehicle (as defined in the Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 1999 and the Australian Road Rules)—while driving that vehicle in relation to an emergency.

9. Application of Paragraphs

Any of paragraphs 2.3, 2.17 (a), 2.18, 2.19, 2.20 and 3.1 of this by-law will apply only in such part of parts of the area as Council may by resolution direct (in accordance with section 246 (3) (e) of the Local Government Act 1999).

This by-law was duly made and passed at a meeting of the Council of the City of Prospect held on 28 October 2008, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

M. GOLDSTONE, Chief Executive Officer

CITY OF PROSPECT

BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999 AND THE LOCAL GOVERNMENT ACT (IMPLEMENTATION) REGULATIONS 1999

By-law No. 4—Roads

FOR the management, control and regulation of activities on roads in the Council area.

1. Definitions

In this by-law, unless the contrary intention appears:

- 1.1 'authorised person' means a person appointed an authorised person pursuant to section 260 of the Local Government Act 1999;
- 1.2 'road' has the same meaning as in the Local Government Act 1999.

2. Activities Requiring Permission

A person must not without permission on any road:

Working on Vehicles

- 2.1 repair, wash, paint, panel beat or perform other work on or to any vehicle, except for running repairs in the case of breakdown;

Amplification

- 2.2 use an amplifier or other device whether mechanical or electrical for the purpose of amplifying sound or broadcasting announcements or advertisements;

Preaching

- 2.3 preach or harangue, provided that this restriction does not apply to a person legitimately canvassing public opinion, during the course of a Local, State or Federal Government election or during a Referendum;

Movement of Animals

- 2.4 drive, lead any horse, cattle, sheep or goats on to a road or allow any horse, cattle, sheep or goats to stray on to a road;

Advertising

- 2.5 erect or display any sign, or hoarding for the purpose of commercial advertising, other than a moveable sign which is displayed on a public street or road in accordance with any by-law of Council concerning moveable signs;

Donations

- 2.6 ask for or receive or indicate a desire for a donation of money or any other thing;

Posting

- 2.7 post any bills, advertisements or other papers or items on a building, structure, pole or tree on a road, provided that this paragraph does not apply to electoral matters posted with the authority of a candidate during the course of the Local, State or Federal Government election, or during the course of a Referendum;

Obstruction

- 2.8 obstruct any footway or road.

3. *Removal of Animals*

If any animal is found on a road in breach of a by-law:

- (a) any person in charge of the animal must remove it on the request of an authorised person; and
- (b) an authorised person may remove the animal if a person fails to comply with the request, or if no person is in charge of the animal.

4. *Exemptions*

The restrictions in this by-law do not apply to any Police Officer, Council Officer or employee acting in the course and within the scope of that person's normal duties, or to a contractor while performing work for Council and while acting under the supervision of a Council Officer, or to an emergency worker when driving an emergency vehicle as defined in the Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 1999 and the Australian Road Rules.

This by-law was duly made and passed at a meeting of the Council of the City of Prospect held on 28 October 2008, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

M. GOLDSTONE, Chief Executive Officer

CITY OF PROSPECT

BY-LAW MADE UNDER THE DOG AND CAT MANAGEMENT ACT 1995 AND LOCAL GOVERNMENT ACT 1999

By-law No. 5—Dogs

FOR the control of dogs within the Council area and to limit the number of dogs kept on premises.

1. *Definitions*

In this by-law, unless the contrary intention appears:

- 1.1 'approved kennel establishment' means a building, structure, premises or area approved by the relevant authority pursuant to the Development Act 1993, for the keeping of dogs on a temporary or permanent basis;
- 1.2 'dog' has the same meaning as defined in the Dog and Cat Management Act 1995;
- 1.3 'effective control' means a person exercising effective control of a dog either:
- (a) by means of physical restraint; or
- (b) by command, the dog being in close proximity to the person and the person being able to see the dog at all times;
- 1.4 'guide dog', 'hearing dog' and 'disability dog' have the same meanings as defined in the Dog and Cat Management Act 1995;
- 1.5 'local government land' means land owned by Council or under Council's care, control and management (except roads);
- 1.6 'small dwelling' means the premises of a self-contained dwelling either:
- (a) commonly known as a flat, serviced flat, home unit or the like; or
- (b) which is contained in a separate strata title or community title.

2. *Limit of Dog Numbers*

- 2.1 A person must not, without Council's permission, keep:
- (a) in a small dwelling, more than one dog;

- (b) in premises other than a small dwelling, more than two dogs.

- 2.2 No person may keep any dog on any premises where the number of dogs on those premises exceeds the limit without permission, unless the premises are an approved kennel establishment and any kennel business operating from those premises is registered in accordance with the Dog and Cat Management Act 1995.

3. *Dog on Leash Areas*

A person must not without permission on local government land to which this subparagraph applies, cause, suffer or permit any dog under that person's control, charge or authority to be or remain on that local government land unless the dog is restrained by a strong leash not exceeding 2 m in length and either tethered securely to a fixed object or held by a person capable of controlling the dog and preventing it from being a nuisance or a danger to other persons.

Note: Please refer to Paragraph 7—Application of Paragraphs.

4. *Dog Exercise Areas*

- 4.1 Any person may enter upon any local government land to which this paragraph applies for the purpose of exercising a dog under that person's control.
- 4.2 Where a person enters upon local government land to which this paragraph applies for that purpose, that person must ensure that any dog under that person's control, charge or authority remains under effective control.

Note: Please refer to Paragraph 7—Application of Paragraphs.

5. *Dog Free Areas*

A person must not without permission on local government land to which this paragraph applies, cause, suffer or permit any dog (except a guide dog, hearing dog or disability dog) under the person's control, charge or authority to be in, or remain on that local government land.

Note: Please refer to Paragraph 7—Application of Paragraphs.

6. *Signs*

Signs will be erected in accordance with section 238 (3) of the Local Government Act 1999, to denote local government land to which paragraphs 3, 4 and 5 apply, and information will be provided in a manner determined by the Chief Executive Officer of Council to inform the public about such local government land.

7. *Application of Paragraphs*

Paragraphs 3, 4 and 5 of this by-law will apply in such part or parts of the area as Council may by resolution direct (in accordance with section 246 (3) (e) of the Local Government Act 1999).

This by-law was duly made and passed at a meeting of the Council of the City of Prospect held on 28 October 2008, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

M. GOLDSTONE, Chief Executive Officer

CITY OF PROSPECT

BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

By-law No. 6—Waste Management

TO regulate and control the removal of domestic, recyclable and green organic waste and hard waste from premises and for the prevention and suppression of nuisances.

1. *Definitions*

In this by-law, unless the contrary intention appears:

- 1.1 'approved container' means any type of container approved by Council for holding household waste, recyclables or green organics;
- 1.2 'green organics' means any clean organic matter consisting of lawn clippings, plants, vegetables, leaves, prunings, horse manure or other materials for which permission has been given by Council but no item larger than 15 cm in diameter;

- 1.3 'hard waste' means any internal and external household items such as fridges, television sets, mattresses, furniture, carpets, electrical appliances/tools and scrap metal, but excludes any household waste and building materials, containers with liquids, hazardous waste, engine parts and green organics;
- 1.4 'household waste' means any kind of domestic and kitchen waste generated from residences or commercial premises, but excludes liquids, metals (other than food containers), building materials, stones, bricks, soil, lead, acid batteries and any dangerous or toxic waste;
- 1.5 'recyclables' means newspapers, magazines, clean paper and cardboard, clean plastic containers of a type specified by Council, clean tins and cans, clean glass containers and clean milk and juice containers and their lids and any other types of materials specified by Council.

2. Approved Containers

- 2.1 An occupier of domestic premises must keep on the premises approved containers for the reception of household waste and recyclables.
- 2.2 An occupier of domestic premises who uses Council's green organics collection service must use an authorised container for the reception of green organics.

3. Management of Waste Collection Services

An occupier of premises must:

Use of Approved Containers

- 3.1 ensure only household waste is placed in that part of an approved container designed for holding household waste;
- 3.2 ensure only recyclables are placed in that part of an approved container designed for holding recyclables;
- 3.3 ensure only green organics are placed in an approved container designed for holding green organics;

Keep Container Clean

- 3.4 ensure any approved container kept on the premises is kept in a clean and sanitary condition, maintained in good order and repair, and kept watertight at all times;

Sealing of Container

- 3.5 ensure any approved container kept on the premises is continuously and securely covered or sealed except when waste is being deposited in or removed from the container;

Damage

- 3.6 ensure, subject to ordinary wear and tear, any approved container kept on the premises is maintained so that it:
- (a) is robust and water tight;
 - (b) is able to be moved on its wheels efficiently;
 - (c) has a lid that seals the container when closed;
 - (d) keeps separate any household waste and recyclables that it is designed to keep separate; and
 - (e) is otherwise unimpaired;

Collection Services

- 3.7 where collection is required, ensure that prior to, and on the day of, the time appointed by Council for the collection of household waste, recyclables and green organics from the premises, or on the night before (but no earlier), any approved container kept on the premises containing household waste, recyclables or green organics is placed out for collection:
- (a) on the road in front of and on the same side as the premises, abutting the edge of (but not on) the carriageway and positioned so that the side of the container on which the hinges of the lid are situated, faces the premises; or
 - (b) in a position as approved by Council; and

- (c) not under the overhanging branches of street trees;

Return of Approved Container

- 3.8 ensure any approved container placed out for collection is returned to that person's premises on the same day after the collection of household waste, recyclables or green organics has taken place.

4. Interference with Waste and Recyclables

A person must not remove, disperse or interfere with any household waste, hard waste, recyclables (including bottles, newspapers, cans, containers or packaging) or green organics that have been placed:

- (a) for disposal in or near an approved container; or
- (b) on a road for collection by Council, its agents or contractors, except with the permission of Council or the authority of the owner.

This by-law was duly made and passed at a meeting of the Council of the City of Prospect held on 28 October 2008, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

M. GOLDSTONE, Chief Executive Officer

THE BAROSSA COUNCIL

ROADS (OPENING AND CLOSING) ACT 1991

Light Pass and Penrice

NOTICE is hereby given that pursuant to section 10 of the Roads (Opening and Closing) Act 1991, the Barossa Council gives notice of its intent to make a Road Process Order to close portion of the public road adjoining Allotment 2 in D 66829, Allotment 91 in F 170490, Allotment 512 in F 172773 and Allotment 7 in F 108205 more particularly delineated and marked 'A' on Preliminary Plan No. 08/0108. The closed road is to be transferred to Penrice Soda Products Pty Ltd and merged with Allotment 7 in F 108205.

A copy of the preliminary plan and statement of persons affected are available for public inspection at the Council Office, 43-51 Tanunda Road, Nuriootpa or at the Adelaide office of the Surveyor-General during normal office hours.

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

The application for easement or objection must be made in writing to the Council, P.O. Box 867, Nuriootpa, S.A. 5355 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.

D. MORCOM, Chief Executive Officer

REGIONAL COUNCIL OF GOYDER

Declaration of an Area of the State in which a Person may Operate an Electric Element for Cooking Purposes in the Open Air Contrary to the Terms of a Total Fire Ban

NOTICE is hereby given that pursuant to regulations under the Fire and Emergency Services Act 2005, The Regional Council of Goyder declares that persons may operate electric elements for cooking purposes in the open air contrary to the terms of a total fire ban at the following places:

- Eudunda: Centenary Park, Gunn Street extension and Eudunda Oval Reserve, Morgan Road.
- Point Pass: Standpipe Reserve, Stock Route Road.
- Robertstown: Civic Centre, Commercial Street.
- Burra: Burra Creek Reserve, Bridge Terrace; Pickett Reserve, Bridge Terrace and the Caravan Park, Bridge Terrace.
- Booborowie: Swimming Pool/Football Club, North Terrace.
- Mount Bryan: Sir Hubert Wilkins Reserve, Railway Parade.
- Terowie: Pioneer Park (Section 451), Main Street.

This notice applies to fixed electric barbeques only and operates at all times until revoked.

The operation of an electric element under this notice is subject to the following conditions:

- (1) The space immediately around and above the gas fire or electric element must be cleared of all flammable material to a distance of at least 4 m.
- (2) A person who is able to control the gas fire or electric element must be present at all times while it is lighted or charged.
- (3) An appropriate agent adequate to extinguish any fire must be at hand.

Dated 21 October 2008.

J. P. BRAK, Chief Executive Officer

DISTRICT COUNCIL OF MOUNT BARKER
DEVELOPMENT ACT 1993

Mount Barker Regional Town Centre Car Parking Fund

NOTICE is hereby given, pursuant to section 50A (6) (b) of the Development Act 1993, that the District Council of Mount Barker has determined that the contribution rate for the car parking fund be set at \$13 500 per car parking space.

Funds will be applied in a manner consistent with section 50A of the Development Act 1993.

Should anyone need further clarification please contact Rachael Finn on 8391 7275 or in person at the Local Government Centre, 23 Mann Street, Mount Barker.

A. STUART, Chief Executive Officer

RENMARK PARINGA COUNCIL

Declaration of Private Road to Public Road

NOTICE is hereby given that pursuant to section 210 of the Local Government Act 1999, the Renmark Paringa Council at its meeting held on 28 October 2008, declared the private road being shown as Hale Street in Deposited Plan 2695 contained within the certificate of title volume 5897, folio 581, to be a public road.

B. C. HURST, Chief Executive Officer

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

- Bald, Frank Bertram*, late of 18 West Terrace, Quorn, retired stockman, who died on 9 September 2008.
- Bianco, Marcella*, late of 6 Mumford Avenue, St Agnes, of no occupation, who died on 15 September 2008.
- Black, Valerie Gertrude*, late of 42 Judith Crescent, Morphett Vale, retired shop assistant, who died on 12 August 2008.
- Childs, Margaret*, late of 67 Porter Street, Salisbury, of no occupation, who died on 2 August 2008.
- Colbert, Reginald Stephen*, late of Blende Street, Broken Hill, New South Wales, retired shift manager, who died on 25 August 2008.

Conyers, Dorothy Vivienne, late of 156 Main North Road, Prospect, widow, who died on 25 August 2008.

Couzens, Lawrence Walter, late of 1 Steele Street, Campbelltown, retired shopfitter, who died on 8 June 2008.

Crisp, Denis Olley, late of 45 Milner Street, Prospect, retired school principal, who died on 19 July 2008.

Dunn, Helen Margaret, late of 14 St Lawrence Avenue, Edwardstown, home duties, who died on 25 August 2008.

Dunn, Ralph Alder, late of 12 Harbour Court, West Lakes, retired asphalt manager, who died on 28 March 2008.

Edwards, Albert Ernest, late of 84 Reservoir Road, Modbury, retired industrial relations manager, who died on 28 July 2008.

Hanson, Muriel Elizabeth, late of 88-94 Robert Street, West Croydon, of no occupation, who died on 8 September 2008.

Hendry, Constance, late of 20 Norseman Avenue, Westbourne Park, of no occupation, who died on 20 August 2008.

Hunt, Maxwell John Mark, late of 1099 Grand Junction Road, Hope Valley, retired custodian of plans and records, who died on 8 September 2008.

Jarrad, Una Mary, late of 150 Adams Road, Craigmore, of no occupation, who died on 21 September 2008.

Latinovic, Ivan, late of 37 Fifth Street, Ardrossan, retired painter, who died on 27 September 2008.

Rumbelow, Thelma Josephine, late of 16 Simpson Avenue, Encounter Bay, home duties, who died on 14 September 2008.

Russ, Allen Ernest, late of 112 Acre Avenue, Morphett Vale, retired farmer, who died on 4 August 2008.

Sandercock, Colin Heath, late of 1 Cooper Angus Grove, Wattle Park, retired carpenter, who died on 8 August 2008.

Singer, Spencer Samuel, late of 53 Geddes Road, Solomontown, retired painter, who died on 25 January 2007.

Stewart, John Albert, late of 84A Sherriffs Road, Morphett Vale, retired metal worker, who died on 24 August 2008.

Stokes, Phyllis Emily, late of 60 States Road, Morphett Vale, of no occupation, who died on 16 September 2008.

Wadas, Norbert Hans, late of 27 Barndoo Street, Hallett Cove, accountant, who died on 25 July 2008.

Wilkinson, Anita Maud, late of 324 Military Road, Semaphore Park, of no occupation, who died on 30 August 2008.

Williams, Barbara Elder, late of 160 Walkerville Terrace, Walkerville, of no occupation, who died on 4 September 2008.

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 5 December 2008, 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 6 November 2008.

M. I. BODYCOAT, Public Trustee

ATTENTION

CUSTOMERS requiring a proof of their notice for inclusion in the *Government Gazette*, please note that the onus is on you to inform **Government Publishing SA** of any subsequent corrections by **10 a.m. on Thursday**, which is our publication deadline.

For any corrections to your notice please phone 8207 1045 or Fax 8207 1040 **before** 10 a.m. on Thursday.

If we do not receive any communication by 10 a.m. on Thursday (day of publication) we will presume the notice is correct and will print it as it is.

Remember—the onus is on you to inform us of any corrections necessary to your notice.

NOTE: Closing time for lodging new copy (electronically, fax or hard copy) is 4 p.m. on Tuesday preceding the day of publication. Phone 8207 1045—Fax 8207 1040.

Email: governmentgazette@dpc.sa.gov.au