



# 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, 15 AUGUST 2013

## CONTENTS

	Page	Page	
Appointments, Resignations, Etc.....	3486	Public Trustee Office—Administration of Estates .....	3531
Controlled Substances Act 1984—Notice .....	3487	<b>REGULATIONS</b>	
Corporations and District Councils—Notices.....	3529	Independent Commissioner Against Corruption Act 2012: (No. 204 of 2013).....	3507
Development Act 1993—Notice .....	3488	Liquor Licensing Act 1997 (No. 205 of 2013).....	3514
Employment Agents Registration Act 1993—Notice.....	3488	Security and Investigation Agents Act 1995: (No. 206 of 2013).....	3516
Equal Opportunity Tribunal—Notice .....	3489	Roads (Opening and Closing) Act 1991—Notice.....	3492
Genetically Modified Crops Management Act 2004— Notice .....	3489	Road Traffic Act 1961—Notices.....	3492, 3493
Harbors and Navigation Regulations 2009—Notice.....	3490	Training and Skills Development Act 2008—Notice .....	3494
Mining Act 1971—Notices.....	3490	Workers Rehabilitation and Compensation Act 1996— Notice .....	3495
National Electricity Law—Notice .....	3491	Work Health and Safety Regulations 2012— Notice .....	3492
Petroleum and Geothermal Energy Act 2000—Notices .....	3491		
Proclamations .....	3503		
Public Sector (Reorganisation of Public Sector Operations) Notice 2013 .....	3501		

## 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](mailto: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](http://www.governmentgazette.sa.gov.au)

Department of the Premier and Cabinet  
Adelaide, 15 August 2013

HIS Excellency the Governor's Deputy in Executive Council has been pleased to appoint the undermentioned to the Guardianship Board, pursuant to the provisions of the Guardianship and Administration Act 1993:

Section 8 (1) Panel Member: (from 15 August 2013 until 14 August 2016)  
Paul Leslie Simpson

By command,

JAY WILSON WEATHERILL, Premier

AGO0108/13CS

Department of the Premier and Cabinet  
Adelaide, 15 August 2013

HIS Excellency the Governor's Deputy in Executive Council has been pleased to appoint the Honourable Grace Portolesi, MP, Minister for Employment, Higher Education and Skills and Minister for Science and Information Economy to be also Acting Minister for the Status of Women and Acting Minister for State/Local Government Relations for the period from 20 August 2013 to 30 August 2013 inclusive, during the absence of the Honourable Gail Elizabeth Gago, MLC.

By command,

JAY WILSON WEATHERILL, Premier

13MAFF32CS

Department of the Premier and Cabinet  
Adelaide, 15 August 2013

HIS Excellency the Governor's Deputy in Executive Council has been pleased to appoint the undermentioned to the TAFE SA Board of Directors, pursuant to the provisions of the TAFE SA Act 2012:

Director: (from 15 August 2013 until 3 October 2015)  
Virginia Scott Simmons

By command,

JAY WILSON WEATHERILL, Premier

MEHES13/022CS

Department of the Premier and Cabinet  
Adelaide, 15 August 2013

HIS Excellency the Governor's Deputy in Executive Council has been pleased to Appoint the Honourable Antonio Piccolo, MP, Minister for Communities and Social Inclusion, Minister for Social Housing, Minister for Disabilities, Minister for Youth and Minister for Volunteers to be also Acting Minister for Agriculture, Food and Fisheries and Acting Minister for Forests for the period from 20 August 2013 to 30 August 2013 inclusive, during the absence of the Honourable Gail Elizabeth Gago, MLC.

By command,

JAY WILSON WEATHERILL, Premier

13MAFF32CS

Department of the Premier and Cabinet  
Adelaide, 15 August 2013

HIS Excellency the Governor's Deputy in Executive Council has been pleased to appoint the undermentioned to the Art Gallery Board, pursuant to the provisions of the Art Gallery Act 1939:

Member: (from 15 August 2013 until 14 August 2016)  
Neil Richard Balnaves

By command,

JAY WILSON WEATHERILL, Premier

ART/13/015

Department of the Premier and Cabinet  
Adelaide, 15 August 2013

HIS Excellency the Governor's Deputy in Executive Council has been pleased to appoint the Honourable Tom Koutsantonis, MP, Minister for Transport and Infrastructure, Minister for Mineral Resources and Energy and Minister for Housing and Urban Development to be also Acting Minister for Manufacturing, Innovation and Trade and Acting Minister for Small Business for the period from 18 August 2013 to 24 August 2013 inclusive, during the absence of the Honourable Thomas Richard Kenyon, MP.

By command,

JAY WILSON WEATHERILL, Premier

MMIT13/005CS

Department of the Premier and Cabinet  
Adelaide, 15 August 2013

HIS Excellency the Governor's Deputy in Executive Council has been pleased to appoint the undermentioned to the Safework SA Advisory Council, pursuant to the provisions of the Work Health and Safety Act 2012:

Member: (from 15 August 2013 until 14 August 2016)  
Rick Cairney  
Margaret Norma Heylen  
Aaron Michael Cartledge  
Jill Michele Cavanough

By command,

JAY WILSON WEATHERILL, Premier

IR0042/13CS

Department of the Premier and Cabinet  
Adelaide, 15 August 2013

HIS Excellency the Governor's Deputy in Executive Council has been pleased to appoint Neil Alexander McGoran to the position of Chief Executive Officer, SACE Board of South Australia, for a term of five years commencing on 28 October 2013 and expiring on 27 October 2018, pursuant to Section 9A of the SACE Board of South Australia Act 1983.

By command,

JAY WILSON WEATHERILL, Premier

MECD13/11

Department of the Premier and Cabinet  
Adelaide, 15 August 2013

HIS Excellency the Governor's Deputy in Executive Council has been pleased to appoint the Honourable Tom Koutsantonis, MP, Minister for Transport and Infrastructure, Minister for Mineral Resources and Energy and Minister for Housing and Urban Development to be also Acting Minister for Regional Development for the period from 20 August 2013 to 30 August 2013 inclusive, during the absence of the Honourable Gail Elizabeth Gago, MLC.

By command,

JAY WILSON WEATHERILL, Premier

13MAFF32CS

Department of the Premier and Cabinet  
Adelaide, 15 August 2013

HIS Excellency the Governor's Deputy in Executive Council has been pleased to appoint Therese Elizabeth O'Leary as the Training Advocate for a term of five years commencing on 1 September 2013 and expiring on 31 August 2018, pursuant to the Training and Skills Development Act 2008.

By command,

JAY WILSON WEATHERILL, Premier

MEHES13/020CS

Department of the Premier and Cabinet  
Adelaide, 15 August 2013

HIS Excellency the Governor's Deputy in Executive Council has been pleased to appoint the people listed as Special Justices of the Peace for South Australia for the terms specified, pursuant to Section 7 (1) of the Justices of the Peace Act 2005:

For a term commencing on 18 September 2013 and expiring on 17 September 2018:

Kenneth Reginald Maynard

For a term commencing on 24 September 2013 and expiring on 23 September 2015:

Michael Timothy McRae

For a term commencing on 4 September 2013 and expiring on 3 September 2018:

Tania Jane Schultz

By command,

JAY WILSON WEATHERILL, Premier

JP13/037CS

Barry John Seymour Mitchell  
Rosemary Mitchell  
Gregory William Morse  
Suzanne Lesley Murphy  
Thanh Cong Nguyen  
Ronald Graham O'Sullivan  
Christopher David Parish  
Ronald Ian Parish  
Mary Lillian Offican Ritter  
Pauline Dawn Robertson  
Dudley Ernest Ruediger  
Dean Allan Solomon  
Barry Maxwell Swincer  
Clarence Rodney Thomas  
Keith Harvey Treloar  
Joseph Guerin Van Der Lee  
Peter George Verrall  
Robert Nicholas Cunninghame Warden

By command,

JAY WILSON WEATHERILL, Premier

JP13/027CS

Department of the Premier and Cabinet  
Adelaide, 15 August 2013

HIS Excellency the Governor's Deputy in Executive Council has been pleased to appoint the people listed as Justices of the Peace for South Australia for a period of ten years commencing from 15 August 2013 and expiring on 14 August 2023, it being a condition of appointment that the Justices of the Peace must take the oaths required of a Justice under the Oaths Act 1936 and return the oaths form to the Justice of the Peace Services within 3 months of the date of appointment, pursuant to Section 4 of the Justices of the Peace Act 2005:

Intessar Abou-Hamdan  
Tania Jane Adams  
Kyriaki Anagnostakis  
Jeffrey Shane Andrews  
Edward Scott Ashenden  
Daryl Wayne Bell  
Graham Francis Blacket  
Pamela Kay Borthwick  
Andrew Charles Burnside  
Derily Naomi Clarke  
Philip James Cook  
Sam Salvatore Coppola  
Joylene Maria De Leo  
Helen Patricia Dwyer  
Trevor Samuel Ettridge  
Loretta Ann Furber  
Arthur Gouletsas  
Anastasia Gronthos  
Judith Anne Hoffmann  
James Antony Holdback  
Lawrence Horne  
Sylvia Huie  
Tammy Marie Joachin  
Kym McKenzie Just  
Ann Mary Lambert  
Keith Vernon Langley  
Frank Anthony Leone  
Marjorie Dawn Lobban  
Stelios Margaritis  
Sharon Jane Maslen  
Kenneth John Mayes  
Grant Robert Mayfield

## CONTROLLED SUBSTANCES ACT 1984

### *Prohibition Order*

TAKE notice that on 29 August 2013, I, Dr Stephen Christley, Chief Public Health Officer and Executive Director, Public Health and Clinical Systems, Department for Health and Ageing, having formed the opinion that Tracey Whitton has administered a prescription drug in an irresponsible manner, exercised the power delegated by the Minister for Mental Health and Substance Abuse under Section 62A of the Controlled Substances Act 1984 (SA), and made the following order under Section 57 (1) (c) of the Act.

Tracey Whitton,

Date of birth: 30 April 1976,

is prohibited from supplying, administering, using or having possession of the following substances or class of substances:

- a drug of dependence as declared by Regulation 7 of the Controlled Substances (Poisons) Regulations 2011, pursuant to Section 12 (3) of the Controlled Substances Act 1984, namely any poison listed in Schedule 8 of the Standard for the Uniform Scheduling of Medicines and Poisons as published and amended by the Secretary to the Department of Health and Ageing under the Commonwealth's Therapeutic Goods Act 1989;
- prescription drugs that contain codeine or dextropropoxyphene; and
- benzodiazepines.

This order does not apply to any of the above substances, drugs or class of drugs lawfully supplied or prescribed for the treatment of Tracey Whitton by a registered health practitioner or by a veterinary surgeon for administration to an animal in Ms Whitton's care.

This order took effect when it was served on Tracey Whitton on 6 August 2013.

DR S. CHRISTLEY, Delegate for the Minister  
for Mental Health and Substance Abuse

## DEVELOPMENT ACT 1993: SECTION 46 (1)

*Preamble*

Subsection (1) of Section 46 of the Development Act 1993, allows the Minister for Planning to apply that section to a specified kind of development or project if the Minister is of the opinion that a declaration under that section is appropriate or necessary for the proper assessment of development or a project of major environmental, social or economic importance.

## NOTICE

PURSUANT to Section 46 (1) 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 environmental, and social and economic importance, I declare that Section 46 of the Act applies to any development of a kind specified in Schedule 1, in that part of the State specified in Schedule 2 and Schedule 3.

## SCHEDULE 1

*Specified Kinds of Development*

Development directly associated with the establishment and operation of a deep water port facility adjacent to Cape Hardy, south of Port Neill on the Eyre Peninsula, an accommodation village in the Wudinna area, and an infrastructure corridor between mining activities being undertaken south of Wudinna on the central Eyre Peninsula and the deep water port facility including any or all of the following elements:

- (a) all activities and works associated with the construction (other than quarrying) and operation of a port terminal, storage facility, and associated infrastructure, in that part of the State specified in Schedule 2, including:
  - (i) wharf structures, including tug mooring facilities;
  - (ii) ship loading systems;
  - (iii) buildings/facilities, stockpiles, fuel storage;
  - (iv) railway infrastructure and facilities;
  - (v) materials handling systems;
  - (vi) employee accommodation village; and
  - (vii) road transport access.
- (b) all activities and works associated with the construction and operation of employee accommodation village in that part of the State specified in Schedule 3;
- (c) all activities and works associated with the construction and operation of infrastructure corridor including sea water supply pipeline/s, power transmission line/s and railway line/s, in that part of the State specified in Schedule 4;
- (d) any change in the use of land associated with any development within the ambit of paragraphs (a), (b) and (c);
- (e) the undertaking of works for the purposes of, or otherwise related to; railway lines, roads, parking, stormwater, water supply, fuel storage, concentrate stockpiling, power supply, telecommunications and effluent treatment in connection with the development;
- (f) any associated excavation or filling, or the excavation and filling, of any land, or the formation of land for allotments;
- (g) the division of land associated with the development; and
- (h) any related or ancillary development associated with development within the ambit of preceding paragraphs.

## SCHEDULE 2

*Specified Part of the State*

The following part of the State is specified for the purposes of Schedule 1:

- (a) Sections 372, 373, 374 and 375, Hundred of Yaranyacka, Certificate of Title Volume 5417, Folio 221;
- (b) Section 75, Hundred of Dixon, Certificate of Title Volume 6103, Folio 432;
- (c) Section 76, Hundred of Dixon, Certificate of Title Volume 6103, Folio 433;
- (d) Allotment 2 in Deposited Plan 77432, Hundred of Dixon, Certificate of Title Volume 6012, Folio 416;
- (e) Allotment 1 in Deposited Plan 77432, Hundred of Dixon, Certificate of Title Volume 6102, Folio 415;
- (f) Allotment 1 in Deposited Plan 6630, Hundred of Yaranyacka, Certificate of Title Volume 5884, Folio 452;
- (g) Allotment 6 in Deposited Plan 60630, Hundred of Yaranyacka, Certificate of Title Volume 5884, Folio 457;
- (h) Section 78 Hundred of Dixon, Certificate of Title Volume 5921, Folio 502; and
- (i) Wharf (including tug mooring facilities) and ship loading infrastructure extending into Spencer Gulf.

## SCHEDULE 3

*Specified Part of the State*

The following part of the State is specified for the purposes of Schedule 1:

- (a) Section 31, Hundred of Palabie, Certificate of Title Volume 5618, Folio 887.

## SCHEDULE 4

*Specified Part of the State*

The following part of the State is specified for the purposes of Schedule 1:

- (a) A corridor of land running between that part of the State immediately east of the hamlet of Warramboos on the central Eyre Peninsula, approximately 26 km south of Wudinna and 42 km north of Lock and that part of the State specified in Schedule 2.

Dated 11 August 2013.

JOHN RAU, Minister for Planning

## EMPLOYMENT AGENTS REGISTRATION ACT 1993 (SA)

NOTICE is hereby given that, pursuant to Section 4 (1) of the Employment Agents Registration Act 1993 (SA), I, John Rau, Minister for Industrial Relations, hereby exempt Wavelength International Pty Limited of New South Wales (66-77 Flinders Street, Surry Hills, New South Wales, 2010) from:

- Section 11 (1) of the Employment Agents Registration Act 1993, in relation to the requirement that the business conducted in pursuance of the licence must be managed under the personal supervision of a natural person who is a resident of the State; and
- Section 16 (1) of the Employment Agents Registration Act 1993, in relation to the requirement that the holder of a licence must not carry on the business of an employment agent except at premises registered under this Section.

Dated 12 August 2013.

J. RAU, Deputy Premier, Minister for Industrial Relations

## EQUAL OPPORTUNITY TRIBUNAL

No: 1236 of 2013

*Notice of Exemption*BEFORE PRESIDING OFFICER COLE AND MEMBERS  
JASINSKI AND BACHMANN

I HEREBY certify that on 25 July 2013, the Equal Opportunity Tribunal of South Australia, on the application of The State of South Australia (Chief Executive, SA Health) made the following orders for exemption:

Pursuant to Section 92 of the Equal Opportunity Act 1984, an exemption is granted to the State of South Australia (Chief Executive, SA Health) and to the members of the Aboriginal Health Council of South Australia Inc ('AHCSA') from the provisions of Sections 52 (1) and Section 103 of the Equal Opportunity Act 1984, for a period of three years to enable the State of South Australia (Chief Executive, SA Health) and members of the AHCSA to advertise for Aboriginal and/or Torres Strait Islander Health Worker persons to apply for positions which undertake Aboriginal and/or Torres Strait Islander Health Worker roles and functions (including positions of Aboriginal and/or Torres Strait Health Worker, Aboriginal and/or Torres Strait Islander Health Practitioner, Aboriginal Patient Pathway Officer, Aboriginal Cultural Consultant, Aboriginal Mental Health Worker, Aboriginal Youth Worker, Aboriginal Well-Being Worker and Aboriginal Family Support Worker) and to appoint Aboriginal and Torres Strait Islander applicants to such positions.

Dated 25 July 2013.

BJORN DE JAGER for M. STOKES, Acting  
Registrar, Equal Opportunity Tribunal

GENETICALLY MODIFIED CROPS MANAGEMENT  
ACT 2004*Exemption Notice*

PURSUANT to the Genetically Modified Crops Management Act 2004, I, Gail Elizabeth Gago, Minister for Agriculture, Food and Fisheries, issue an Exemption to the University of Adelaide (hereafter the University) under Section 6 (2) (a) (ii) enabling the University to cultivate one hybrid genotype of genetically modified cotton in the University's Containment Glasshouse (Building 9F) located on the Waite Campus at Urrbrae.

This Exemption remains in force until varied or revoked.

The University is required to observe the following conditions in relation to the exempted cultivation of genetically modified crops undertaken in South Australia by its employees or agents, or any person engaged to undertake any activity in relation to the Specified Purpose provided an exemption has been conferred on that person (either as a variation to this exemption or by a separate exemption).

For the purpose of this Notice, I nominate the following person as the Nominated Officer within PIRSA to whom communication should be directed:

Manager, Plant Health Operations  
Biosecurity SA  
Plant and Food Standards,  
33 Flemington Street,  
Glenside, S.A. 5065  
Telephone: (08) 8207 7833  
Facsimile: (08) 8207 7844

For Definitions of Terms see Section 3.

## SECTION 1: GENERAL CONDITIONS

The University and persons covered by these conditions must comply with these conditions.

1. *Notification of Project Supervisor*

- 1.1 The University must inform the Nominated Officer in writing of the contact details of the Project Supervisor before cultivation of the GMO occurs.
- 1.2 The University must immediately notify the Nominated Officer in writing if any of the contact details of the Project Supervisor change.

2. *Informing people of their obligations*

- 2.1 The University must inform each person covered by these conditions of the obligations imposed on them by these conditions.
- 2.2 The University must provide the Nominated Officer, on the Nominated Officer's written request, a signed statement from each person covered by these conditions that the University has informed the person of the conditions of these conditions that apply to that person.

3. *Material Changes in circumstances*

- 3.1 The University must immediately, by notice in writing, inform the Nominated Officer of:
  - (a) Any relevant conviction of the University or any of its Directors occurring after the commencement of these conditions.
  - (b) Any event or circumstances occurring after the commencement of these conditions that would affect the capacity of the University to meet the conditions in this Exemption.

## SECTION 2: SPECIFIC CONDITIONS

1. *Transportation of a GMO*

- 1.1 The GMO must be packed in a sealed unbreakable primary container. Selfing bags are considered to be an appropriate primary container for propagative plant material.
- 1.2 Every primary container must be clearly marked GM cotton along with the genotype code.
- 1.3 Primary containers must be packed in sealed unbreakable secondary container.
- 1.4 Every secondary container used to transport the GMO must be labelled:
  - (a) to indicate that it contains genetically modified plant material; and
  - (b) with telephone contact numbers for the University and instructions to contact the University in the event that the container is broken or misdirected.
- 1.5 Each secondary container must remain sealed during transit.

2. *Contingency Plans*

- 2.1 Within seven days of the date of the commencement of these conditions, a written Contingency Plan must be submitted to the Nominated Officer detailing measures to be taken in the event that a secondary container is broken.
- 2.2 The Contingency Plan must include details of procedures to:
  - (a) ensure the Nominated Officer is notified immediately if the University becomes aware of the event;
  - (b) destroy any of the GMOs; and
  - (c) Monitor and destroy any Volunteer plants that may exist as a result of the event.

3. *Cultivation of the GMO*

- 3.1 The GMO may only be cultivated for the Specified Purpose.
- 3.2 Cultivation of the GMO is permitted only in the University's Containment Glasshouse (Building 9F) on the Waite Campus at Urrbrae, provided that the Containment Glasshouse is:
  - (a) registered by the Australian Quarantine and Inspection Service as a Quarantine Approved Premise; and
  - (b) certified by the Office of the Gene Technology Regulator as PC2 Plant Containment Facility.
- 3.3 Before the commencement of planting, the following information should be provided to the Nominated Officer.

- (a) The contact details of the person responsible for the Containment Glasshouse or his representative to enable authorised officers to seek consent to entry.
- (b) Identification of the GMO type proposed to be grown in the Containment Glasshouse, and the area of each that is to be sown.
- (c) Estimated date of planting, pollen production and seed set.

3.4 All plant material resulting from cultivation of the GMO is to be destroyed before pollen production or seed set.

3.5 All plants, plant material, soil, consumables and waste associated with and resulting from the Specified Purpose shall be heat treated (autoclaved) before it is removed from the University's Containment Glasshouse, in accordance with the facility's quarantine protocols.

#### 4. Compliance Management Plan

4.1 Prior to the GMO entering South Australia, a written Compliance Management Plan must be provided to the Nominated Officer on request. The Compliance Management Plan must describe in detail how the University intends to ensure compliance with these conditions and document that compliance.

#### SECTION 3: INTERPRETATION AND DEFINITIONS

Words and phrases used in this Exemption have the same meanings as they do in the Genetically Modified Crops Management Act 2004 (SA), Gene Technology Act 2000 (Commonwealth) and the Gene Technology Regulations 2001.

Words importing a gender include any other gender.

Words in the singular include the plural and words in the plural include the singular.

Words importing persons include a partnership and a body whether corporate or otherwise.

References to any statute or other legislation (whether primary or subordinate) is to a statute or other legislation of the Commonwealth of Australia as amended or replaced from time to time unless the contrary intention appears.

Where any word or phrase is given a defined meaning, any other part of speech or other grammatical form in respect of that word or phrase has a corresponding meaning.

In this Exemption:

'one hybrid genotype of genetically modified cotton' means commercially available cotton cultivars containing the MON531, MON15985 and MON88913 traits.

'Department' means the Department of Primary Industries and Regions in South Australia.

'Destroy', (or 'Destroyed' or 'Destruction'), as the case requires, means killed by one or more of the following methods:

- (a) stalk pulling; or
- (b) light tillage; or
- (c) burning; or
- (d) treatment with herbicide; or
- (e) slashing; or
- (f) mowing; or
- (g) hand weeding; or
- (h) burial under 1 m of soil; or
- (i) grazing; or
- (j) a combination of the above.

Note (1): 'As the case requires' has the effect that, depending on the circumstances, one or more of these techniques may not be appropriate. For example, in the case of killing the remains of harvest of the GMO, treatment of post harvest remains by herbicide would not be a sufficient mechanism.

'GM' means genetically modified.

'GMO' means genetically modified organism.

'Minister' means the Minister of Agriculture, Food and Fisheries in South Australia.

'Volunteer plants' means progeny of the GMO.

Dated 7 August 2013.

GAIL GAGO, Minister for Agriculture,  
Food and Fisheries

#### HARBORS AND NAVIGATION REGULATIONS 2009

##### SCHEDULE 4: PORT ADELAIDE

##### Notice of 'First Variation Day'

I, TOM KOUTSANTONIS, Minister for Transport and Infrastructure, fix 23 August 2013 as the *first variation day* for the purposes of the item relating to Port Adelaide in Schedule 4 of the Harbors and Navigation Regulations 2009.

Dated 6 August 2013.

TOM KOUTSANTONIS, Minister for  
Transport and Infrastructure

#### MINING ACT 1971

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

Applicant: Terramin Australia Limited

Location: Mannum area—Approximately 40 km east of Adelaide.

Term: 2 years

Area in km<sup>2</sup>: 998

Ref.: 2012/00315

Plan and co-ordinates can be found on the DMITRE website: [http://www.minerals.dmitre.sa.gov.au/public\\_notices](http://www.minerals.dmitre.sa.gov.au/public_notices) or by phoning Mineral Tenements on (08) 8463 3103.

J. MARTIN, 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 and Energy proposes to grant an Exploration Licence over the undermentioned area:

Applicant: Lakeway Resources Pty Ltd

Location: Tickerna Hill area—Approximately 15 km south of Innamincka.

Term: 1 year

Area in km<sup>2</sup>: 666

Ref.: 2013/00052

Plan and co-ordinates can be found on the DMITRE website: [http://www.minerals.dmitre.sa.gov.au/public\\_notices](http://www.minerals.dmitre.sa.gov.au/public_notices) or by phoning Mineral Tenements on (08) 8463 3103.

J. MARTIN, 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 and Energy proposes to grant an Exploration Licence over the undermentioned area:

Applicant: Lakeway Resources Pty Ltd

Location: Della Satellite Gas Station area—Approximately 45 km south of Innamincka.

Pastoral Leases: Gidgealpa, Merty Merty.

Term: 1 year

Area in km<sup>2</sup>: 852

Ref.: 2013/00053

Plan and co-ordinates can be found on the DMITRE website: [http://www.minerals.dmitre.sa.gov.au/public\\_notices](http://www.minerals.dmitre.sa.gov.au/public_notices) or by phoning Mineral Tenements on (08) 8463 3103.

J. MARTIN, 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 and Energy proposes to grant an Exploration Licence over the undermentioned area:

Applicant: Monax Alliance Pty Ltd

Location: Francis Swamp area—Approximately 160 km east-south-east of Cooper Pedy.

Pastoral Lease: Anna Creek

Term: 2 years

Area in km<sup>2</sup>: 347

Ref.: 2013/00087

Plan and co-ordinates can be found on the DMITRE website: [http://www.minerals.dmitre.sa.gov.au/public\\_notices](http://www.minerals.dmitre.sa.gov.au/public_notices) or by phoning Mineral Tenements on (08) 8463 3103.

J. MARTIN, 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 and Energy proposes to grant an Exploration Licence over the undermentioned area:

Applicant: Royal Resources Limited

Location: Bookabie area—Approximately 85 km west-north-west of Ceduna.

Term: 2 years

Area in km<sup>2</sup>: 538

Ref.: 2013/00113

Plan and co-ordinates can be found on the DMITRE website: [http://www.minerals.dmitre.sa.gov.au/public\\_notices](http://www.minerals.dmitre.sa.gov.au/public_notices) or by phoning Mineral Tenements on (08) 8463 3103.

J. MARTIN, Mining Registrar

#### NATIONAL ELECTRICITY LAW

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

Under ss 102 and 103, the making of the *National Electricity Amendment (Reliability Panel Public Meetings) Rule 2013 No. 4* and related final determination. All provisions commence on **15 August 2013**.

Documents referred to above are available on the AEMC's website and are available for inspection at the AEMC's office.

Australian Energy Market Commission  
Level 5, 201 Elizabeth Street  
Sydney, N.S.W 2000

Telephone: (02) 8296 7800  
[www.aemc.gov.au](http://www.aemc.gov.au)

15 August 2013.

#### PETROLEUM AND GEOTHERMAL ENERGY ACT 2000

*Application for Grant of Associated Activities Licence—  
AAL 197*

PURSUANT to Section 65 (6) of the Petroleum and Geothermal Energy Act 2000 (the Act) and Delegation dated 21 March 2012, notice is hereby given that an application for the grant of an Associated Activities Licence within the area described below has been received from:

Beach Energy Limited

Great Artesian Oil and Gas Pty Ltd

The application will be determined on or after 29 August 2013.

#### *Description of Application Area*

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

##### *Area 1*

351724.103mE	6976486.368mN
353259.470mE	6976467.667mN
353259.470mE	6961319.288mN
351907.057mE	6961300.631mN
351724.103mE	6976486.368mN

##### *Area 2*

327396.852mE	6947057.230mN
326377.243mE	6947057.230mN
326391.349mE	6937465.109mN
334333.061mE	6937366.366mN
334347.167mE	6935222.245mN
335783.938mE	6935236.351mN
335735.959mE	6938778.935mN
327515.733mE	6938665.105mN
327396.852mE	6947057.230mN

All co-ordinates in GDA94, Zone 54.

Area: 46.20 m<sup>2</sup> approximately.

Dated: 13 August 2013.

N. PANAGOPOULOS,  
Acting Executive Director,  
Energy Resources Division,  
Department for Manufacturing, Innovation,  
Trade, Resources and Energy  
Delegate of the Minister for Mineral  
Resources and Energy

#### PETROLEUM AND GEOTHERMAL ENERGY ACT 2000

*Application for Grant of Special Facilities Licence—  
SFL 7*

PURSUANT to Section 65 (6) of the Petroleum and Geothermal Energy Act 2000 (the Act) and Delegation dated 21 March 2012, notice is hereby given that an application for the grant of a Special Facilities Licence within the area described below has been received from:

Rossair Charter Pty Ltd

The application will be determined on or after 12 September 2013.

#### *Description of Application Area*

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

Commencing at a point being the intersection of latitude 27°46'06"S GDA94 and longitude 140°47'06"E GDA94, thence easterly to a point being the intersection of latitude 27°46'07"S GDA94 and longitude 140°48'29"E GDA94, thence generally south-south-easterly to a point being the intersection of latitude 27°46'57"S GDA94 and longitude 140°48'33"E GDA94, thence generally south-westerly to a point on the eastern side of Dillons Highway nearest to the intersection of latitude 27°47'32"S GDA94 and longitude 140°47'06"E GDA94, thence generally northerly following the eastern side of the said Highway to a point nearest to the intersection of latitude 27°46'59"S GDA94 and longitude 140°47'06"E GDA94 and north to the point of commencement.

Area: 4.90 m<sup>2</sup> approximately

Dated: 13 August 2013.

N. PANAGOPOULOS,  
Acting Executive Director,  
Energy Resources Division,  
Department for Manufacturing, Innovation,  
Trade, Resources and Energy  
Delegate of the Minister for Mineral  
Resources and Energy

## PETROLEUM AND GEOTHERMAL ENERGY ACT 2000

*Suspension of Condition  
Extension of Licence Term  
Petroleum Exploration Licence—PEL 516*

*Extension of Licence Term  
Associated Facilities Licence—AAL 179*

PURSUANT to Section 76A of the Petroleum and Geothermal Energy Act 2000, notice is hereby given that Condition 1 of Petroleum Exploration Licence PEL 516 has been suspended for the period from and including 3 November 2013 to 2 May 2014, under the provisions of the Petroleum and Geothermal Energy Act 2000, pursuant to delegated powers dated 21 March 2012.

The term of PEL 516 has been extended by a period corresponding to the period of suspension, such that PEL 516 will now expire on 1 May 2016.

The effect of this suspension of licence condition 1 would not have altered the outcome of the original competitive tender process.

As a consequence of the suspension and extension of PEL 516, the term of the adjunct Associated Facilities Licence AAL 179 is extended, such that AAL 179 will now expire on 1 May 2016.

Dated 9 August 2013.

N. PANAGOPOULOS,  
Acting Executive Director,  
Energy Resources Division,  
Department for Manufacturing, Innovation,  
Trade, Resources and Energy  
Delegate of the Minister for Mineral  
Resources and Energy

Pursuant to Section 24 (5) of the Roads (Opening and Closing) Act 1991, NOTICE of the order referred to above and its confirmation is hereby given.

Dated 15 August 2013.

M. P. BURDETT, Surveyor-General

## ROAD TRAFFIC ACT 1961

*Authorised Officers to Operate Breath Analysing Instruments*

I, GARY T. BURNS, Commissioner of Police, do hereby certify that on 6 August 2013, the following persons were authorised by the Commissioner of Police to operate breath analysing instruments as defined in and for the purposes of the:

Road Traffic Act 1961;  
Harbors and Navigation Act 1993;  
Security and Investigation Agents Act 1995; and  
Rail Safety National Law (South Australia) Act 2012.

PD Number	Officer Name
72320	Ferguson, Nicholas Graham
74435	Hobbs, Sean Gregory
74529	Keelan, Liam Joseph
75023	Lawson, Timothy
74599	Miller, Alicia Ann
74030	Polyak, Heath Michael
74999	Sargent, Darren James
75002	Stewart, Steven

GARY T. BURNS, Commissioner of Police

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

*Road Closure—Eliza Terrace, Kadina*

BY Road Process Order made on 21 June 2013, the District Council of the Copper Coast ordered that:

1. Portions of Eliza Terrace and Forster Street situate adjoining Allotment 51 in Deposited Plan 70590, more particularly delineated and lettered 'A' on the Preliminary Plan No. 12/0049 be closed.

2. Transfer the whole of land subject to closure to Russell Gregory Abbott in accordance with the agreement for transfer dated 22 May 2013, entered into between the District Council of the Copper Coast and R. G. Abbott.

On 2 August 2013 that order was confirmed by the Minister for Transport and Infrastructure conditionally upon the deposit by the Registrar-General of Deposited Plan 92028 being the authority for the new boundaries.

## WORK HEALTH AND SAFETY REGULATIONS 2012 (SA)

*Exemption*

PURSUANT to Regulation 684 of the Work Health and Safety Regulations 2012 (SA), I, Bryan Russell, Executive Director, SafeWork SA, following an application from the South Australian Society of Model and Experimental Engineers hereby exempt the following class of persons from complying with Regulation 243—Plant design to be registered:

A person conducting a business or undertaking involved in the design, manufacture of, or having management control of miniature boilers designed or manufactured in accordance with the Australian Miniature Boiler Safety Committee (AMBSC) Codes Part 3 'Sub-miniature boilers' and Part 4 'Duplex Steel Boilers'.

This exemption is subject to the condition that the boilers be designed, verified and manufactured in accordance with the relevant AMBSC Codes.

This exemption commences on the date of issue of this exemption, and expires on 31 December 2013.

Dated 5 August 2013.

B. RUSSELL, Executive Director, Safework SA

**ROAD TRAFFIC ACT 1961****NOTICE OF APPROVAL AND EXEMPTION**

*Pursuant to Sections 161A and 163AA of the Road Traffic Act 1961*

**EXEMPTION FOR ROAD MAINTENANCE AND CONSTRUCTION  
EQUIPMENT TO EXCEED MASS AND DIMENSION LIMITS****1. REVOCATION OF PREVIOUS NOTICE**

- 1.1. I hereby revoke the *Notice of Approval and Exemption* titled 'Exemption for Road Maintenance and Construction Equipment to Exceed Mass and Dimension Limits' published in the *South Australian Government Gazette*, dated 21 December 2000.

**2. DEFINITIONS**

- 2.1. In this Notice:

'Road Maintenance and Construction Equipment'—means a vehicle that is constructed or has equipment attached for use in maintaining or constructing roads, culverts and other road related infrastructure.

**3. APPROVALS**

- 3.1. Pursuant to Section 161A of the *Road Traffic Act 1961*, and Regulation 35 of the *Road Traffic (Miscellaneous) Regulations 1999* I hereby approve Road Maintenance and Construction Equipment where such vehicles exceed 19 m in length, 4.3 m in height and a Gross Combination Mass of 42.5 tonnes to operate in South Australia.

- 3.2. Pursuant to Section 163AA of the *Road Traffic Act 1961* I hereby exempt Road Maintenance and Construction Equipment from the following provisions of the *Road Traffic (Vehicle Standards) Rules 1999*.

- Rule 64—Axle configuration;
- Rule 66—Width;
- Rule 67—Length;
- Rule 72—Height; and

From the following provisions of the *Road Traffic (Mass and Loading Requirements) Regulations 1999*;

- Schedule 1 Part 1 (1) Mass limit for a single vehicle.
- Schedule 1 Part 1 (4) Mass limits for combinations.

**4. CONDITIONS AND LIMITATIONS APPLYING TO THIS NOTICE**

- 4.1. When operating under this Notice, you must carry a legible, current and complete copy of this Notice either in hardcopy or in an electronic format so that it can be read from a device having a visual display (e.g. smart phone, tablet or laptop PC, in vehicle unit) that is carried within the vehicle and that is accessible, to a DPTI Authorised Officer appointed under the *Road Traffic Act 1961* or a Police Officer, from outside the vehicle.

- 4.2. Except as otherwise specified in this exemption notice, the standard form conditions prescribed in the *Road Traffic Act 1961 (Oversize or Overmass Vehicle Exemptions) Regulations 1999* for the purpose of Section 115 of the Act, shall not apply.

- 4.3. This notice shall stand alone. It cannot be used in conjunction with any other exemption, notice or permit.

- 4.4. The vehicle is only permitted to be operated on a road or road related area for the purpose of undertaking activities involved directly with road construction and/or maintenance.

- 4.5. The vehicle is only permitted to be operated or to be left standing on a road or road related area within a designated worksite.

- 4.6. The worksite shall be signed in accordance with Australian Standard 1742.3, Part 3 'Traffic Control Devices for Works on Roads'

- 4.7. The Road Construction and Maintenance Equipment shall be transported between worksites (not driven).

- 4.8. The vehicle is only used for the maintenance and/or construction of roads, road related area, bridges or culverts.

- 4.9. The conditions set out in this notice apply to the vehicles, locations and times specified, and does not relieve the owner and/or driver of the duty to observe all other provisions of the *Road Traffic Act 1961* and Regulations and Local Government Bylaws.

Note: Drivers of plant and equipment operating under the provisions of this notice are advised that some parts of the road system bridges, Sign, roadside furniture and vegetation may not provide sufficient clearance for the passage of a vehicle and load at the dimensions permitted by this notice.

Note: Section 107 of the *Road Traffic Act 1961*—Damage to road infrastructure, includes provisions concerning damage to roads, bridges and culverts to notify the appropriate authority.

**5. COMMENCEMENT OF THIS NOTICE**

- 5.1. This Notice is valid from 12.01a.m. on 16 August 2013.

**6. AUTHORISATION**

DON HOGBEN, Director, Road Policy and Planning  
Department of Planning, Transport and Infrastructure  
Authorised Delegate for the Minister for Transport

## TRAINING AND SKILLS DEVELOPMENT ACT 2008

### Part 4—Apprenticeships/Traineeships

Pursuant to the provision of the Training and Skills Development Act 2008, the Training and Skills Commission (TaSC) gives notice that determines the following Trades or Declared Vocations in addition to the *gazette* notices of:

- |                       |                      |                       |                       |
|-----------------------|----------------------|-----------------------|-----------------------|
| 1. 25 September 2008  | 2. 23 October 2008   | 3. 13 November 2008   | 4. 4 December 2008    |
| 5. 18 December 2008   | 6. 29 January 2009   | 7. 12 February 2009   | 8. 5 March 2009       |
| 9. 12 March 2009      | 10. 26 March 2009    | 11. 30 April 2009     | 12. 18 June 2009      |
| 13. 25 June 2009      | 14. 27 August 2009   | 15. 17 September 2009 | 16. 24 September 2009 |
| 17. 9 October 2009    | 18. 22 October 2009  | 19. 3 December 2009   | 20. 17 December 2009  |
| 21. 4 February 2010   | 22. 11 February 2010 | 23. 18 February 2010  | 24. 18 March 2010     |
| 25. 8 April 2010      | 26. 6 May 2010       | 27. 20 May 2010       | 28. 3 June 2010       |
| 29. 17 June 2010      | 30. 24 June 2010     | 31. 8 July 2010       | 32. 9 September 2010  |
| 33. 23 September 2010 | 34. 4 November 2010  | 35. 25 November 2010  | 36. 16 December 2010  |
| 37. 23 December 2010  | 38. 17 March 2011    | 39. 7 April 2011      | 40. 21 April 2011     |
| 41. 19 May 2011       | 42. 30 June 2011     | 43. 21 July 2011      | 44. 8 September 2011  |
| 45. 10 November 2011  | 46. 24 November 2011 | 47. 1 December 2011   | 48. 8 December 2011   |
| 49. 16 December 2011  | 50. 22 December 2011 | 51. 5 January 2012    | 52. 19 January 2012   |
| 53. 1 March 2012      | 54. 29 March 2012    | 55. 24 May 2012       | 56. 31 May 2012       |
| 57. 7 June 2012       | 58. 14 June 2012     | 59. 21 June 2012      | 60. 28 June 2012      |
| 61. 5 July 2012       | 62. 12 July 2012     | 63. 19 July 2012      | 64. 2 August 2012     |
| 65. 9 August 2012     | 66. 30 August 2012   | 67. 13 September 2012 | 68. 4 October 2012    |
| 69. 18 October 2012   | 70. 25 October 2012  | 71. 8 November 2012   | 72. 29 November 2012  |
| 73. 13 December 2012  | 74. 25 January 2013  | 75. 14 February 2013  | 76. 21 February 2013  |
| 77. 28 February 2013  | 78. 7 March 2013     | 79. 14 March 2013     | 80. 21 March 2013     |
| 81. 28 March 2013     | 82. 26 April 2013    | 83. 23 May 2013       | 84. 30 May 2013       |
| 85. 13 June 2013      | 86. 20 June 2013     | 87. 11 July 2013      | 88. 1 August 2013     |
| 89. 8 August 2013     |                      |                       |                       |

### Trades or Declared Vocations and Required Qualifications and Training Contract Conditions for the Public Safety Training Package PUA12 v1

*Trade/ #Declared Vocation/ Other Occupation	Code	Title	Nominal Term of Training Contract	Probationary Period
# Firefighter and Emergency Operator	PUA20613	Certificate II in Public Safety (Firefighting and Emergency Operations)	12 months	1 month
# Firefighter and Emergency Operator	PUA30613	Certificate III in Public Safety (Firefighting and Emergency Operations)	36 months	3 months
# Emergency Communications Centre Operator	PUA33012	Certificate III in Public Safety (Emergency Communications Centre Operations)	12 months	1 month
# Firefighting Supervisor	PUA40313	Certificate IV in Public Safety (Firefighting Supervision)	48 months	3 months
# Emergency Communications Centre Supervisor	PUA42712	Certificate IV in Public Safety (Emergency Communications Centre Operations)	12 months	1 month
# Firefighting Supervisor	PUA50513	Diploma of Public Safety (Firefighting Management)	48 months	3 months

**WORKERS REHABILITATION AND COMPENSATION ACT 1986**

THE **WORKCOVER CORPORATION OF SOUTH AUSTRALIA** ('the Corporation') in accordance with those provisions of the **WORKERS REHABILITATION AND COMPENSATION ACT 1986**, as amended ('the WRCA') and the **WORKCOVER CORPORATION ACT 1994**, as amended ('the WCA') identified in Item 1 of the Schedule hereto ('the Schedule') makes its determination in the terms set out in Item 2 of the Schedule upon the grounds set out in Item 3 of the Schedule, if any, to come into effect on the date set out in Item 4 of the Schedule and determines further that notice of this determination shall be provided in the manner set out in Item 5 of the Schedule, if any, and further for the purposes of this determination the Corporation pursuant to Section 17 of the WCA delegates those powers or functions of the Corporation set out in Item 6 of the Schedule to the person named therein subject to the conditions and limitations specified for that purpose in this determination.

## SCHEDULE

**Item 1 Legislation Empowering Determination**

Part 5 of the WRCA and Section 17 of the WCA.

**Item 2 Terms of Determination****A. Imposition of Supplementary Payments and Grant of Remissions of Premiums under Section 72C of the WRCA**

- 2.1 This Determination shall apply to small, medium and large employers as categorised in regulation 13 of the Workers Rehabilitation and Compensation Regulations but shall not apply at all to self-insured employers.
- 2.2 In respect of the period from the Commencement Date until 30 June 2014 and each successive financial year thereafter (each a 'Review Period') a single supplementary payment ('Supplement') is imposed on a particular employer which conducts itself in that Review Period in one or more of the manners described in Schedule A ('a Non-Compliance').
- 2.3 In respect of a Review Period a single remission of premium ('Remission') is granted to a particular employer which conducts itself within that Review Period in the manner described in Schedule B ('an Exemplary Compliance').
- 2.4 The amount of a single Remission or Supplement shall be for a:
  - (a) Large employer—\$25 000;
  - (b) Medium employer—\$12 000;
  - (c) Small employer—\$1 000,for a single Review Period.
- 2.5 The amount of a Supplement for a particular employer having Non-Compliances in consecutive Review Periods shall be double the applicable amount specified in 2.4 above for all but the first such Review Period.
- 2.6 Where the financial consequences to the Corporation of a Non-Compliance or an Exemplary Compliance have been or are to be taken into account in order to increase or decrease the particular employer's premium (including in a subsequent Review Period) no Remission or Supplement shall apply to that particular employer in respect of that Non-Compliance or Exemplary Compliance.
- 2.7 The amount of the Supplement or Remission applicable to a particular employer for a Review Period, will be the net effect of each Supplement and Remission applicable during that Period.

**B. Delegations**

- 2.8 In order to give effect to this Determination the Board delegates (pursuant to Section 17 of the WCA) its power under Section 72C of the WRCA to the Delegates identified in Item 6 to alter the operation or application of a Remission or a Supplement above as follows:
  - (a) the Delegate may reduce or revoke a Remission or Supplement with respect to a particular employer in exercise of the powers conferred under Section 72C (4) (a) of the WRCA;
  - (b) the Delegate may defer the grant of a Remission to, or the imposition of a Supplement on, a particular employer for a definite or indefinite period or, suspend or terminate the operation of any Remission or Supplement for a particular employer for a definite or indefinite period;
  - (c) the Delegate may make such further or other adjustment to the operation of this Determination in respect of a particular employer as, may in the opinion of the Delegate, best give effect to the objects of the WRCA (as specified in Section 2 of the WRCA) and the primary objects of the Corporation (as specified under Section 12 of the WCA) and having regard to the matters permitted to be considered under Section 72C of the WRCA (and for which purpose the Delegate may form the opinion required under Section 72C (2) (g) of the WRCA);

2.9 The Delegate may, in the case of a particular employer that has incurred more than two consecutive Supplements, refer the next instance where the employer has a Non-Compliance to the Board to set a Supplement in excess of that specified above in respect of that employer.

C. *Payment of Remissions and Supplements*

2.10 Any Remission granted to a particular employer pursuant to Section 72C of the WRCA under this Determination will, subject to any contrary requirements of the RASP Regulations, be paid by the Corporation reducing the amount of a subsequent payment due by the employer to the Corporation.

2.11 Any Supplement imposed on a particular employer pursuant to Section 72C of the WRCA under this Determination will, subject to any contrary requirements of the RASP Regulations, be paid by the employer to the Corporation within 21 days of receiving a notification from the Corporation of the liability to make payment of the Supplement.

D. *Definitions*

2.12 In this Determination:

‘**financial year**’ means the 12 months ending on 30 June.

‘**RASP Regulations**’ means the regulations made for the purposes of establishing a scheme for payment of Remissions and Supplements under Section 72C (5) of the WRCA being currently Regulation 16A of the Workers Rehabilitation and Compensation Regulations 2010.

‘**sub-delegate**’ means any other officer of the Corporation holding delegated or sub-delegated authority to exercise the powers of the Corporation under Section 72C.

‘**WorkCover Scheme**’ has the meaning referred to in Section 3 of this Determination.

2.13 A word or term having a defined meaning in the WRCA has, unless the contrary intention appears, the same meaning in this Determination.

**Item 3 Grounds of Determination**

That the Remissions and Supplements to be granted or imposed under this Determination comprise a just and equitable means of applying Section 72C of the WRCA having regard to the objects of the WRCA and the primary objects of the Corporation and, in particular, the objects of the WRCA to:

- (i) establish a workers rehabilitation and compensation scheme (‘the Scheme’) that ensures that employers’ costs are contained within reasonable limits so that the impact of employment-related injuries on South Australia business is minimised (WRCA, Section 2 (1) (a) (v));
- (ii) ensure that the Scheme is fully funded on a fair basis (WRCA, Section 2 (1) (d)); and
- (iii) reduce the incidence of employment-related accidents and injuries (WRCA, Section 2 (1) (e)).

**Item 4 Commencement Date of Determination**

This Determination shall commence on the publication of this Determination in the *South Australian Government Gazette*.

**Item 5 Notice of Determination**

This Determination shall be published in the *Government Gazette*.

**Item 6 Delegation by Board**

The powers and functions of the Corporation under the WRCA as are necessary to give effect to this Determination are delegated to the Chief Executive Officer under Instrument of Delegation and are sub-delegated to other officers of the Corporation under Instrument of Sub-delegation (each ‘the Delegate’).

SCHEDULE A  
NON—COMPLIANCES

<b>1.</b>	<b>Termination of Employment</b>
	<p>An employer that does not give at least 28 days notice to the Corporation of the proposed termination of the employment of a worker who has suffered a compensable injury (being the employer from whose employment the injury arose) unless the employer demonstrates to the satisfaction of the Delegate or an appropriate sub-delegate that:</p> <p>(a) the employment is properly terminated on the ground of serious and wilful misconduct; or</p> <p>(b) the worker is neither receiving compensation, nor participating in a rehabilitation programme or a rehabilitation and return to work plan, for the injury; or</p> <p>(c) the worker's rights to compensation for the injury have been exhausted or the time for making a claim for compensation has expired.</p>
<b>2.</b>	<b>Failure to Provide Suitable Employment</b>
	<p>An employer that does not provide suitable employment for a worker of that employer who:</p> <p>(a) has been incapacitated for work in consequence of a compensable injury sustained in the employment of that employer; and</p> <p>(b) is able to return to work (whether on a full-time or part-time basis and whether or not to his or her previous employment), the employment being employment for which the worker is fit and, subject to that qualification, so far as reasonably practicable the same as, or equivalent to, the employment in which the worker was employed immediately before the incapacity,</p> <p>unless the employer demonstrates to the satisfaction of the Delegate or an appropriate sub-delegate that:</p> <p>(c) it is not reasonably practicable to provide employment; or</p> <p>(d) the worker left the employment of that employer before the commencement of the incapacity for work; or</p> <p>(e) the worker terminated the employment after the commencement of the incapacity for work; or</p> <p>(f) the employer currently employs less than ten employees, and the period that has elapsed since the worker became incapacitated for work is more than one year.</p>
<b>3.</b>	<b>Failure to Comply with a Rehabilitation Programme or Plan</b>
	<p>An employer that fails to comply with an obligation binding on that employer under a rehabilitation and return to work plan pursuant to Section 28A of the WRCA or a requirement of a rehabilitation programme established or approved pursuant to Section 26 of the WRCA.</p>
<b>4.</b>	<b>Unsatisfactory Conduct by the Employer</b>
	<p>An employer that has employed a worker, or offered employment to a worker, in circumstances where, in the opinion of the Delegate or a sub-delegate the employer would have been obliged to do so under Section 58B of the WRCA and:</p> <p>(a) as a result of subsequently resigning from such employment, being unwilling or unable to return to such employment or not accepting such offer of employment (as the case may be), that worker has an entitlement to receive compensation or to receive an increased amount of compensation under the WRCA; and</p> <p>(b) the Delegate or an appropriate sub-delegate is satisfied that the worker resigned from such employment, was unwilling or unable to return to such employment or did not accept such offer of employment (as the case may be), as a result of unsatisfactory conduct by or on behalf of the employer.</p>

<b>5.</b>	<b>Employer Changes Employment Conditions</b>
	<p>An employer that was the employer of a worker who has been incapacitated for work in consequence of a compensable injury arising from that employment and:</p> <p>(a) the relevant worker is able to return to work (whether on a full time or part time basis and whether or not to his or her previous employment with the employer); and</p> <p>(b) it is not practicable for the relevant employer to provide employment to the worker being employment for which the worker is fit,</p> <p>and the Delegate or an appropriate sub-delegate is satisfied that:</p> <p>(c) the employer has changed the circumstances of its employment of workers in South Australia since the time of the relevant compensable injury which has resulted in that impracticality; and</p> <p>(d) doing so was, in all the circumstances, an unreasonable action for the employer to take having regard to the circumstances of the injured worker and the employer's obligations under Section 58B of the WRCA.</p>
<b>6.</b>	<b>Failure to Remunerate Accurately</b>
	<p>An employer:</p> <p>(a) for whom a worker who has been incapacitated for work in consequence of a compensable injury undertakes alternative or modified duties under employment or an arrangement that falls outside the worker's contract of service from which the injury arose; and</p> <p>(b) that does not pay the worker an appropriate wage or salary in respect of those duties (unless the Corporation has determined the employer is not required to do so under Section 58B (3) of the WRCA).</p>
<b>7.</b>	<b>Late Lodgement of Claim</b>
	An employer that fails to comply with Section 52 (5) of the WRCA more than once in any 15 month period.
<b>8.</b>	<b>Failure regarding Return to Work Co-ordinators</b>
	<p>An employer that fails to comply with:</p> <p>(a) its obligations regarding the appointment of a rehabilitation and return work co-ordinator under Section 28D of the WRCA (including under sub-sections (1), (2), (3), (5) and (6) of Section 28D); or</p> <p>(b) any relevant guidelines published by the Corporation for the purposes of Section 28D of the WRCA.</p>
<b>9.</b>	<b>Failure to provide proper information</b>
	<p>An employer that is subject to a Remission or Supplement which has been calculated:</p> <p>(a) on the basis of information provided by or on behalf of the employer to the Corporation and it subsequently transpires that that information was inaccurate either by way of misstatement or omission; or</p> <p>(b) on the basis of an assessment of the performance of conduct of the employer which assessment did not take into account materially relevant information or took into account information that materially misstated the conduct or performance of the employer.</p>

SCHEDULE B

<b>Exemplary Compliance</b>
An employer that has implemented and addressed the matters set out in the criteria in paragraphs (a) to (f) of Section 72C (2) of the WRCA in such a way to provide consequential significant benefits to the employer, the employer's workers and the WorkCover Scheme.

I confirm that this is a true and correct record of the decision of the Board of the Corporation made on the 1st day of August 2013.

Dated 1 August 2013.

P. BENTLEY, Chairperson

## GOVERNMENT GAZETTE ADVERTISEMENT RATES

To apply from 1 July 2013

	\$		\$
Agents, Ceasing to Act as.....	48.50	Firms:	
Associations:		Ceasing to Carry on Business (each insertion).....	32.25
Incorporation .....	24.50	Discontinuance Place of Business.....	32.25
Intention of Incorporation .....	61.00	Land—Real Property Act:	
Transfer of Properties .....	61.00	Intention to Sell, Notice of.....	61.00
Attorney, Appointment of.....	48.50	Lost Certificate of Title Notices .....	61.00
Bailiff's Sale.....	61.00	Cancellation, Notice of (Strata Plan) .....	61.00
Cemetery Curator Appointed.....	35.75	Mortgages:	
Companies:		Caveat Lodgement .....	24.50
Alteration to Constitution .....	48.50	Discharge of.....	25.75
Capital, Increase or Decrease of .....	61.00	Foreclosures.....	24.50
Ceasing to Carry on Business .....	35.75	Transfer of .....	24.50
Declaration of Dividend.....	35.75	Sublet.....	12.40
Incorporation .....	48.50	Leases—Application for Transfer (2 insertions) each .....	12.40
Lost Share Certificates:		Lost Treasury Receipts (3 insertions) each .....	35.75
First Name.....	35.75	Licensing.....	71.50
Each Subsequent Name.....	12.40	Municipal or District Councils:	
Meeting Final.....	40.50	Annual Financial Statement—Forms 1 and 2 .....	677.00
Meeting Final Regarding Liquidator's Report on		Electricity Supply—Forms 19 and 20.....	481.00
Conduct of Winding Up (equivalent to 'Final		Default in Payment of Rates:	
Meeting')		First Name .....	96.50
First Name.....	48.50	Each Subsequent Name.....	12.40
Each Subsequent Name .....	12.40	Noxious Trade .....	35.75
Notices:		Partnership, Dissolution of .....	35.75
Call.....	61.00	Petitions (small).....	24.50
Change of Name.....	24.50	Registered Building Societies (from Registrar-General) .....	24.50
Creditors.....	48.50	Register of Unclaimed Moneys—First Name .....	35.75
Creditors Compromise of Arrangement .....	48.50	Each Subsequent Name .....	12.40
Creditors (extraordinary resolution that 'the Com-		Registers of Members—Three pages and over:	
pany be wound up voluntarily and that a liquidator		Rate per page (in 8pt) .....	308.00
be appointed').....	61.00	Rate per page (in 6pt) .....	407.00
Release of Liquidator—Application—Large Ad .....	96.50	Sale of Land by Public Auction.....	61.50
—Release Granted .....	61.00	Advertisements.....	3.40
Receiver and Manager Appointed.....	55.50	¼ page advertisement .....	143.00
Receiver and Manager Ceasing to Act.....	48.50	½ page advertisement .....	287.00
Restored Name.....	45.25	Full page advertisement.....	562.00
Petition to Supreme Court for Winding Up.....	84.00	Advertisements, other than those listed are charged at \$3.40 per	
Summons in Action.....	71.50	column line, tabular one-third extra.	
Order of Supreme Court for Winding Up Action .....	48.50	Notices by Colleges, Universities, Corporations and District	
Register of Interests—Section 84 (1) Exempt .....	108.00	Councils to be charged at \$3.40 per line.	
Removal of Office.....	24.50	Where the notice inserted varies significantly in length from	
Proof of Debts .....	48.50	that which is usually published a charge of \$3.40 per column line	
Sales of Shares and Forfeiture.....	48.50	will be applied in lieu of advertisement rates listed.	
Estates:		South Australian Government publications are sold on the	
Assigned .....	35.75	condition that they will not be reproduced without prior	
Deceased Persons—Notice to Creditors, etc. ....	61.00	permission from the Government Printer.	
Each Subsequent Name .....	12.40		
Deceased Persons—Closed Estates.....	35.75		
Each Subsequent Estate.....	1.60		
Probate, Selling of .....	48.50		
Public Trustee, each Estate .....	12.40		

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](http://www.governmentgazette.sa.gov.au)**.

## MISCELLANEOUS LEGISLATION AND GOVERNMENT PUBLICATIONS PRICES AS FROM 1 JULY 2013

Acts, Bills, Rules, Parliamentary Papers and Regulations					
Pages	Main	Amends	Pages	Main	Amends
1-16	3.00	1.40	497-512	41.00	40.00
17-32	3.90	2.45	513-528	42.00	40.75
33-48	5.15	3.65	529-544	43.50	42.00
49-64	6.50	5.00	545-560	44.75	43.50
65-80	7.55	6.30	561-576	45.75	44.75
81-96	8.80	7.30	577-592	47.50	45.25
97-112	10.00	8.60	593-608	48.75	46.75
113-128	11.20	9.90	609-624	49.50	48.50
129-144	12.60	11.10	625-640	50.50	49.00
145-160	13.80	12.40	641-656	52.00	50.50
161-176	15.00	13.60	657-672	53.00	51.00
177-192	16.40	14.80	673-688	54.50	53.00
193-208	17.60	16.30	689-704	55.50	53.50
209-224	18.60	17.20	705-720	57.00	55.00
225-240	19.90	18.40	721-736	58.50	56.00
241-257	21.40	19.50	737-752	59.00	57.50
258-272	22.60	20.60	753-768	61.00	58.50
273-288	23.70	22.40	769-784	62.00	61.00
289-304	24.80	23.30	785-800	63.00	62.00
305-320	26.25	24.70	801-816	64.50	62.50
321-336	27.25	25.75	817-832	65.50	64.50
337-352	28.75	27.00	833-848	67.00	65.50
353-368	29.50	28.50	849-864	68.00	66.50
369-384	31.25	29.50	865-880	69.50	68.00
385-400	32.50	31.00	881-896	70.00	68.50
401-416	33.75	32.00	897-912	71.50	70.00
417-432	35.00	33.50	913-928	72.00	71.50
433-448	36.00	34.75	929-944	73.50	72.00
449-464	37.00	35.50	945-960	74.50	73.00
465-480	37.50	36.75	961-976	78.00	74.00
481-496	40.00	37.50	977-992	79.00	74.50

<b>Legislation—Acts, Regulations, etc:</b>	\$
Subscriptions:	
Acts .....	252.00
All Bills as Laid .....	607.00
Rules and Regulations .....	607.00
Parliamentary Papers .....	607.00
Bound Acts .....	280.00
Index .....	140.00
<b>Government Gazette</b>	
Copy .....	6.65
Subscription .....	335.00
<b>Hansard</b>	
Copy .....	18.40
Subscription—per session (issued weekly) .....	525.00
Cloth bound—per volume .....	226.00
Subscription—per session (issued daily) .....	525.00
<b>Legislation on Disk</b>	
Whole Database .....	3 894.00
Annual Subscription for fortnightly updates .....	1 197.00
Individual Act(s) including updates .....	POA
<b>Notice of Vacancies</b>	
Annual Subscription .....	190.00
<b>Compendium</b>	
Subscriptions:	
New Subscriptions .....	2 306.00
Updates .....	814.00

(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](http://www.shop.service.sa.gov.au)

**Subscriptions and Standing Orders:** **Government Publishing SA**  
 Plaza Level, Riverside Centre, North Terrace, Adelaide, S.A. 5000  
 Phone: (08) 8207 1043, (08) 8207 0910, Fax: (08) 8207 1040

South Australia

## Public Sector (Reorganisation of Public Sector Operations) Notice 2013

under section 9(1) of the *Public Sector Act 2009*

### 1 – Short Title

This notice may be cited as the Public Sector (Reorganisation of Public Sector Operations) Notice 2013.

### 2 – Commencement

This notice will come into operation on 26<sup>th</sup> August 2013

### 3 – Transfer of employees

An employee listed in column 1 of the table below is transferred to employment in the public sector agency listed in column 2 opposite the reference to the employee on the same basis of engagement and at the same classification level as applied before the transfer.

Employees who are members of the Lotteries Commission of South Australia Superannuation Scheme and entitled to defined benefits will remain members of that scheme for so long as it remains in existence.

Employees who are members of the Lotteries Commission of South Australia Superannuation Scheme and entitled to accumulation benefits may remain members of that scheme for so long as it remains in existence or may elect to join the accumulation scheme established under the Southern State Superannuation Act 2009.

Employees

Public Sector Agency

---

All employees employed in the operational unit Lotteries Commission of South Australian known as SA Lotteries including those who:

- Are currently working on a term basis in another public sector agency and who have a right of return to duties pursuant to regulation 6 of the Public Sector Regulations 2010; and/or
- Are absent from their substantive duties on any form of paid or unpaid leave and who has a right at the conclusion of such leave to return to duties.

## Column 1

Steven Patrick BAILEY  
Adam Thomas McMAHON  
Jeff Photis TOMOPOULOS  
Thu Ahn PHAM  
Terrence Edward HOLLANDS  
Paul Eustace RAYNHAM  
Irene MATRONKIN  
Geoffrey Martin SCOTT  
Olaf STANKE  
John Michael TALARICO  
David Matthew PINE  
Paul Ronald FOODY  
Carmen MARTINOVIC

## Column 2

Department of Environment, Water and Natural Resources  
Department of Planning, Transport and Infrastructure  
Department of Planning, Transport and Infrastructure  
Department for Education and Child Development  
Department for Education and Child Development  
Environment Protection Authority  
Department for Communities and Social Inclusion  
Department for Communities and Social Inclusion  
Department for Communities and Social Inclusion  
Department of Treasury and Finance  
Department for Correctional Services  
Department for Health and Ageing  
Department of Further Education, Employment, Science and  
Technology

**Made by the Premier**

On 8 August 2013

T&F 13/028CS

---

---

South Australia

## **Natural Resources Management (Review) Amendment Act (Commencement) Proclamation 2013**

### **1—Short title**

This proclamation may be cited as the *Natural Resources Management (Review) Amendment Act (Commencement) Proclamation 2013*.

### **2—Commencement of Act**

The *Natural Resources Management (Review) Amendment Act 2013* (No 29 of 2013) will come into operation on 16 August 2013.

### **Made by the Governor's Deputy**

with the advice and consent of the Executive Council  
on 15 August 2013

13MSECCS053

South Australia

## **Security and Investigation Agents (Miscellaneous) Amendment Act (Commencement) Proclamation 2013**

### **1—Short title**

This proclamation may be cited as the *Security and Investigation Agents (Miscellaneous) Amendment Act (Commencement) Proclamation 2013*.

### **2—Commencement of Act and suspension of certain provisions**

- (1) The *Security and Investigation Agents (Miscellaneous) Amendment Act 2013* (No 10 of 2013) will come into operation on 27 September 2013.
- (2) The operation of the following provisions of the Act is suspended until a day or time or days or times to be fixed by subsequent proclamation or proclamations:
  - (a) section 6(8), but only insofar as it proposes the insertion of paragraph (b) of the definition of *security industry training* to be inserted in the *Security and Investigation Agents Act 1995*;
  - (b) section 6(9);
  - (c) section 11, but only insofar as it proposes the insertion of—
    - (i) section 7(2); and
    - (ii) section 7A(1)(f); and
    - (iii) section 7A(5); and
    - (iv) section 7B(c),in the *Security and Investigation Agents Act 1995*;
  - (d) section 15(7).

### **Made by the Governor's Deputy**

with the advice and consent of the Executive Council  
on 15 August 2013

AGO0207/10CS

South Australia

## **Administrative Arrangements (Committal of Alice Springs to Darwin Railway Act) Proclamation 2013**

under section 5 of the *Administrative Arrangements Act 1994*

### **1—Short title**

This proclamation may be cited as the *Administrative Arrangements (Committal of Alice Springs to Darwin Railway Act) Proclamation 2013*.

### **2—Commencement**

This proclamation will come into operation on 1 September 2013.

### **3—Administration of Act committed to Minister for Transport and Infrastructure**

The administration of the *Alice Springs to Darwin Railway Act 1997* is committed to the Minister for Transport and Infrastructure.

### **Made by the Governor's Deputy**

with the advice and consent of the Executive Council  
on 15 August 2013

DPC13/044CS

South Australia

## **Youth Court (Designation and Classification of Special Justices) Proclamation 2013**

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 2013*.

### **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, from the date specified in that Schedule in relation to the particular special justice—

- (a) designated as special justices of the Youth Court of South Australia; and
- (b) classified as members of the Court's ancillary judiciary.

## **Schedule 1—Special justices of Court**

Tania Jane Schultz—4 September 2013

Kenneth Reginald Maynard—18 September 2013

Michael Timothy McRae—24 September 2013

### **Made by the Governor's Deputy**

with the advice and consent of the Executive Council  
on 15 August 2013

JP13/037CS

South Australia

# **Independent Commissioner Against Corruption Regulations 2013**

under the *Independent Commissioner Against Corruption Act 2012*

---

## **Contents**

### **Part 1—Preliminary**

- 1 Short title
- 2 Commencement
- 3 Interpretation

### **Part 2—Procedures for urgent applications for warrant to Commissioner**

- 4 Procedures for urgent applications for warrant to Commissioner (section 31(4) of Act)

### **Part 3—Property in custody of Commissioner**

- 5 Application of Part
- 6 Interpretation
- 7 Custody of property
- 8 Money
- 9 Investigation of ownership
- 10 Disposal of property
- 11 Perishable, unsafe, unlawful etc property
- 12 Unclaimed property
- 13 Effect, proceeds of sale
- 14 Proceeds, unclaimed money to be paid into Consolidated Account
- 15 Return of unclaimed property, proceeds of sale
- 16 Commissioner may prepare instruments

### **Part 4—Miscellaneous**

- 17 Service (section 58 of Act)
  - 18 Witness and production fees
- 

## **Part 1—Preliminary**

### **1—Short title**

These regulations may be cited as the *Independent Commissioner Against Corruption Regulations 2013*.

### **2—Commencement**

These regulations will come into operation on 1 September 2013.

### 3—Interpretation

In these regulations—

*Act* means the *Independent Commissioner Against Corruption Act 2012*.

## Part 2—Procedures for urgent applications for warrant to Commissioner

### 4—Procedures for urgent applications for warrant to Commissioner (section 31(4) of Act)

- (1) If an application for a warrant is made to the Commissioner by fax or email, the following provisions apply:
  - (a) the applicant must be available to speak to the Commissioner by telephone;
  - (b) the Commissioner is entitled to assume, without further inquiry, that a person who identifies himself or herself as the applicant acting in the capacity of an investigator during a telephone conversation with the Commissioner is indeed the applicant acting in that capacity;
  - (c) the application must be accompanied (through fax or email) by a statutory declaration made by the applicant verifying the application;
  - (d) the Commissioner must forward the warrant to the applicant by fax or email.
- (2) If an application for a warrant is made to the Commissioner by telephone, the following provisions apply:
  - (a) the applicant must inform the Commissioner of the applicant's name and identify himself or herself as an investigator and the Commissioner, on receiving that information, is entitled to assume its accuracy without further inquiry;
  - (b) the applicant must inform the Commissioner of the purpose for which the warrant is required and the grounds on which it is sought;
  - (c) the Commissioner may, on being satisfied as to the grounds for the issue of the warrant, inform the applicant of the facts on which the Commissioner relies as grounds for the issue of the warrant, and must not proceed to issue the warrant unless the applicant undertakes to make a statutory declaration verifying those facts;
  - (d) the Commissioner must inform the applicant of the terms of the warrant;
  - (e) the applicant must fill out and sign a warrant form (the *duplicate warrant*) that—
    - (i) specifies the person authorised to exercise the powers conferred by the warrant; and
    - (ii) specifies the place or vehicle to which the warrant relates; and
    - (iii) states whether entry is authorised at any time of the day or night or during specified hours of the day or night;
  - (f) the applicant must, as soon as practicable after the issue of the warrant, forward to the Commissioner a statutory declaration verifying the facts referred to in paragraph (c) and a copy of the duplicate warrant.

## Part 3—Property in custody of Commissioner

### 5—Application of Part

This Part applies subject to any other Act or regulation.

### 6—Interpretation

In this Part, unless the contrary intention appears—

**money** includes a negotiable instrument;

**prescribed account** means an ADI account established and maintained by the Commissioner for the purpose of holding money that is in the custody of the Commissioner or the proceeds of the sale of other things in the custody of the Commissioner;

**property** includes anything that has been seized or made the subject of a retention order under section 31 of the Act;

**unclaimed property** means property that has been in the custody of the Commissioner for the period of at least 2 months after the designated period in respect of the property and in relation to which—

- (a) there is no person who appears, to the satisfaction of the Commissioner, to be the owner of the property; or
- (b) there is such a person but that person has not been located after reasonable inquiry; or
- (c) there is such a person but that person has not exercised his or her right to recover the property.

### 7—Custody of property

- (1) The Commissioner must ensure the safety and security of property in the custody of the Commissioner.
- (2) If an investigator seizes or otherwise takes custody of property, the investigator must cause—
  - (a) a record of the property to be made in the manner approved by the Commissioner; and
  - (b) subject to this Part, the property to be kept in the manner and place approved by the Commissioner; and
  - (c) a receipt to be issued, as soon as is reasonably practicable and in the manner approved by the Commissioner, to the person from whom the property was seized or otherwise obtained.
- (3) An investigator must not use property that is in the custody of the Commissioner for purposes other than—
  - (a) those for which it was received, seized or otherwise taken; or
  - (b) purposes authorised under these regulations.

## 8—Money

- (1) Money that is in the custody of the Commissioner must, unless it is required *in specie* for evidentiary purposes in legal proceedings or to assist in the identification of its owner, be paid into a prescribed account by the Commissioner.
- (2) If the money is not in Australian currency, it must be converted to Australian currency for retention in the account.
- (3) On payment of money into a prescribed account—
  - (a) the amount in Australian currency paid into the account; and
  - (b) any interest earned on the amount,

is to be taken to constitute the relevant money for the purposes of the disposal of property in accordance with these regulations.

## 9—Investigation of ownership

The Commissioner must cause all reasonable efforts to be made to determine and locate the owner of property that is in the custody of the Commissioner.

## 10—Disposal of property

Subject to section 32(3) of the Act, property that is in the custody of the Commissioner must be disposed of as follows:

- (a) if a court makes an order for the disposal of the property, the property must be disposed of in accordance with the order;
- (b) if proceedings to determine the ownership of the property have commenced, the property must be retained by the Commissioner until those proceedings have been completed or discontinued;
- (c) if there is a person who appears, to the satisfaction of the Commissioner, to be the owner, the property must be returned to that person unless he or she—
  - (i) cannot be located after reasonable inquiry; or
  - (ii) does not exercise his or her right to recover the property;
- (d) if the property is unclaimed property, it must be disposed of as unclaimed property in accordance with these regulations.

## 11—Perishable, unsafe, unlawful etc property

Despite these regulations—

- (a) if property in the custody of the Commissioner is of such a nature that no person is lawfully entitled to it, the Commissioner must, if the property is not required for use in connection with any legal proceedings or official investigations, cause the property to be destroyed; and
- (b) subject to paragraph (a), if it appears to the Commissioner that property in the custody of the Commissioner whose owner is not known, cannot be located or does not exercise his or her right to recover the property—
  - (i) is perishable or may rapidly depreciate in value; or

- (ii) is of such a nature or in such condition that it would be dangerous, not reasonably practicable or unduly costly for the Commissioner to retain the property,

the Commissioner may cause the property to be sold, destroyed or otherwise disposed of at such time and in such manner as the Commissioner thinks fit.

## **12—Unclaimed property**

- (1) The Commissioner may cause the whole or any part of unclaimed property, other than unclaimed money, that is in the custody of the Commissioner to be sold, destroyed or otherwise disposed of at such time and in such manner as the Commissioner thinks fit.
- (2) Unclaimed money in the custody of the Commissioner is to be dealt with in accordance with regulation 8.

## **13—Effect, proceeds of sale**

- (1) A person who buys property sold by or on the authority of the Commissioner under this Part obtains good title to that property.
- (2) The proceeds of a sale of property under this Part must be applied as follows:
  - (a) firstly, in payment of the expenses occasioned by the sale;
  - (b) secondly, in payment of storage or other expenses incurred by the Commissioner in relation to the property;
  - (c) thirdly, by payment of the balance into a prescribed account.

## **14—Proceeds, unclaimed money to be paid into Consolidated Account**

- (1) Proceeds of sale and unclaimed money held in a prescribed account under this Part must be retained in the account for a period of 6 months, after which the principal and any interest must be paid into the Consolidated Account.
- (2) If unclaimed money held in a prescribed account was not unclaimed money at the time it was paid into the account but subsequently became unclaimed, the 6 month period referred to in subregulation (1) commences at the time at which the money became unclaimed.

## **15—Return of unclaimed property, proceeds of sale**

The Commissioner may, at his or her discretion—

- (a) if a person who appears, to the satisfaction of the Commissioner, to be the owner of property claims the property after it has become unclaimed property but while it remains in the custody of the Commissioner, authorise the property to be returned to the person;
- (b) if a person who appears, to the satisfaction of the Commissioner, to have been the owner of property before it was sold under this Part claims the balance of the proceeds of the sale while the money continues to be held in a prescribed account under this Part, authorise the payment of the balance (and any interest on the balance) to the person.

## **16—Commissioner may prepare instruments**

The Commissioner may prepare and execute all instruments necessary for carrying into effect the sale, destruction or other disposal of property under this Part.

## Part 4—Miscellaneous

### 17—Service (section 58 of Act)

- (1) If a person refuses to accept personal service of a notice or other document that is required to be served on the person, the notice or document will be taken to have been served personally on the person if the person serving the notice or document—
  - (a) puts it down in the person's presence; and
  - (b) tells the person what the notice or document is.
- (2) It is not necessary to show the original of the notice or document to the person being served.
- (3) A summons issued under clause 4(1) of Schedule 2 of the Act requiring a person to appear before an examiner must be served on the person—
  - (a) at least 5 days before the day specified in the summons as the day on which the person is required to appear before the examiner; or
  - (b) at an earlier or later date specified in the summons by the examiner issuing the summons.

### 18—Witness and production fees

- (1) Subject to this regulation, the following amounts may be certified by the Commissioner as payable in respect of a person summoned to attend before an examiner at an examination:
  - (a) the actual amount lost, or the expenses necessarily incurred, by the person by reason of his or her absence from home or business for the purpose of attending at the examination or \$100 per day, whichever is the lesser;
  - (b) an allowance for the travelling expenses of the person in attending at the examination, calculated on the basis of travel by public transport to and from the place where the examination is held, or, if the use of public transport by the person is not reasonably practicable, \$0.20 per kilometre necessarily travelled to and from the place where the examination is held;
  - (c) if the person is required at the examination to produce documents or things referred to in the summons—the expenses incurred by the person in complying with this requirement as determined by the Commissioner to be just and reasonable in the circumstances;
  - (d) if the person is necessarily absent from home overnight—the accommodation and meal expenses reasonably incurred by the person;
  - (e) if the person is necessarily accompanied by another person—an amount equal to that which could be certified in accordance with these regulations in respect of that other person if he or she were required to attend before the examiner at the examination.
- (2) If—
  - (a) the amount lost, or the expenses incurred by the person exceed the amount determined in accordance with subregulation (1)(a); or
  - (b) the travelling expenses incurred by the person exceed the amount determined in accordance with subregulation (1)(b),

the amount certified may include such further amount as the Commissioner thinks just and reasonable in the circumstances.

- (3) Subject to this regulation, if a person is required by notice in writing to produce a document or thing specified in the notice at a specified time and place, the Commissioner may certify that an amount determined by the Commissioner to be just and reasonable in the circumstances is payable to the person for expenses incurred in complying with the requirement.
- (4) A claim for fees or expenses under this regulation must be verified by a declaration in writing signed by the person making the claim.
- (5) No amount is to be certified in respect of a person required to attend at an examination who is an officer or employee of the State or Commonwealth, including a police officer but excluding an officer or employee who is on leave during the period of attendance at the examination.

**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's Deputy**

with the advice and consent of the Executive Council  
on 15 August 2013

No 204 of 2013

AGO0110/13CS

South Australia

## **Liquor Licensing (Dry Areas) Variation Regulations 2013**

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) Regulations 2012***

- 4 Variation of Schedule—Morgan Area 1
- 

### **Part 1—Preliminary**

#### **1—Short title**

These regulations may be cited as the *Liquor Licensing (Dry Areas) Variation Regulations 2013*.

#### **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) Regulations 2012***

#### **4—Variation of Schedule—Morgan Area 1**

Schedule—Morgan Area 1, clause 2—delete "From 4 pm on 31 December 2012 to 9 am on 1 January 2013." and substitute:

From 4 pm on 31 December 2013 to 9 am on 1 January 2014.

**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's Deputy**

with the advice and consent of the Executive Council  
on 15 August 2013

No 205 of 2013

MLI0017/13CS

South Australia

## **Security and Investigation Agents Variation Regulations 2013**

under the *Security and Investigation Agents Act 1995*

---

### **Contents**

#### **Part 1—Preliminary**

- 1 Short title
- 2 Commencement
- 3 Variation provisions

#### **Part 2—Variation of *Security and Investigation Agents Regulations 2011***

- 4 Variation of regulation 1—Short title
- 5 Variation of regulation 3—Interpretation
- 6 Substitution of regulations 6 and 7
  - 6 Classes of offences (sections 3, 9, 23, 23A, 23B and 23G of Act)
- 7 Variation of regulation 8—Annual fee and return
- 8 Insertion of regulation 9A
  - 9A Licence endorsements (section 11B of Act)
- 9 Variation of regulation 47—Notification of change in circumstances
- 10 Variation of regulation 48—Return etc of licence
- 11 Revocation of Schedules 1 and 2
- 12 Substitution of Schedule 3
  - Schedule 3—Prescribed oral advice and written notice
- 13 Variation of Schedule 4—Fees

#### **Schedule 1—Transitional provisions**

- 1 Transitional provisions
- 

### **Part 1—Preliminary**

#### **1—Short title**

These regulations may be cited as the *Security and Investigation Agents Variation Regulations 2013*.

#### **2—Commencement**

These regulations will come into operation on the day on which the *Security and Investigation Agents (Miscellaneous) Amendment Act 2013* comes into operation.

#### **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 *Security and Investigation Agents Regulations 2011***

### **4—Variation of regulation 1—Short title**

Regulation 1—delete "*Agents*" and substitute:

*Industry*

### **5—Variation of regulation 3—Interpretation**

Regulation 3, definition of *Act*—delete "*Agents*" and substitute:

*Industry*

### **6—Substitution of regulations 6 and 7**

Regulations 6 and 7—delete the regulations and substitute:

#### **6—Classes of offences (sections 3, 9, 23, 23A, 23B and 23G of Act)**

- (1) For the purposes of sections 3(2)(a)(i) and 23 of the Act, the following is prescribed:
  - (a) the person has been convicted of a category A offence, or a category B offence, and the penalty imposed for the offence included detention or imprisonment of more than 30 months;
  - (b) the person has been convicted of a category A offence within the preceding 10 years;
  - (c) the person has been found guilty but not convicted of a category A offence within the preceding 5 years;
  - (d) the person has been found guilty but not convicted of a category B offence within the preceding 5 years and the penalty imposed for the offence included a fine of or greater than \$500;
  - (e) the person has been convicted of a category B offence within the preceding 10 years and the penalty imposed for the offence included a fine of or greater than \$500, detention or imprisonment.
- (2) For the purposes of section 9(7) and 23A of the Act, the following are prescribed offences:
  - (a) a category A offence;
  - (b) a category B offence.
- (3) For the purposes of section 23B of the Act, a category A offence is a prescribed offence.
- (4) For the purposes of section 23G of the Act, the following is prescribed:
  - (a) the person has been found guilty of a category A offence;
  - (b) the person has been found guilty of a category B offence and the penalty imposed for the offence included a fine of or greater than \$500, detention or imprisonment.
- (5) However, if the conviction of a person for an offence is a spent conviction under the *Spent Convictions Act 2009*, the offence is to be disregarded for the purposes of the Act.

(6) In this regulation—

**category A offence** means—

- (a) an indictable offence; or
- (b) an offence against the *Controlled Substances Act 1984* in respect of a controlled drug, controlled precursor or controlled plant, other than an offence constituted of possession of a controlled drug, controlled precursor or controlled plant; or
- (c) an offence against the *Police Act 1998*; or
- (d) an offence against Part 5.3 of the Criminal Code set out in the Schedule to the *Criminal Code Act 1995* of the Commonwealth; or
- (e) except in relation to a security agent authorised to perform only the function of controlling crowds—
  - (i) an offence against the *Listening and Surveillance Devices Act 1972*; or
  - (ii) an offence against the *Telecommunications (Interception and Access) Act 1979* of the Commonwealth; or
- (f) an offence substantially similar to any of the above offences against the law of the Commonwealth, another State or a Territory, or a place outside Australia;

**category B offence** means—

- (a) an offence against the Act or regulations made under the Act or the repealed *Commercial and Private Agents Act 1986* or regulations made under that Act; or
- (b) an offence of dishonesty; or
- (c) common assault or an offence of violence; or
- (d) an offence against the *Firearms Act 1977*, other than an offence against section 15C, 18, 21A, 21AB or 26 of that Act; or
- (e) an offence against Part 3A of the *Summary Offences Act 1953*; or
- (f) an offence against the *Controlled Substances Act 1984* constituted of possession of a controlled drug, controlled precursor or controlled plant; or
- (g) an offence substantially similar to any of the above offences against the law of the Commonwealth, another State or a Territory, or a place outside Australia,

but does not include a category A offence.

**7—Variation of regulation 8—Annual fee and return**

(1) Regulation 8(1)—delete subregulation (1) and substitute:

- (1) For the purposes of section 7C(1) of the Act, a licensed agent or a licensed security industry trainer must pay the fee and lodge the return on or before—
- (a) the last day of the month in each year nominated in writing to the agent or trainer by the Commissioner; or
  - (b) if the Commissioner does not nominate a month—the last day of the month in each year that is the same month as the month in which the agent's or trainer's licence was granted.

(2) Regulation 8(2)—delete "12(3)" and substitute:

7C(2)

**8—Insertion of regulation 9A**

After regulation 9 insert:

**9A—Licence endorsements (section 11B of Act)**

- (1) If a licence is endorsed with the words "investigation agent", the endorsement indicates that the licence is an investigation agents licence.
- (2) If an investigation agents licence is endorsed with 1 or more of the endorsements listed below or with words to the same effect, the endorsements indicate that the licence is subject to a restricted functions condition limiting the functions that may be performed under the authority of the licence to the functions indicated by the endorsements as set out below.

<b>Endorsement</b>	<b>Function</b>
collection work	ascertaining the whereabouts of or repossessing goods that are subject to a security interest; and collecting or requesting the payment of debts; and executing legal process for the enforcement of a judgment or order of a court; and executing distress for the recovery of rates, taxes or money
inquiry work	obtaining or providing (without the written consent of a person) information as to the personal character or actions of the person or as to the business or occupation of the person; and searching for missing persons; and obtaining evidence for the purpose of legal proceedings (whether the proceedings have been commenced or are prospective)

- (3) If a licence is endorsed with the words "security agent", the endorsement indicates that the licence is a security agents licence.
- (4) If a security agents licence is endorsed with 1 or more of the endorsements listed below or with words to the same effect, the endorsements indicate that the licence is subject to a restricted functions condition limiting the functions that may be performed under the authority of the licence to the functions indicated by the endorsements as set out below.

<b>Endorsement</b>	<b>Function</b>
body guarding	protecting or guarding a person or keeping a person under surveillance; and preventing, detecting or investigating the commission of an offence in relation to a person
crowd or venue control	controlling crowds
general guarding	protecting or guarding property or keeping property under surveillance (other than in a manner involving a dog or while in possession of a firearm); and preventing, detecting or investigating the commission of an offence in relation to property
guarding with a dog	protecting or guarding property, or keeping property under surveillance, in a manner involving a dog; and hiring out or otherwise supplying dogs or other animals for the purpose of protecting or guarding property
guarding with a firearm	protecting or guarding property, or keeping property under surveillance, while possessing or using a firearm within the meaning of the <i>Firearms Act 1977</i>
monitoring centre operations	protecting or guarding property, or keeping property under surveillance, by means of monitoring a security alarm or surveillance system whether from the place at which the property is located or from another place (but not by means of attendance in response to an alarm)
security systems work	providing advice on security alarm or surveillance systems; and hiring out or otherwise supplying security alarm or surveillance systems; and installing or maintaining security alarm or surveillance systems
security systems work ltd to providing sales and advice only	providing advice on security alarm or surveillance systems; and hiring out or otherwise supplying security alarm or surveillance systems

- (5) If, immediately before the commencement of this subregulation, an endorsement listed in column 1 below or words to the same effect are displayed on a security agents licence, the licence will be taken to be endorsed instead with the endorsement or endorsements listed opposite in column 2:

canine handling	guarding with a dog
crowd control work	crowd or venue control
restricted to guard work	general guarding
	body guarding
security guard ltd to control room operations	monitoring centre operations
security guard restricted to watching, guarding or protecting property	general guarding
security guard work	general guarding
	body guarding

- (6) If, immediately before the commencement of this subregulation, a person who holds a security agents licence holds a firearms licence under the *Firearms Act 1977* endorsed with the purpose "use in the course of carrying on the business of guarding property or use in guarding property in the course of employment by a person who carries on that business—6", the security agents licence will be taken to be endorsed with "guarding with a firearm".
- (7) If a licence is endorsed with the words "security industry trainer", the endorsement indicates that the licence is a security industry trainers licence.
- (8) If a security agents licence or an investigation agents licence is endorsed with an endorsement listed below or with words to the same effect, the endorsement indicates that the licence is subject to the condition listed opposite in column 2.

<b>Endorsement</b>	<b>Condition</b>
employee	an employee condition preventing the holder of the licence from carrying on business as an agent

<b>Endorsement</b>	<b>Condition</b>
employee (supervision)	<p>an employee (supervision) condition—</p> <p>(a) preventing the holder of the licence from carrying on business as an agent; and</p> <p>(b) requiring the holder of the licence to perform functions as an agent only under the supervision of a natural person who holds and has held, for the minimum period specified by the Commissioner in writing, a licence authorising the person to perform those functions personally without supervision</p>
partnership, <i>followed by a name</i>	a partnership condition preventing the holder of the licence from carrying on business as an agent except in partnership with the person specified
partnership (business only), <i>followed by a name</i>	<p>a partnership (business only) condition preventing the holder of the licence—</p> <p>(a) from carrying on business as an agent except in partnership with the person specified; and</p> <p>(b) from personally performing functions as an agent</p>
in training	a training condition requiring the holder of the licence to satisfactorily complete a course of training, or gain experience, within a period of time, as specified by the Commissioner in writing

### **9—Variation of regulation 47—Notification of change in circumstances**

(1) Regulation 47(1)—after "licensed agent," insert:

licensed security industry trainer or holder of an approval as a security industry training provider,

(2) Regulation 47(1)—after "the agent" insert:

, trainer or training provider

(3) Regulation 47(2)—delete subregulation (2) and substitute:

(2) The holder of an approval as a security industry training provider, or a licensed agent who carries on a business as an agent, must notify the Commissioner of changes as follows:

(a) if there is any change in—

(i) the business or trading name under which the approved security industry training provider or licensed agent carries on business; or

(ii) the address at which the approved security industry training provider or licensed agent carries on business; or

(iii) the address of the registered corporate office of an approved security industry training provider or licensed agent that is a body corporate,

the training provider or the agent must, within 14 days after that change, give written notice to the Commissioner of the new name or address;

(b) within 14 days after ceasing to carry on business as a security industry training provider or agent, the training provider or agent must give written notice to the Commissioner of that fact;

(c) within 14 days after entering into partnership to carry on business as a security industry training provider or an agent or ceasing to be in such a partnership, the training provider or agent must give written notice to the Commissioner of that fact, together with the names of the members of the new or former partnership.

Maximum penalty: \$2 500.

Expiation fee: \$160.

(4) Regulation 47(3)—delete "a licensed agent, the agent" and substitute:

the holder of an approval as a security industry training provider or is a licensed agent, the training provider or the agent

(5) Regulation 47(3)(b)—after "section 9(2)" insert:

or 23AAA(2)

(6) Regulation 47(3)(b)—after "Act" insert:

, as the case requires

## **10—Variation of regulation 48—Return etc of licence**

(1) Regulation 48(1)—after "licensed agent" insert:

or licensed security industry trainer

(2) Regulation 48(1)—after "the agent" insert:

or trainer

(3) Regulation 48(2)—after "licensed agent" insert:

or licensed security industry trainer

- (4) Regulation 48(2)(b)—after "agent" wherever occurring insert:  
or trainer
- (5) Regulation 48(3)—after "licensed agent" insert:  
or licensed security industry trainer
- (6) Regulation 48(3) after "the agent" insert:  
or trainer

## **11—Revocation of Schedules 1 and 2**

Schedules 1 and 2—delete the Schedules

## **12—Substitution of Schedule 3**

Schedule 3—delete the Schedule and substitute:

### **Schedule 3—Prescribed oral advice and written notice**

#### **Part A—Oral advice for the purposes of section 23M(5)(a) of *Security and Investigation Industry Act 1995***

The breathalyser reading just taken shows that you had a prohibited level of alcohol in your blood.

Therefore, it appears that your security agents licence may be cancelled by the Commissioner for Consumer Affairs under the *Security and Investigation Industry Act 1995*.

It will be presumed by the Commissioner that the breathalyser accurately indicated your blood alcohol level at the time of the reading and for the preceding 2 hours. However, the *Security and Investigation Industry Act 1995* allows for contrary evidence based on the results of a blood test.

If you want to have such a blood test you will have to make your own arrangements and follow certain procedures, using a special blood test kit. This blood test kit will be supplied to you on your signing a written request. You will also be supplied with an information sheet that sets out the relevant procedures. You must give the information sheet to the medical practitioner or registered nurse who takes your blood sample.

If you obtain a blood test kit and want to have your blood tested, you should take the kit promptly to a hospital or medical practitioner in order to have a sample of your blood taken.

Alternatively, you may have the sample taken by a registered nurse.

The blood sample must be taken by the medical practitioner or registered nurse within 4 hours of the breath analysis that indicated the presence of alcohol in your blood.

You must not consume any more alcohol before having a sample of your blood taken and must not open the blood test kit before delivering it to a medical practitioner or registered nurse.

Under the blood test procedure, the sample of blood is divided and sealed in 2 containers. You will have to sign a form that will be given to you by the medical practitioner or registered nurse.

One of the sealed containers will be given to you and you may make your own arrangements to have the blood in that container analysed.

In any event, the blood in the other container will be analysed by Forensic Science SA and you will be given written notice of the results of the analysis.

Further information as to these matters is contained in the written notice which will be delivered to you shortly.

### **Part B—Written notice for the purposes of section 23M(5)(a) of the *Security and Investigation Industry Act 1995***

#### **Operation of Security and Investigation Industry Act in relation to results of breath analysis**

##### **1 Cancellation of licence**

A security agents licence may be cancelled by the Commissioner for Consumer Affairs if the results of a breath analysis demonstrate that the prescribed concentration of alcohol (as defined in section 23I of the *Security and Investigation Industry Act 1995*) was present in the licensee's blood when the licensee was performing the function of controlling crowds.

##### **2 Breath analysis**

Your breath has just been analysed by means of a breath analysing instrument which indicated that the prescribed concentration of alcohol was present in your blood.

Accordingly, it appears that your security agents licence may be cancelled as described above.

##### **3 Legal effect of breath analysis result**

The result of the breath analysis will be presumed to accurately record the concentration of alcohol in your blood at the time of the analysis and throughout the preceding 2 hours (section 23M(1) and (3)).

You will be able to challenge the accuracy of the breath analysis reading—

- if you have a sample of your blood taken and analysed as described below AND
- if the result of analysis of the blood sample shows that the breath analysing instrument gave a false reading of the concentration of alcohol present in your blood (section 23M(2)).

#### **Procedures for optional blood test**

- 1 You may have a sample of your blood taken and analysed if you wish.
- 2 For that purpose, you must request the breath analysis operator to supply you with an approved blood test kit (you must sign a written request form for the kit and should retain a copy of the signed request form).

- 3 You should then proceed promptly to a hospital or a medical practitioner or registered nurse of your choice and request that a sample of your blood be taken (using the blood test kit). You must give the medical practitioner or registered nurse the blood test information sheet that was supplied to you with the blood test kit.
- 4 The sample of your blood must be taken within 4 hours of the breath analysis that indicated the presence of alcohol in your blood.
- 5 Do not consume any further alcohol before the sample is taken.
- 6 Do not open the blood test kit.
- 7 The medical practitioner or registered nurse taking the sample of your blood will divide it and place it into 2 containers and seal the containers. One container will be delivered to you—do not break the seal on this container.
- 8 Sign the form presented to you by the medical practitioner or registered nurse—the original of the form will be given to you which you should retain.
- 9 You may, if you wish, have the blood sample (in the container delivered to you) analysed at a laboratory to determine the concentration of alcohol present in the blood.
- 10 The other blood sample container will, in any event, be sent to Forensic Science SA where the blood will be analysed. The results of this analysis will be sent to you at your address (as indicated on the form presented to you by the medical practitioner or registered nurse who took the blood sample).

### **13—Variation of Schedule 4—Fees**

- (1) Heading to Schedule 4—delete the heading and substitute:

#### **Schedule 4—Fees and default penalties**

- (2) Schedule 4, clause 2—delete "section 12" and substitute:  
section 7C
- (3) Schedule 4, clause 3—delete "section 12(2)(a)" and substitute:  
section 7C(1)(a)
- (4) Schedule 4, clause 3—delete "section 12" and substitute:  
section 7C
- (5) Schedule 4, clause 4—delete "Default penalty fee (section 12(3) of the Act)" and substitute:  
Penalty for default in paying fee or lodging return (section 7C(2) of the Act)
- (6) Schedule 4, clause 5—delete "section 10" and substitute:  
section 7A(3)

## Schedule 1—Transitional provisions

### 1—Transitional provisions

- (1) For the purposes of the application of section 23(1)(d) of the Act to a person who was carrying on business, or otherwise acting, as a process server immediately before the day on which regulation 6, as substituted by these regulations, comes into operation, a finding of guilt or a conviction, in respect of an offence committed by the person before that day, is to be disregarded if the finding of guilt or the conviction would not have prevented the person from being entitled to carry on a business, or otherwise act, as a process server before that day.
- (2) For the purposes of the application of section 23A of the Act to a person who holds a security agents licence, or is a director of a body corporate that is the holder of a security agents licence, immediately before the day on which regulation 6, as substituted by these regulations, comes into operation, a charge laid, in respect of an offence committed by the person before that day, is to be disregarded if the laying of the charge would not have resulted in the suspension of the licence before that day.
- (3) For the purposes of the application of section 23B of the Act to a person who holds a security agents licence that authorises the licensee to perform the function of controlling crowds immediately before the day on which regulation 6, as substituted by these regulations, comes into operation, a charge laid, in respect of an offence committed by the person before that day, is to be disregarded if the laying of the charge would not have resulted in the suspension of the licence before that day.
- (4) For the purposes of the application of section 23G of the Act to a person who holds a security agents licence, or is a director of a body corporate that is the holder of a security agents licence, immediately before the day on which regulation 6, as substituted by these regulations, comes into operation, a finding of guilt or a conviction, in respect of an offence committed by the person before that day, is to be disregarded if the finding of guilt or the conviction would not have resulted in the cancellation of the licence before that day.
- (5) For the purposes of the application of section 25(1)(e)(ii) of the Act to a person licensed as an agent or a director of a body corporate that holds a licence as an agent, immediately before the day on which regulation 6, as substituted by these regulations, comes into operation, a finding of guilt or a conviction, in respect of an offence committed by the person before that day, is to be disregarded if the finding of guilt or the conviction would not have been relevant to deciding whether the person was a fit and proper person to hold a licence or to be a director of a body corporate that holds a licence before that day.

**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's Deputy

with the advice and consent of the Executive Council  
on 15 August 2013

No 206 of 2013

AGO0207/10CS

## SENDING COPY?

NOTICES for inclusion in the *South Australian Government Gazette* should be emailed to:

[governmentgazette@dpc.sa.gov.au](mailto:governmentgazette@dpc.sa.gov.au)

Please include the following information in the covering email:

- The date the notice is to be published.
- Whether a proof, quote or return email confirmation is required.
- Contact details.
- To whom the notice is charged if applicable.
- A purchase order if required (chargeable notices).
- Any other details that may impact on the publication of the notice.

Attach:

- Notices in Word format.
- Maps and diagrams in pdf.
- Notices that require sighting an official date and signature before publication in a pdf. If a pdf is not possible then fax the official file(s) to the Government Publishing Fax number listed below.

Fax Transmission: (08) 8207 1040

Phone Enquiries: (08) 8207 1045

### NOTE:

**Closing time for lodging new copy is 4 p.m. on Tuesday preceding the regular Thursday Gazette.**

---

## CAMPBELLTOWN CITY COUNCIL

*Street and Place Naming Policy*

NOTICE is hereby given that Campbelltown City Council has amended its Street and Place Naming Policy, effective 16 July 2013. The revised document is available from:

[www.campbelltown.sa.gov.au/policies](http://www.campbelltown.sa.gov.au/policies)

Dated 13 August 2013.

P. DI IULIO, Chief Executive Officer

## CITY OF PORT AUGUSTA

## NOMINATIONS RECEIVED

*Supplementary Election for Mayor*

AT the close of nominations at 12 noon on Thursday, 8 August 2013, the following people were accepted as candidates and are listed in the order in which they will appear on the ballot paper.

*Nominations Received*

Mayor—(1 vacancy)  
Solomon, Peter William  
Prider, Terry  
McDonald, Kathryn  
Greagen, Phil  
Johnson, Sam  
Williams, Rob  
Benbow, Brett Andrew

*Postal Voting*

The election will be conducted by post. Ballot papers and pre-paid envelopes for each voting entitlement will be posted between Tuesday, 20 August 2013 and Monday, 26 August 2013 to every person, or designated person of a body corporate or group listed on the voters roll at roll close on Friday, 28 June 2013. Voting is voluntary.

A person who has not received voting material by Monday, 26 August 2013 and believes they are entitled to vote should contact the Deputy Returning Officer on (08) 7424 7420.

Completed voting material must be returned to reach the Deputy Returning Officer no later than 12 noon on Monday, 9 September 2013.

A ballot box will be provided at the Council office, Civic Centre, 4 Mackay Street, Port Augusta for electors wishing to hand deliver their completed voting material during office hours.

*Vote Counting Location*

The scrutiny and counting of votes will take place at the Council Chambers, Civic Centre, 4 Mackay Street, Port Augusta as soon as practicable after 12 noon on Monday, 9 September 2013. A provisional declaration will be made at the conclusion of the election count.

*Campaign Donations Return*

All candidates must forward a Campaign Donations Return to the Council Chief Executive Officer within 30 days after the conclusion of the election.

K. MOUSLEY, Returning Officer

## DISTRICT COUNCIL OF THE COPPER COAST

## DEVELOPMENT ACT 1993

*Better Development Plan (BDP) and General Development Plan Amendment—for Public Consultation*

NOTICE is hereby given that the District Council of the Copper Coast, pursuant to Sections 24 and 25 of the Development Act 1993, has prepared a Development Plan Amendment Report (DPA) to amend its Development Plan.

The Amendment will change the Development Plan by proposing to:

- Convert Council's existing Development Plan dated 13 June 2013, into the Better Development Plan (BDP) format.

- Amend current zonings and zoning boundaries within the Council, including Wallaroo, Kadina, Moonta, Moonta Bay, Paskeville and Port Hughes townships and amend and introduce new planning policies within the Development Plan.

The DPA report will be on public consultation from Thursday, 15 August 2013, until Friday, 11 October 2013.

A copy of the DPA report is available for inspection during normal office hours at:

- Kadina Council Office at 51 Taylor Street, Kadina.
- Moonta Council Sub Office at Blanche Terrace, Moonta.
- Wallaroo Council Sub Office at 5 John Terrace, Wallaroo.
- Kadina Community Library at 1A Doswell Terrace, Kadina.

A Council Officer will be available for enquiries at Council Offices on the days specified below:

- Kadina Office: Thursday, 15 August 2013 to Friday, 11 October 2013, weekdays from 9 a.m. to 5 p.m.
- Moonta Sub Office: Tuesday, 27 August 2013, from 10 a.m. to 3 p.m.
- Wallaroo Sub Office: Wednesday, 28 August 2013, from 12 a.m. to 5 p.m.

Alternatively the DPA report can be viewed on the Internet at: [www.coppercoast.sa.gov.au](http://www.coppercoast.sa.gov.au).

Written submissions regarding the DPA should be submitted no later than 5 p.m. on Friday, 11 October 2013. All submissions should be addressed to the Chief Executive Officer, District Council of the Copper Coast, P.O. Box 396, Kadina, S.A. 5554 and should clearly indicate whether you wish to be heard in support of your submission at the public hearing. If you wish to lodge your submission electronically (which is preferred), please email it to [info@coppercoast.sa.gov.au](mailto:info@coppercoast.sa.gov.au) and title the email: Response to Better Development Plan (BDP) and General DPA.

Copies of all submissions will be available for inspection at the Kadina Council Office, 51 Taylor Street, Kadina from Monday, 14 October 2013, until the conclusion of the public hearing.

A public hearing will be held on Wednesday, 23 October 2013 at 7 p.m. at the Kadina Town Hall, 51 Taylor Street, Kadina at which time interested persons may be heard in relation to the DPA and the submissions. The public hearing will not be held if no submissions are received or if no submission makes a request to be heard.

If you would like further information about the DPA, contact Matt Dineen, Planning Officer on 8828 1200 or at [info@coppercoast.sa.gov.au](mailto:info@coppercoast.sa.gov.au).

P. HARDER, Chief Executive Officer

## DISTRICT COUNCIL OF LOWER EYRE PENINSULA

*Adoption of Valuations and Declaration of Rates*

NOTICE is hereby given that on 19 July 2013, the District Council of Lower Eyre Peninsula, pursuant to Chapter 10 of the Local Government Act 1999 and for the financial year ending 30 June 2014:

1. Pursuant to Section 167 (2) (a) of the Local Government Act 1999, adopted for rating purposes the most recent capital valuations made by the Valuer-General and available to Council that apply to rateable land within its area totalling \$1 695 803 060.
2. Pursuant to Section 153 (1) (b) of the Local Government Act 1999, declared differential general rates varying according to the locality of land as follows:

- 0.2384 cents in the dollar in respect of rateable land within the gazetted townships of Cummins, Coffin Bay, North Shields, Louth Bay, Boston, Tulka and Tiakukia;
- 0.2110 cents in the dollar in respect of rateable land within the gazetted townships of Edillilie, Yeelanna, Coult, Mount Hope, Wanilla, Mount Dutton Bay and Lake Wangary; and

- 0.2110 cents in the dollar in respect of all other rateable land outside of those gazetted townships and within the area of the Council.

3. Pursuant to Section 152 (1) (c) (ii) of the Local Government Act 1999 and in accordance with the provisions of Section 152 of the Local Government Act 1999, a fixed charge of \$340 in respect of all rateable land within the area of the Council.

4. Pursuant to Section 95 of the Natural Resources Management Act 2004 and Section 154 of the Local Government Act 1999 and in order to reimburse the Council the amounts contributed to the Eyre Peninsula Natural Resources Management Board, declared a separate rate based on a fixed charge of \$61.10 in respect of all rateable land within the area of the Board and within the area of the Council.

5. Pursuant to Section 155 of the Local Government Act 1999, declared the following annual service charges based on the nature of the service in respect of all land to which it provides or makes available Community Wastewater Management Systems within the Council area:

	\$
Occupied Allotment Charge— Cummins Township .....	430
Vacant Allotment Charge— Cummins Township .....	288
Occupied Allotment Charge— North Shields Township .....	430
Vacant Allotment Charge— North Shields Township .....	288
Occupied Allotment Charge— Coffin Bay Township .....	430
Vacant Allotment Charge— Coffin Bay Township .....	288
Occupied Pump Reduction Charges— Coffin Bay Township .....	288
Vacant Pump Reduction Charges— Coffin Bay Township .....	130
Extra Pump Out Charge— Coffin Bay Township .....	43
Occupied Allotment Charges— Tulka Settlement.....	430
Vacant Allotment Charges— Tulka Settlement.....	288
Occupied Pump Reduction Charges— Tulka Settlement.....	410

L. BLACKER, Acting Chief Executive Officer

#### DISTRICT COUNCIL OF LOXTON WAIKERIE

##### *Adoption of Valuation, Annual Business Plan and Budget and Declaration of Rates for 2013-2014*

NOTICE is hereby given that at its meeting held on 1 August 2013 the District Council of Loxton Waikerie for the financial year ending 30 June 2014 and in exercise of the powers contained in Chapter 10 of the Local Government Act 1999, resolved as follows:

(1) *Adoption of Valuation*

to adopt, for rating purposes, the most recent valuations of the Valuer-General available to the Council of the capital value of land within the Councils area, totalling \$1 731 568 380.

(2) *Declaration of the Differential General Rates*

to declare differential general rates by reference to both the locality and the land use of the rateable land, as follows:

1. For all land uses located within the township of Loxton within the following planning zones under the Loxton Waikerie (DC) Development Plan:

- Residential;

- Town Centre;
- Public Purpose; and
- Industry;

a rate of 0.4169 cents in the dollar.

2. For all land uses located within the township of Waikerie within the following planning zones under the Loxton Waikerie (DC) Development Plan:

- Residential;
- Town Centre;
- Public Purpose; and
- Industry;

a rate of 0.4169 cents in the dollar.

3. For all other land of any land use in the Council area a rate of 0.3961 cents in the dollar.

(3) *Fixed Charge*

to impose a fixed charge of \$250 as part of the general rates upon each separate piece of rateable land.

(4) *Service Charges—Community Wastewater Management Systems*

declared the following annual service charges on rateable and non rateable land where a common effluent connection point is provided:

- For the Waikerie Community Wastewater Management System scheme—\$470 per unit on each occupied allotment and \$450 per unit on each vacant allotment.
- For the Loxton Community Wastewater Management Scheme system—\$470 per unit on each occupied allotment and \$450 per unit on each vacant allotment.
- For the Moorook Community Wastewater Management System scheme—\$410 per unit on each occupied allotment and \$390 per unit on each vacant allotment.
- For the Kingston on Murray Community Wastewater Management System scheme—\$410 per unit on each occupied allotment and \$390 per unit on each vacant allotment.

(5) *Service Charges—Kerbside Waste Collection*

declared the following annual service charges based on the nature of the service for the collection and disposal of kerbside waste and recycling in respect of all land:

- Within the townships of Loxton and Waikerie for all serviced retirement village properties an amount of \$163.
- Within the townships of Loxton and Waikerie for all other properties an amount of \$246.
- Outside any area designated as Loxton and Waikerie townships but within the prescribed collection area an amount of \$195.

(6) *Separate Rate*

- in order to raise the amount of \$168 007 payable to the SA Murray Darling Basin Natural Resource Management Board declared a separate rate of 0.01228 cents in the dollar (but with a maximum amount payable of \$50.00), on all rateable land in the Council area.

P. ACKLAND, Chief Executive Officer

#### DISTRICT COUNCIL OF MOUNT BARKER

##### *Assignment of Road Names*

NOTICE is hereby given that pursuant to the provisions of Section 219 of the Local Government Act 1999, the District Council of Mount Barker, resolved to assign and change the road names as part of the Rural Property Addressing system as shown on Rack Plan 955.

The Rack Plan can be viewed at:

- The Office of the Surveyor-General, 101 Grenfell Street, Adelaide.
- The Land Services web-site at:  
<http://www.landservices.sa.gov.au/3Government/Local/RuralRoadMaps.asp>.
- The office of The District Council of Mount Barker at the Local Government Centre, 6 Dutton Road, Mount Barker.
- The District Council of Mount Barker web-site at  
<http://www.dcmtbarker.sa.gov.au>.

A. STUART, Chief Executive Officer

---

#### DISTRICT COUNCIL OF ROBE

##### *Temporary Road Closure*

NOTICE is hereby given of the following temporary road closure on Saturday, 7 September 2013 between 10 a.m. and 3 p.m. for the purpose of the Mid South East Football League Football Final:

- Morphett Street and O'Halloran Street intersection to the entrance of the Robe Golf Club.

Should you require further clarification on this matter, please contact the Council office on 8768 2003.

R. SWEETMAN, Chief Executive

---

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

- Kernich, Kathleen Sylvia*, late of 156 Main North Road, Prospect, of no occupation, who died on 13 May 2013.  
*Kingston, Marjorie Kathleen*, late of 52 Dunrobin Road, Hove, of no occupation, who died on 19 April 2013.  
*Kruczka, Teodor*, late of 4 Morgan Avenue, Daw Park, retired assistant engineman, who died on 26 May 2013.  
*Lodge, James Frederick*, late of 19 Dawkins Avenue, Willaston, retired union official, who died on 22 June 2013.  
*Marsh, Douglas Stanton*, late of 13 Brooker Court, Woodville Park, retired teacher, who died on 17 May 2013.  
*Mitchell, Doris May*, late of 2 Jelley Street, Woodville, of no occupation, who died on 8 February 2013.  
*Munneke, Johanna Maria*, late of 1 Madras Street, Oaklands Park, home duties, who died on 3 July 2013.  
*Plug, Anna Maria*, late of 7 Braun Drive, Hahndorf, retired swimming instructor, who died on 27 June 2013.  
*Taylor, John Edwin*, late of 18 Church Street, Penola, retired mill manager, who died on 13 June 2013.  
*Zwar, Annie Louise*, late of 7-11 Sirius Avenue, Hope Valley, of no occupation, who died on 4 October 2012.

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 Office of Public Trustee, G.P.O. Box 1338, Adelaide, S.A. 5001, full particulars and proof of such claims, on or before 13 September, otherwise they will be excluded from the distribution of the said estates; and notice is also hereby given that all persons indebted to the said estates are required to pay the amount of their debts to the Public Trustee or proceedings will be taken for the recovery thereof; and all persons having any property belonging to the said estates are forthwith to deliver same to the Public Trustee.

Dated 15 August 2013.

D. A. CONTALA, 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.

For any corrections to your notice please phone 8207 1045 or Fax 8207 1040 **before** 4 p.m. on Wednesday.

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](mailto:governmentgazette@dpc.sa.gov.au)