



THE SOUTH AUSTRALIAN GOVERNMENT GAZETTE

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ADELAIDE, THURSDAY, 30 JULY 2015

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GOVERNMENT GAZETTE NOTICES

Notices for publication in the *South Australian Government Gazette* should be emailed to governmentgazette@dpc.sa.gov.au. Content should be sent as Word format attachment(s). Covering emails should include the date the notice is to be published and to whom the notice will be charged. **Closing time for lodgement is 4 p.m. on the Tuesday preceding the regular Thursday publication.** Gazette enquiries to: **Phone 8207 1045**. The *Government Gazette* is available online at: www.governmentgazette.sa.gov.au.

Department of the Premier and Cabinet
Adelaide, 30 July 2015

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the South Australian Film Corporation, pursuant to the provisions of the South Australian Film Corporation Act 1972:

Member: (from 2 August 2015 until 25 April 2016)
Judith Potter

Presiding Member: (from 2 August 2015 until 25 April 2016)
Judith Potter

By command,
GAIL ELIZABETH GAGO, for Premier

ASACAB001-08

Department of the Premier and Cabinet
Adelaide, 30 July 2015

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Board of the Environment Protection Authority, pursuant to the provisions of the Environment Protection Act 1993:

Member: (from 4 August 2015 until 3 August 2017)
Linda Jillian Bowes
Robert John Fowler
Allan Norman Holmes

Deputy Presiding Member: (from 4 August 2015 until 3 August 2017)
Linda Jillian Bowes

By command,
GAIL ELIZABETH GAGO, for Premier

15MSECCS041

Department of the Premier and Cabinet
Adelaide, 30 July 2015

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Susan Elizabeth Close, MP, Minister for Education and Child Development and Minister for the Public Sector to be also Acting Minister for Manufacturing and Innovation, Acting Minister for Automotive Transformation and Acting Minister for Aboriginal Affairs and Reconciliation for the period from 11 September 2015 to 21 September 2015 inclusive, during the absence of the Honourable Kyam Joseph Maher, MLC.

By command,
GAIL ELIZABETH GAGO, for Premier

MMI15/CS004

Department of the Premier and Cabinet
Adelaide, 30 July 2015

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable John James Snelling, MP, Minister for Health, Minister for Mental Health and Substance Abuse, Minister for the Arts and Minister for Health Industries to be also Acting Treasurer, Acting Minister for Finance, Acting Minister for State Development, Acting Minister for Mineral Resources and Energy and Acting Minister for Small Business for the period from 5 August 2015 until 23 August 2015 inclusive, during the absence of the Honourable Tom Koutsantonis, MP.

By command,
GAIL ELIZABETH GAGO, for Premier

DPC15-54CS

Department of the Premier and Cabinet
Adelaide, 30 July 2015

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Gail Elizabeth Gago, MLC, Minister for Employment, Higher Education and Skills, Minister for Science and Information Economy, Minister for the Status of Women and Minister for Business Services and Consumers to be also Acting Minister for Sustainability, Environment and Conservation, Acting Minister for Water and the River Murray and Acting Minister for Climate Change for the period from 24 August 2015 until 6 September 2015 inclusive, during the absence of the Honourable Ian Keith Hunter, MLC.

By command,
GAIL ELIZABETH GAGO, for Premier

DPC15-54CS

Department of the Premier and Cabinet
Adelaide, 30 July 2015

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Ian Keith Hunter, MLC, Minister for Sustainability, Environment and Conservation, Minister for Water and the River Murray and Minister for Climate Change to be also Acting Minister for Disabilities, Acting Minister for Police, Acting Minister for Correctional Services, Acting Minister for Emergency Services and Acting Minister for Road Safety for the period from 10 August 2015 until 23 August 2015 inclusive, during the absence of the Honourable Antonio Piccolo, MP.

By command,
GAIL ELIZABETH GAGO, for Premier

DPC15-54CS

Department of the Premier and Cabinet
Adelaide, 30 July 2015

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Stephen Campbell Mullighan, MP, Minister for Transport and Infrastructure, Minister Assisting the Minister for Planning and Minister Assisting the Minister for Housing and Urban Development to be also Acting Minister for Disabilities, Acting Minister for Police, Acting Minister for Correctional Services, Acting Minister for Emergency Services and Acting Minister for Road Safety for the period from 24 August 2015 until 30 August 2015 inclusive, during the absence of the Honourable Antonio Piccolo, MP.

By command,
GAIL ELIZABETH GAGO, for Premier

DPC15-54CS

Department of the Premier and Cabinet
Adelaide, 30 July 2015

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Leon William Kennedy Bignell, MP, Minister for Agriculture, Food and Fisheries, Minister for Forests, Minister for Tourism, Minister for Recreation and Sport and Minister for Racing to be also Acting Minister for Communities and Social Inclusion, Acting Minister for Social Housing, Acting Minister for Multicultural Affairs, Acting Minister for Ageing, Acting Minister for Youth and Acting Minister for Volunteers for the period from 24 August 2015 until 1 September 2015 inclusive, during the absence of the Honourable Zoe Lee Bettison, MP.

By command,
GAIL ELIZABETH GAGO, for Premier

DPC15-54CS

Department of the Premier and Cabinet
Adelaide, 30 July 2015

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Zoe Lee Bettison, MP, Minister for Communities and Social Inclusion, Minister for Social Housing, Minister for Multicultural Affairs, Minister for Ageing, Minister for Youth and Minister for Volunteers to be also Acting Minister for Employment, Higher Education and Skills, Acting Minister for Science and Information Economy, Acting Minister for the Status of Women and Acting Minister for Business Services and Consumers for the period from 16 August 2015 until 22 August 2015 inclusive, during the absence of the Honourable Gail Elizabeth Gago, MLC.

By command,

GAIL ELIZABETH GAGO, for Premier

DPC15-54CS

Department of the Premier and Cabinet
Adelaide, 30 July 2015

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Kyam Joseph Maher, MLC, Minister for Manufacturing and Innovation, Minister for Automotive Transformation and Minister for Aboriginal Affairs and Reconciliation to be also Acting Minister for Disabilities, Acting Minister for Police, Acting Minister for Correctional Services, Acting Minister for Emergency Services and Acting Minister for Road Safety for the period from 3 August 2015 until 7 August 2015 inclusive, during the absence of the Honourable Antonio Piccolo, MP.

By command,

GAIL ELIZABETH GAGO, for Premier

DPC15-54CS

Department of the Premier and Cabinet
Adelaide, 30 July 2015

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Leon William Kennedy Bignell, MP, Minister for Agriculture, Food and Fisheries, Minister for Forests, Minister for Tourism, Minister for Recreation and Sport and Minister for Racing to be also Acting Minister for Investment and Trade, Acting Minister for Defence Industries and Acting Minister for Veterans' Affairs for the period from 2 August 2015 until 14 August 2015 inclusive, during the absence of the Honourable Martin Leslie James Hamilton-Smith, MP.

By command,

GAIL ELIZABETH GAGO, for Premier

DPC15-54CS

Department of the Premier and Cabinet
Adelaide, 30 July 2015

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Susan Elizabeth Close, MP, Minister for Education and Child Development and Minister for the Public Sector to be also Acting Minister for Investment and Trade, Acting Minister for Defence Industries and Acting Minister for Veterans' Affairs for the period from 15 August 2015 until 23 August 2015 inclusive, during the absence of the Honourable Martin Leslie James Hamilton-Smith, MP.

By command,

GAIL ELIZABETH GAGO, for Premier

DPC15-54CS

Department of the Premier and Cabinet
Adelaide, 30 July 2015

HIS Excellency the Governor in Executive Council has been pleased to appoint Peter John Norman, Mark Nicholas Rice and Mark Stephen Blumberg to the office of Master of the Supreme Court of South Australia on an auxiliary basis, for a period commencing on 1 August 2015 and expiring on 31 July 2016, it being a condition of appointment that the powers and jurisdictions of the office should only be exercised during the time or times the

actual duties are being undertaken, but at no other time throughout the period of appointment, pursuant to the Judicial Administration (Auxiliary Appointments and Powers) Act 1988.

By command,

GAIL ELIZABETH GAGO, for Premier

AGO0093/15CS

Department of the Premier and Cabinet
Adelaide, 30 July 2015

HIS Excellency the Governor in Executive Council has been pleased to appoint Kim Hargrave to act in the office of Judge of the Supreme Court of South Australia on an auxiliary basis, for a period commencing on 31 July 2015 and expiring on 31 October 2015, pursuant to the Judicial Administration (Auxiliary Appointments and Powers) Act 1988.

By command,

GAIL ELIZABETH GAGO, for Premier

AGO0096/15CS

Department of the Premier and Cabinet
Adelaide, 30 July 2015

HIS Excellency the Governor in Executive Council has been pleased to appoint Lynne Williams as Acting Chairperson of the Essential Services Commission of South Australia for a period of two years commencing on 26 September 2015 and expiring on 25 September 2017, pursuant to Section 14 of the Essential Services Commission Act 2002.

By command,

GAIL ELIZABETH GAGO, for Premier

T&F15/064CS

Department of the Premier and Cabinet
Adelaide, 30 July 2015

HIS Excellency the Governor in Executive Council has been pleased to appoint Lynne Williams as a part-time Commissioner of the Essential Services Commission of South Australia for a period of two years commencing on 26 September 2015 and expiring on 25 September 2017, pursuant to Sections 12 and 13 of the Essential Services Commission Act 2002.

By command,

GAIL ELIZABETH GAGO, for Premier

T&F15/064CS

Department of the Premier and Cabinet
Adelaide, 30 July 2015

HIS Excellency the Governor in Executive Council has been pleased to appoint June Ruby Roache as a part-time Commissioner of the Essential Services Commission of South Australia for a period of two years commencing on 29 May 2016 and expiring on 28 May 2018, pursuant to Sections 12 and 13 of the Essential Services Commission Act 2002.

By command,

GAIL ELIZABETH GAGO, for Premier

T&F15/064CS

Department of the Premier and Cabinet
Adelaide, 30 July 2015

HIS Excellency the Governor in Executive Council has been pleased to appoint David Keith Round as a part-time Commissioner of the Essential Services Commission of South Australia for a period of three years commencing on 29 May 2016 and expiring on 28 May 2019, pursuant to Sections 12 and 13 of the Essential Services Commission Act 2002.

By command,

GAIL ELIZABETH GAGO, for Premier

T&F15/064CS

DANGEROUS SUBSTANCES ACT 1979

Appointments

I, JOHN RAU, Minister for Industrial Relations in and for the State of South Australia, hereby appoint the following persons as authorised officers for the purposes of the Dangerous Substances Act 1979, pursuant to Section 7 (1) of that Act:

- David Harold McGinlay; and
- John Tramontano

Dated 27 July 2015.

JOHN RAU, Deputy Premier, Minister for Industrial Relations

DANGEROUS SUBSTANCES ACT 1979

Appointments

I, JOHN RAU, Minister for Industrial Relations in and for the State of South Australia, hereby appoint the following persons as authorised officers for the purposes of the Dangerous Substances Act 1979, pursuant to Section 7 (1) of that Act:

- Nathan Christopher Jeanes; and
- David Osborne.

Dated 27 July 2015.

JOHN RAU, Deputy Premier, Minister for Industrial Relations

DEVELOPMENT ACT 1993, SECTION 26 (9): MINDA BRIGHTON CAMPUS AND GENERAL SECTION AMENDMENTS DEVELOPMENT PLAN AMENDMENT

Preamble

1. The 'Minda Brighton Campus and General Section Amendments Development Plan Amendment' (the Amendment) has been finalised in accordance with the provisions of the Development Act 1993.

2. The Minister for Planning has decided to approve the Amendment.

NOTICE

PURSUANT to Section 26 of the Development Act 1993, I—

- (a) approve the Amendment; and
- (b) fix the day on which this notice is published in the *Gazette* as the day on which the Amendment will come into operation.

Dated 23 July 2015.

JOHN RAU, Deputy Premier, Minister for Planning

FISHERIES MANAGEMENT ACT 2007: SECTION 115

TAKE notice that pursuant to Section 115 of the Fisheries Management Act 2007, Julian James of City of Onkaparinga, 1 Ramsay Place, Noarlunga Centre, S.A. 5168 and nominated agents (the 'exemption holders') are exempt from Section 70 of the Fisheries Management Act 2007, and Regulations 7 and 10 and Clauses 72 and 73 of Schedule 6 and 'other waters' as defined in Schedule 7 of the Fisheries Management (General) Regulations 2007, but only insofar as they may take non-native fish in the waters set out in Schedule 1 using the gear specified in Schedule 2 (the 'exempted activity'), subject to the conditions set out in Schedule 3, from 27 July 2015 until 30 April 2016, unless varied or revoked earlier.

SCHEDULE 1

- Brodie Road Wetlands, Morphett Vale.

SCHEDULE 2

- 1 seine net with a minimum mesh size of 19 mm and a maximum length of 75 metres.

SCHEDULE 3

1. The exemption holders may only take non-native species of fish and must destroy them humanely.

2. The non-native species of fish taken must be disposed of appropriately at an approved waste facility and must not be used for any commercial purpose.

3. The exemption holders must as soon as reasonably practicable return to the water any native fish captured incidentally while undertaking this exempted activity.

4. Employees of the City of Onkaparinga Council and Urban Virons Group Pty Ltd are authorised to act as agents under this exemption.

5. Before conducting the exempted activity, the exemption holder must treat all containers that will hold native fish with a sterilising agent to reduce the risk of translocation of any disease or pathogen.

6. The exemption holder or a person acting as an agent must notify PIRSA FISHWATCH on 1800 065 522 at least 2 hours prior to conducting the exempted activity and answer a series of questions about the exempted activity. The exemption holder will need to have a copy of the exemption notice at the time of making the call, and be able to provide information about the area and time of the exempted activity, the vehicles and boats involved, the number of agents undertaking the exempted activity and other related questions. Exemption No. 9902771.

7. The exemption holder must provide a written report to the Director, Fisheries and Aquaculture Policy, G.P.O. Box 1625, Adelaide, S.A. 5001, within seven days of the completion of each collection made pursuant to this exemption, providing details of the numbers, location, time and conditions of the collection and persons involved as agents.

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

Dated 27 July 2015.

A. FISTR, Acting Director, Fisheries and Aquaculture Policy

FISHERIES MANAGEMENT ACT 2007: SECTION 115

TAKE notice that pursuant to Section 115 of the Fisheries Management Act 2007, Daniel Cornelius of Urban Virons Group, 488 Churchill Road, Kilburn, S.A. 5084 (the 'exemption holder') or a person nominated as his agent in this notice are exempt from Section 70 of the Fisheries Management Act 2007, and Regulations 7 and 10, Clauses 72, 73 of Schedule 6 and 'other waters' as defined in Schedule 7 of the Fisheries Management (General) Regulations 2007, but only insofar as they may take non-native species in the waters set out in Schedule 1 using the gear specified in Schedule 2 (the 'exempted activity'), subject to the conditions set out in Schedule 3, from 27 July 2015 until 10 June 2016, unless varied or revoked earlier.

SCHEDULE 1

- Glenelg golf course wetlands.

SCHEDULE 2

- 1 seine net with maximum dimensions of 100 m long x 2 m high.

SCHEDULE 3

1. The exemption holder may only take non-native species of fish and must immediately destroy them humanely.

2. Non-native species of fish taken must be disposed of appropriately at an approved waste facility and must not be used for any commercial purpose.

3. The exemption holder must immediately return to the water any native fish captured incidentally while undertaking this exempted activity.

4. Before conducting the exempted activity, the exemption holder must treat all containers that will hold native fish with a sterilising agent to reduce the risk of translocation of any disease or pathogen.

5. The following persons are authorised to act as agents under this exemption:

Henry Davidson
Jarred Carter
Shaun Daniels
Jarrod McCauley
Matt Harrington

6. The exemption holder must notify PIRSA FISHWATCH on 1800 065 522 at least 2 hours prior to conducting the exempted activity and answer a series of questions about the exempted activity. The exemption holder will need to have a copy of the exemption notice at the time of making the call, and be able to provide information about the area and time of the exempted activity, the vehicles and boats involved, the number of agents undertaking the exempted activity and other related questions. Exemption No. ME9902772.

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

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

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

Dated 27 July 2015.

A. FISTR, Acting Director, Fisheries
and Aquaculture Policy

FISHERIES MANAGEMENT ACT 2007: SECTION 115

TAKE notice that pursuant to Section 115 of the Fisheries Management Act 2007, Nick Whiterod of Nature Glenelg Trust, 7 Kemp Street, Goolwa Beach, S.A. 5214 (the 'exemption holder'), or a person acting as his agent, is exempt from Sections 70, 71 and 72 (2) (b) of the Fisheries Management Act 2007 and Regulations 7 and 10; and Clauses 39, 41, 42, 43, 44, 45, 46, 96 of Schedule 6 of the Fisheries Management (General) Regulations 2007, but only insofar as the exemption holder may take fish specified in Schedule 1, in the waters specified in Schedule 2 using the gear specified in Schedule 3 (the 'exempted activity'), subject to the conditions specified in Schedule 4, from 21 November 2015 until 20 November 2016, unless varied or revoked earlier.

SCHEDULE 1

The collection of native fish including protected species of Genus Ambassidae, species of Mogurnda and Nannoperca, River Blackfish (*Gadopsis marmoratus*), Freshwater Catfish (*Tandanus tandanus*), Trout Cod (*Maccullochella macquariensis*), Silver Perch (*Bidyanus bidyanus*), Murray Cod (*Maccullochella peelii*), Murray River Crayfish (*Euastacus armatus*) and South East Crayfish (*Euastacus bispinosia*).

SCHEDULE 2

From waters of the state excluding Aquatic Reserves, Marine Parks and the Adelaide Dolphin Sanctuary.

SCHEDULE 3

- 3 Seine nets (maximum length 25 m, minimum mesh 3 mm)
- 20 Fyke nets (maximum width 10 m, minimum mesh size 1 mm)
- 20 Munyana and hoop nets (minimum 10 cm entrance)
- 1 Backpack electrofisher
- 20 Norrocky traps (20-30 mm wide)
- 5 Fishing rods/lines/hooks

SCHEDULE 4

1. Subject to Clause 2 of this schedule, all fish taken pursuant to this notice must be returned to the water as soon as reasonably practicable on completion of scientific evaluation.

2. A maximum of 10 South East Crayfish (*Euastacus bispinosia*) can be taken for scientific purposes.

3. All other native fish must be either returned to the water on completion of scientific evaluation.

4. All non-native fish must be destroyed and disposed of appropriately.

5. The specimens collected by the exemption holders and agents are for scientific and research purposes only and must not be sold.

6. The following persons are authorised to act as agents under this exemption:

- Dr Lauren Veale
- Dr Lachlan Farrington

7. The exemption holder must operate in accordance to the Australian Code of Electrofishing Practice, 1997 requirements.

8. Before conducting the exempted activity, the exemption holder must contact PIRSA FISHWATCH on 1800 065 522 and answer a series of questions about the exempted activity. You will need to have a copy of your exemption with you at the time of making the call, and be able to provide information about the area and time of the exempted activity, the vehicles and/or boats involved, the number of agents undertaking the exempted activity and other related issues. Exemption No. ME9902781.

9. The exemption holder must provide a report in writing detailing the outcomes of the research and the collection of organisms pursuant to this notice to the Director Fisheries and Aquaculture Policy, (G.P.O. Box 1625, Adelaide, S.A. 5001), within 3 months of the expiry of this notice, giving the following details:

- the date, soak time and location of collection;
- the number of nets used;
- the description of all species collected (fish, invertebrates, turtles);
- the number of each species collected; and
- any other information regarding size, breeding or anything deemed relevant or of interest that is able to be volunteered.

10. While engaged in the exempted activity, the exemption holder must be in possession of a copy of this notice. Such notice must be produced to a Fisheries Officer if requested.

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

This notice does not purport to override the provisions or operation of any other Act including, but not limited to, the Marine Parks Act 2007. The exemption holder and his agents must comply with any relevant regulations, permits, requirements and directions from the Department of Environment, Water and Natural Resources when undertaking activities within a marine park.

Dated 27 July 2015.

A. FISTR, Acting Director, Fisheries
and Aquaculture Policy

LIVESTOCK ACT 1997

NOTICE BY THE MINISTER

Notifiable Diseases

PURSUANT to Section 4 of the Livestock Act 1997, I, Leon Bignell, MP, Minister for Agriculture, Food and Fisheries, declare to be notifiable diseases those diseases listed as exotic diseases, plus the following diseases:

This notice revokes the notice made by the Minister for Agriculture, Food and Fisheries on 8 August 2010 and published 12 August 2010 and subsequent amendments to that notice.

Diseases of bees

American foulbrood (*Paenibacillus larvae*)
European foulbrood (*Melissococcus pluton*)

Diseases of aquatic species

Aeromonas salmonicida (atypical strains)
Epizootic haematopoietic necrosis—EHN virus
Infection with *Aphanomyces invadans* (epizootic ulcerative syndrome)

Infection with *Batrachochytrium dendrobatidis*
 Infection with *Bonamia* species
 Infection with *Perkinsus olseni*
 Viral encephalopathy and retinopathy

Diseases of other species

Aino disease
 Akabane disease
 Anaplasmosis in tick free areas
 Babesiosis (bovines only)
 Bluetongue
 Buffalo fly
 Cattle tick (*Rhipicephalus microplus*)
 Cysticercus bovis (*Taenia saginata*)
 Enzootic bovine leucosis
 Ephemeral fever
 Equine herpes-virus 1 (abortigenic and neurological strains)
 Equine infectious anaemia
 Equine viral arteritis
 Footrot (in sheep and in goats only)
 Infection with *Brucella suis*
 Infectious laryngotracheitis
 Listeriosis
 Melioidosis
 Paratuberculosis (Johne's disease)
 Pullorum disease (*Salmonella pullorum*)
 Sporadic bovine encephalomyelitis
 Strangles
 Tuberculosis (in all species)
 Verotoxigenic *Escherichia coli*

EXOTIC DISEASES

Diseases of bees

Acariasis tracheal mite (*Acarapis woodi*)
 Acute bee paralysis
 Africanised honey bee
 Asian honey bee
 Bee louse (*Braula coeca*)
 Tropilaelaps mite (*Tropilaelaps clareae*)
 Varroasis (*Varroa destructor*)
 Varroasis (*Varroa jacobsoni*)

Diseases of aquatic species

Abalone viral ganglioneuritis
 Acute hepatopancreatic necrosis disease (AHPND)
 Bacterial kidney disease (*Renibacterium salmoninarum*)
 Baculoviral midgut gland necrosis
 Channel catfish virus disease
 Crayfish plague (*Aphanomyces astaci*)
 Enteric redmouth disease (*Yersinia ruckeri*—Hagerman strain)
 Enteric septicaemia of catfish (*Edwardsiella ictaluri*)
 European catfish virus/European sheatfish virus
 Furunculosis (*Aeromonas salmonicida* subsp *salmonicida*)
 Gill-associated virus
 Grouper iridoviral disease
 Gyrodactylosis (*Gyrodactylus salaris*)
 Haplosporidiosis (*Haplosporidium costale*, *H. nelsoni*)
 Infection with abalone herpes virus
 Infection with *Boccardia knoxi*
 Infection with *Bonamia exitiosa*
 Infection with *Bonamia ostreae*
 Infection with *Candidatus hepatobacter penaei*
 Infection with HPR-deleted or HPRO infectious salmon anaemia virus
 Infection with *Marteilia refringens*
 Infection with *Marteilia sydneyi*
 Infection with *Marteiliaoides chungmuensis*
 Infection with *Mikrocytos mackini*
 Infection with *Perkinsus marinus*
 Infection with *Perkinsus* spp. (exotic)
 Infection with ranavirus
 Infection with salmonid alphavirus
 Infection with *Xenohaliotis californiensis*
 Infection with yellow head virus
 Infectious haematopoietic necrosis
 Infectious hypodermal and haematopoietic necrosis
 Infectious myonecrosis
 Infectious pancreatic necrosis
 Infectious spleen and kidney necrosis virus-like (ISKNV-like) viruses
 Iridoviruses

Koi herpesvirus disease
Monodon slow growth syndrome
Oncorhynchus masou virus disease
 Ostreid herpesvirus-1 μ variant (OsHV-1 μ var)
 Oyster velar disease
 Piscirickettsiosis (*Piscirickettsia salmonis*)
 Red sea bream iridoviral disease
 Spawner-isolated mortality virus disease
 Spring viraemia of carp
 Taura syndrome
 Viral haemorrhagic septicaemia
 Whirling disease (*Myxobolus cerebralis*)
 White spot disease
 White tail disease
 White sturgeon iridoviral disease

Diseases of other species

African horse sickness
 African swine fever
 Anthrax
 Aujeszky's disease
 Australian bat lyssavirus
 Avian influenza
 Babesiosis (equine only)
 Bluetongue (clinical disease)
 Borna disease
 Bovine virus diarrhoea Type 2
 Camelpox
 Chagas disease (*Trypanosoma cruzi*)
 Classical swine fever
 Contagious agalactia
 Contagious bovine pleuropneumonia
 Contagious caprine pleuropneumonia
 Contagious equine metritis
 Cowpox
 Crimean Congo haemorrhagic fever
 Devil facial tumour disease
 Dourine
 Duck virus enteritis (duck plague)
 Duck virus hepatitis
 East coast fever (*Theileria parva*)
 Ehrlichiosis
 Encephalitides (tick borne)
 Enzootic abortion of ewes (ovine chlamydiosis)
 Epizootic haemorrhagic disease (clinical disease)
 Epizootic lymphangitis
 Equine encephalomyelitis (eastern, western and Venezuelan)
 Equine encephalosis
 Equine influenza
 Foot and mouth disease
 Fowl typhoid
 Getah virus infection
 Glanders
 Haemorrhagic septicaemia
 Hantaan river virus
 Heartwater
 Hendra virus infection
 Horse pox
 Ibaraki disease
 Infection with *Brucella abortus*
 Infection with *Brucella canis*
 Infection with *Brucella melitensis*
 Infection with *Coenurus cerebralis*
 Infection with *Fasciola gigantica*
 Infection with *Leptospira canicola*
 Infectious bursal disease (hypervirulent and exotic antigenic variant forms)
 Infestation with cattle tick (*Rhipicephalus microplus*)
 Infestation with *Elaphostrongylus cervi*
 Japanese encephalitis
 Jembrana disease
 Leishmaniasis
 Louping ill
 Lumpy skin disease
 Lyme disease
 Maedi-visna
 Malignant catarrhal fever (wildebeest-associated)
 Mediterranean Theileriosis (*Theileria annulata*)
 Menangle virus infection
 Nairobi sheep disease
 Newcastle disease (virulent)

Nipah virus infection
 Peste des petits ruminants
 Porcine cysticercosis (*Cysticercus cellulosae*)
 Porcine endemic diarrhoea
 Porcine enterovirus encephalomyelitis (Teschen/Talfan disease)
 Porcine epidemic diarrhoea
 Porcine myocarditis (Bungowannah virus infection)
 Porcine reproductive and respiratory syndrome
 Potomac fever
 Proventricular dilatation syndrome
 Pulmonary adenomatosis (Jaagsiekte)
 Rabies
 Rift Valley fever
Salmonella enteritidis infection in poultry
 Salmonellosis (*Salmonella abortus-equi*)
 Salmonellosis (*Salmonella abortus-ovis*)
 Screw worm fly—New World (*Cochliomyia hominivorax*)
 Screw worm fly—Old World (*Chrysomya bezziana*)
 Sheep pox and goat pox
 Sheep scab
 Shope's fibroma virus
 Surra (*Trypanosoma evansi*)
 Swine influenza
 Swine plague
 Swine vesicular disease
 Transmissible gastroenteritis
 Transmissible spongiform encephalopathies (bovine spongiform encephalopathy, feline spongiform encephalopathy, chronic wasting disease of deer, scrapie)
 Trichinellosis
 Trypanosomosis (tsetse fly associated)
 Tuberculosis (*Mycobacterium bovis*)
 Tularaemia
 Turkey rhinotracheitis (avian metapneumovirus)
 Vesicular exanthema
 Vesicular stomatitis
 Warble-fly myiasis
 Wesselsbron disease
 West Nile virus infection—clinical

Dated 25 July 2015.

LEON BIGNELL, Minister for Agriculture,
Food and Fisheries

EXPLOSIVES ACT 1936

Appointments

I, JOHN RAU, Minister for Industrial Relations in and for the State of South Australia, hereby appoint the following persons as Inspectors of Explosives for the purposes of the Explosives Act 1936, pursuant to Section 9 (1) of that Act:

- Nathan Christopher Jeanes; and
- David Osborne.

Dated 27 July 2015.

JOHN RAU, Deputy Premier, Minister for
Industrial Relations

EXPLOSIVES ACT 1936

Appointments

I, JOHN RAU, Minister for Industrial Relations in and for the State of South Australia, hereby appoint the following persons as Inspectors of Explosives for the purposes of the Explosives Act 1936, pursuant to Section 9 (1) of that Act:

- David Harold McGinlay; and
- John Tramontano.

Dated 27 July 2015.

JOHN RAU, Deputy Premier, Minister for
Industrial Relations

ENVIRONMENT PROTECTION ACT 1993

Variation to Existing Approval of Collection Depot

I, ANDREA KAYE WOODS, Delegate of the Environment Protection Authority ('the Authority'), pursuant to Section 69 of the Environment Protection Act 1993 (SA) ('the Act') hereby:

Variation to Existing Approval of Collection Depot

Vary the approval of the collection depot listed at Schedule 1 of this Notice, that was granted under the Act prior to the date of this Notice and impose the conditions of this approval to be as follows:

Approval of Collection Depot

The collection depot identified by reference to the following matters is approved:

- (a) the name of the collection depot described in Column 1 of Schedule 1 of this Notice;
- (b) the name of the company identified in Column 2 of Schedule 1 of this Notice;
- (c) the name of the proprietor of the depot identified in Column 3 of Schedule 1 of this Notice;
- (d) the location of the depot described in Columns 4-7 of Schedule 1 of this Notice.

The collection depot listed at Schedule 1 of this Notice is approved in relation to all classes of containers, which were approved under the Act, at or subsequent to the date of this Notice, as Category B Containers.

Conditions of Approval

Impose the following conditions on the approval:

- (1) If the Approval Holder's name or postal address (or both) changes, then the Approval Holder must inform the Authority in writing, within 28 days of the change occurring.
- (2) If the collection depot is sold to another party, the Approval Holder must inform the Authority in writing, within 28 days of settlement.
- (3) The Approval Holder who wishes to cease operation of the depot shall notify the Authority in writing no less than 14 days from the date of closing.
- (4) The Approval Holder, or a person acting on his or her behalf, must not pay a refund on, or seek reimbursement for, containers that the Approval Holder, or the person acting on his or her behalf, knows were not purchased in South Australia.
- (5) The Approval Holder must ensure that prominent signage is displayed, detailing the offence and the penalties under Section 69 of the Act, for presenting interstate containers for refund.

SCHEDULE

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	Column 7
Depot Name	Company/Trading Name	Proprietors	Depot Location Street	Depot Location Suburb	Certificate of Title No. Volume/Folio No.	Collection Area
Lucindale Recycling Depot	A. C. & P. S. Goldsworthy	Andrew Goldsworthy and P. Goldsworthy	15 Banksia Street	Lucindale	5741/928	Regional

HOUSING IMPROVEMENT ACT 1940

Sub-Standard Revocations

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

Address of House	Allotment, Section, etc.	Certificate of Title		Date and page of <i>Government Gazette</i> in which notice declaring house to be substandard published
		Volume	Folio	
2A Olinda Road, Windsor Gardens, S.A. 5087	Allotment 19 Deposited Plan 6379, Hundred of Yatala	CT5629	493	8.11.07, page 4183
Dated at Adelaide, 30 July 2015.		P. REARDON, Director, Property and Contract Management, Housing SA (Delegate SAHT)		

HOUSING IMPROVEMENT ACT 1940

Rent Control

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

Address of House	Allotment, Section, etc.	Certificate of Title		Date and page of <i>Government Gazette</i> in which notice declaring house to be substandard published	Maximum rental per week payable in respect of each house \$
		Volume	Folio		
151 Woolshed Road, Mount Torrens, S.A. 5244	Allotment 6 Filed Plan 13130, Hundred of Talunga	CT5485	398	28.8.15, page 2202	343.00
1431 Main South Road, Bedford Park, S.A. 5042	Allotment 53 Filed Plan 148089, Hundred of Adelaide	CT5799	15	21.5.15, page 2165	212.00
118 Mannum Road, Murray Bridge, S.A. 5253	Allotment 51 Deposited Plan 2256, Hundred of Mobilong	CT5988	531	26.4.15, page 1487	145.00
19 Fulton Street, Gilles Plains, S.A. 5086	Allotment 32 Deposited Plan 7771, Hundred of Yatala	CT5588	911	26.3.15, page 1272	210.00
Dated at Adelaide, 30 July 2015.		P. REARDON, Director, Property and Contract Management, Housing SA (Delegate SAHT)			

SOUTH AUSTRALIA

GR Notice No. 12 of 2015
Gambling Codes of Practice (Predictive Monitoring)
Variation Notice 2015

[30 July 2015]

By this notice, the Independent Gambling Authority varies the notice prescribing advertising and responsible gambling codes of practice, as follows:

1 Citation, commencement, authorising provisions, etc.

- (1) This notice may be cited as the Gambling Codes of Practice (Predictive Monitoring) Variation Notice 2015.
- (2) This notice comes into operation on 1 December 2015.
- (3) This notice is authorised by—
 - (a) section 6A of the *Authorised Betting Operations Act 2000*, in particular section 6A(9);
 - (b) section 41A of the *Casino Act 1997*, in particular section 41A(9);
 - (c) section 10A of the *Gaming Machines Act 1992*, in particular section 10A(10); and
 - (d) section 13B of the *State Lotteries Act 1966*, in particular section 13B(8).

2 Purpose

This notice varies the Gambling Codes of Practice Notice 2013¹ to delay the commencement of the requirement that acceptable loyalty programs include a facility for predictive monitoring of the patterns of gamblers' gambling behaviour.

3 Variation of clause 1(2)(c)(ii)—commencement

In clause 1(2)(c)(ii) of the Gambling Codes of Practice Notice 2013, for “clause 55(2)—on 1 January 2016”, **substitute—**

“clause 55(2)—on 1 July 2016”.

¹ GR Notice No. 8 of 2013, *South Australian Government Gazette*, 18 December 2013 (No. 81 of 2013), pages 4798–4844, varied by—the Gambling Codes of Practice (In-Venue Messaging) Variation Notice 2014, GR Notice No. 1 of 2014, *South Australian Government Gazette*, 20 February 2014 (No. 14 of 2014), pages 1014–1024; by the Gambling Codes of Practice (General) Variation Notice 2015, GR Notice No 6 of 2015, *South Australian Government Gazette*, 26 March 2015 (No. 19 of 2015), pages 1266–1271; and by the Gambling Codes of Practice (Premium Gaming) Variation Notice 2015, GR Notice No. 8 of 2015, *South Australian Government Gazette*, 7 May 2015 (No. 28 of 2015), pages 1665–1666.

LOCAL GOVERNMENT ACT 1999
NOTICE OF APPROVAL OF A REGIONAL SUBSIDIARY

Eastern Region Alliance Water

THE CITY OF BURNSIDE, THE CITY OF NORWOOD, PAYNEHAM & ST PETERS AND THE CORPORATION OF THE TOWN OF WALKERVILLE, have resolved to establish a subsidiary pursuant to Section 43 of the Local Government Act 1999, to develop, implement, oversee and manage practical solutions to provide water supply diversity within and outside the Region; to supply water to the Constituent Councils and other persons for irrigation purposes within and outside the Region except that priority shall be given to the supply of water for irrigation within the Region.

Pursuant to Clause 17 of Part 2 of Schedule 2 of the Local Government Act 1999, I approve the establishment of the Eastern Regional Alliance (ERA) Water.

The charter of the Eastern Regional Alliance (ERA) Water is set out below.

Dated 21 July 2015.

GEOFF BROCK, Minister for Local Government

**ERA WATER
REGIONAL SUBSIDIARY
CHARTER 2015**

**Norman
Waterhouse**
LAWYERS

Level 15, 45 Pirie Street
Adelaide SA 5000
Telephone + 61 8 8210 1200
Fax + 61 8 8210 1234
www.normans.com.au

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1. INTRODUCTION

1.1 Name

The name of the subsidiary is ERA Water (referred to as **the Subsidiary** in this Charter).

1.2 Definitions

1.2.1 In this Charter, unless the contrary intention appears:

- 1.2.1.1 **the Act** means the Local Government Act 1999 and includes all regulations made thereunder;
- 1.2.1.2 **the Subsidiary** means ERA Water;
- 1.2.1.3 **the Board** means the Board of Management of the Subsidiary set out at Clause 3;
- 1.2.1.4 **Annual Business Plan** means the annual business plan adopted by the Subsidiary pursuant to Clause 6.1;
- 1.2.1.5 **Board Member** means a member of the Board appointed pursuant to Clause 3.4, and unless the context requires otherwise or it is expressly stated otherwise, a reference to a Board Member includes a Deputy Board Member;
- 1.2.1.6 **Budget** means the annual budget adopted by the Subsidiary pursuant to Clause 5.1;
- 1.2.1.7 **Chairperson** means the member of the Board appointed pursuant to Clause 3.4.1.2;
- 1.2.1.8 **Constituent Councils** means those councils identified at Clause 1.5;
- 1.2.1.9 **Council** means a council constituted under the Act;
- 1.2.1.10 **Date of Withdrawal** means the date a Constituent Council's withdrawal from the Subsidiary becomes effective pursuant to Clause 7.2.2;
- 1.2.1.11 **Deputy Board Member** means a person appointed to act as a deputy to a Board Member in accordance with Clause 3.5;
- 1.2.1.12 **Financial Statements** has the same meaning as in the Act;
- 1.2.1.13 **Financial Year** means 1 July in each year to 30 June in the subsequent year;
- 1.2.1.14 **General Manager** means the person appointed pursuant to Clause 4 as the General Manager of the Subsidiary;
- 1.2.1.15 **Long Term Financial Plan** means the long term financial plan prepared by the Subsidiary and approved by the Constituent Councils pursuant to Clause 5.5;
- 1.2.1.16 **Net Assets** means total assets (current and non-current) less total liabilities (current and non-current) of the Subsidiary as reported in the annual audited Financial Statements of the Subsidiary;
- 1.2.1.17 **Project** means the collaborative long term joint undertaking of the Constituent Councils to implement a stormwater capture, treatment and distribution system in eastern Adelaide through, amongst other things, the linking and aggregation of small aquifers and storages via a regional aquifer storage and recovery system and the development of a cross-catchment, cross-council stormwater supply pipeline around eastern Adelaide;
- 1.2.1.18 **Region** means the collective geographical area of the Constituent Councils;
- 1.2.1.19 **Water** does not include mains water.

1.3 Interpretation

In this Charter, unless the context otherwise requires:

- 1.3.1 headings do not affect interpretation;
- 1.3.2 singular includes plural and plural includes singular;
- 1.3.3 words of one gender include any gender;
- 1.3.4 a reference to a person includes a partnership, corporation, association, government body and any other entity;
- 1.3.5 a reference to legislation includes any amendment to it, any legislation substituted for it, and any subordinate legislation made under it;
- 1.3.6 an unenforceable provision or part of a provision of this Charter may be severed, and the remainder of this Charter continues in force, unless this would materially change the intended effect of this Charter;
- 1.3.7 the meaning of general words is not limited by specific examples introduced by 'including', 'for example' or similar expressions; and
- 1.3.8 a reference to a 'Clause' means a clause of this Charter.

1.4 Establishment

The Subsidiary is a regional subsidiary established under Section 43 of the Act by the Constituent Councils.

1.5 Constituent Councils

The Constituent Councils are:

- 1.5.1 City of Burnside;
- 1.5.2 City of Norwood, Payneham & St Peters; and
- 1.5.3 Corporation of the Town of Walkerville.

1.6 Local Government Act 1999

This Charter must be read in conjunction with Parts 2 and 3 of Schedule 2 to the Act. The Subsidiary shall conduct its affairs in accordance with Parts 2 and 3 of Schedule 2 to the Act except as modified by this Charter in a manner permitted by the Act.

1.7 National Competition Policy

If the Subsidiary is at any time involved in a significant business activity as defined in the Clause 7 Statement prepared under the Competition Principles Agreement of the National Competition Policy, it will implement the principles of competitive neutrality by way of annual review of its business operations in the market place and application of the relevant principle(s) where that is appropriate to do so, unless the benefits to be realised

through the application of the principles of competitive neutrality outweigh the costs associated with implementation as provided for in Part 4 of the Government Business Enterprises (Competition) Act 1996.

1.8 **Objects and Purposes of the Subsidiary**

The Subsidiary is established for the following objects and purposes:

- 1.8.1 to implement, oversee and manage the Project;
- 1.8.2 to develop, implement, oversee and manage practical solutions to provide water supply diversity within and outside the Region;
- 1.8.3 to supply water to the Constituent Councils and other persons for irrigation purposes within and outside the Region except that priority shall be given to the supply of water for irrigation within the Region;
- 1.8.4 to manage and oversee the distribution of water captured as part of the Project;
- 1.8.5 to provide strategic direction for the Project;
- 1.8.6 to fund, lease or own physical infrastructure required to undertake the Project;
- 1.8.7 to meet all legislative requirements for the Subsidiary;
- 1.8.8 to be responsible for the ongoing maintenance, replacement and other capital requirements of all physical infrastructure owned by the Subsidiary;
- 1.8.9 to utilise proven water management planning principles and technologies;
- 1.8.10 to manage, operate and control the necessary infrastructure for the Project;
- 1.8.11 to maximise economic, environmental and social benefits to the community by developing and implementing innovative water management principles and techniques;
- 1.8.12 to identify, develop and implement water recycling and supply opportunities for the Constituent Councils;
- 1.8.13 to provide technical and other expert services and advice to the Constituent Councils in the area of water management and recycling including identifying emerging issues and opportunities;
- 1.8.14 to represent the Constituent Councils and liaise with State government regarding the implementation or alteration of legislation in relation to water and licensing;
- 1.8.15 to be financially self-sufficient as far as possible.

1.9 **Liability Guarantee**

- 1.9.1 Pursuant to Clause 31 of Schedule 2 to the Act the liabilities incurred or assumed by the Subsidiary are guaranteed by the Constituent Councils.

2. **FUNCTIONS, POWERS AND DUTIES OF THE SUBSIDIARY**

The functions, powers and duties of the Subsidiary are to be exercised in the performance and furtherance of the Subsidiary's objects and purposes.

2.1 **Functions and Powers**

In addition to those specified in the Act, the Subsidiary has the following functions and powers:

- 2.1.1 to establish and maintain a reserve fund or funds clearly identified for the upkeep and/or replacement of fixed assets of the Subsidiary or meeting any deferred liability of the Subsidiary;
- 2.1.2 subject to Clause 2.5 to enter into any kind of contract or arrangement;
- 2.1.3 subject to Clauses 2.5 and 2.6 to purchase, lease, hire, rent or otherwise acquire or dispose of (other than by sale) any real property or interests therein;
- 2.1.4 subject to Clauses 2.5 and 2.6 and to obtaining the prior approval of the Constituent Councils, to sell any real property or interests therein;
- 2.1.5 to borrow funds and incur expenditure in accordance with Clause 2.5;
- 2.1.6 subject to Clause 2.5 to employ, engage, determine conditions of employment/engagement, remunerate, remove, suspend or dismiss/terminate the General Manager and other staff of the Subsidiary;
- 2.1.7 subject to Clause 2.5 to employ, engage or retain professional advisers to the Subsidiary;
- 2.1.8 subject to Clause 2.5 to purchase, sell, lease, hire, rent or otherwise acquire or dispose of any personal property or interests therein;
- 2.1.9 to directly market and promote the skills and expertise of its employees and its products and services for the benefit of the Subsidiary and the Constituent Councils;
- 2.1.10 to charge whatever fees the Subsidiary considers appropriate for services rendered or goods provided to any person, body or council including a Constituent Council;
- 2.1.11 subject to Clause 2.5 to institute, initiate and carry on legal proceedings;
- 2.1.12 to adopt and use a trading name provided that the Subsidiary must first register the trading name with Consumer and Business Services in accordance with the Business Names Act 1996;
- 2.1.13 subject to Clause 2.5 to agree to undertake a project in conjunction with any council or government agency or authority and in doing so to participate in the formation of a trust, partnership or joint venture with any council or government agency or authority to give effect to the project;
- 2.1.14 to open and operate bank accounts;
- 2.1.15 to make submissions for and accept grants, subsidies and contributions to further its objects and purposes;
- 2.1.16 subject to Clause 2.2 to undertake and exercise such powers and functions as specified in this Charter outside the areas of the Constituent Councils;
- 2.1.17 subject to obtaining the prior approval of the Constituent Councils, to participate in a trust, including by becoming and exercising the powers of a trustee, not inconsistent with this Charter or the objects and purposes of the Subsidiary;
- 2.1.18 to grant a rebate of fees and charges for services rendered or goods provided to the Constituent Councils in such amount as determined by the Subsidiary provided that any rebate granted to the Constituent Councils is in proportion to the fees and charges paid by the Constituent Councils;
- 2.1.19 to compromise, compound, abandon or settle a debt/claim owed to the Subsidiary;

- 2.1.20 to make any election for tax;
- 2.1.21 to do anything else necessary or convenient for or incidental to the exercise, performance or discharge of its powers, functions or duties or the attainment of its objects and purposes.
- 2.2 **Duties**
The Subsidiary has the following duties:
- 2.2.1 to exercise the functions and powers of the Subsidiary in the performance and furtherance of the Subsidiary's objects and purposes;
- 2.2.2 to, notwithstanding any other Clause or provision in this Charter, only act outside the area of the Constituent Councils with the prior approval of the Constituent Councils whose approval is granted on the basis that the Constituent Councils consider it necessary or expedient to the performance of the Constituent Councils' or the Subsidiary's functions.
- 2.3 **Other Powers, Functions and Duties**
The Subsidiary may exercise such other functions, powers and duties as are delegated to the Subsidiary from the Constituent Councils from time to time.
- 2.4 **Common Seal**
- 2.4.1 The Subsidiary will have a common seal.
- 2.4.2 The common seal of the Subsidiary must not be affixed to a document except to give effect to a resolution of the Board.
- 2.4.3 The affixation of the common seal of the Subsidiary must be attested by two Board Members or the General Manager and one (1) Board Member.
- 2.4.4 The General Manager must maintain a register which records the resolutions of the Board giving authority to affix the common seal and details of the documents to which the common seal has been affixed with the particulars of the persons who witnessed the fixing of the common seal and the date that the seal was affixed.
- 2.4.5 The Subsidiary may by instrument under common seal authorise a person to execute documents on behalf of the Subsidiary subject to any limitations specified in the instrument of authority.
- 2.5 **Borrowings and Expenditure**
- 2.5.1 The Subsidiary has the power to incur expenditure as follows:
- 2.5.1.1 in accordance with a Budget adopted by the Subsidiary and approved by the Constituent Councils as required by the Act or this Charter; or
- 2.5.1.2 with the prior approval of all of the Constituent Councils; or
- 2.5.1.3 in accordance with the Act, and in respect of expenditure not contained in a Budget adopted by the Subsidiary and approved by the Constituent Councils, for a purpose of genuine emergency or hardship.
- 2.5.2 Subject to Clause 2.5.3 the Subsidiary has the power to borrow money as follows:
- 2.5.2.1 in accordance with a Budget adopted by the Subsidiary and approved by the Constituent Councils as required by the Act or this Charter; or
- 2.5.2.2 with the prior approval of all of the Constituent Councils.
- 2.5.3 Unless otherwise approved by all of the Constituent Councils any and all borrowings taken out by the Subsidiary must be from the Local Government Financial Authority or a registered bank or financial institution within Australia.
- 2.6 **Property**
- 2.6.1 All property held by the Subsidiary is held by it on behalf of the Constituent Councils.
- 2.6.2 No person may sell, encumber or otherwise deal with any real property of the Subsidiary without the approval of the Subsidiary by way of, and evidenced by, a resolution of the Board.
- 2.7 **Delegation by the Subsidiary**
- 2.7.1 The Subsidiary may, in accordance with this Charter and the Act, by resolution, delegate to a committee, an employee of the Subsidiary or of a Constituent Council or to a person for the time being occupying a particular office or position any of its powers, functions and duties under this Charter but may not delegate:
- 2.7.1.1 the power to borrow money or obtain any other form of financial accommodation not being a draw down of an approved overdraft facility;
- 2.7.1.2 the power to approve the reimbursement of expenses or payment of allowances to Board Members;
- 2.7.1.3 the power to adopt Budgets;
- 2.7.1.4 the power to adopt or revise financial estimates and reports;
- 2.7.1.5 the power to make any application or recommendation to the Minister; and
- 2.7.1.6 the power to approve expenditure of money not contained in a Budget adopted by the Subsidiary in accordance with this Charter.
- 2.7.2 A delegation is revocable at will and does not prevent the Subsidiary from acting in a matter.
3. **BOARD OF MANAGEMENT**
- 3.1 **Structure**
- 3.1.1 The Subsidiary is a body corporate and is governed by the Act and this Charter.
- 3.1.2 The Board is the Subsidiary's governing body and has the responsibility for the administration of the affairs of the Subsidiary ensuring that the Subsidiary acts in accordance with this Charter and all relevant legislation including the Act.
- 3.1.3 All meetings of the Subsidiary shall be meetings of the Board.
- 3.2 **Role of the Board**
The Board is responsible for the administration of the affairs of the Subsidiary and ensuring that the Subsidiary acts in accordance with this Charter and all relevant legislation including the Act.

- 3.3 **Functions of the Board**
In addition to the functions of the Board set out in the Act, the functions of the Board include:
- 3.3.1 providing professional input and policy direction to the Subsidiary;
 - 3.3.2 ensuring strong accountability and stewardship of the Subsidiary;
 - 3.3.3 monitoring, overseeing and measuring the performance of the General Manager of the Subsidiary;
 - 3.3.4 ensuring that ethical behaviour and integrity is established and maintained by the Subsidiary, the Board and Board Members in all activities undertaken by the Subsidiary;
 - 3.3.5 subject to Clause 3.11.5, ensuring, where appropriate, that the business of the Subsidiary is undertaken in an open and transparent manner;
 - 3.3.6 developing and adopting such policies and procedures as give effect to good governance and administrative practices;
 - 3.3.7 exercising the care, diligence and skill that a prudent person of business would exercise in managing the affairs of other persons;
 - 3.3.8 avoiding investments that are speculative or hazardous by nature.
- 3.4 **Membership of the Board**
- 3.4.1 The Board shall consist of four (4) members appointed as follows:
 - 3.4.1.1 Constituent Council Board Members
Each Constituent Council must appoint for a maximum period of two (2) years and on such other conditions as the Constituent Council may determine one (1) person (who may be the Chief Executive Officer of that Constituent Council), to be a Board Member and may at any time terminate or revoke that appointment and appoint another person to be a Board Member;
 - 3.4.1.2 Independent Chairperson
 - (a) Following the receipt of a recommendation from the Chief Executive Officers of the Constituent Councils in accordance with Clause 3.4.2, the Constituent Councils must appoint a person to be a Board Member and Chairperson (not being an elected member or employee of a Constituent Council) for a maximum period of two (2) years and on such other conditions as the Constituent Councils may determine and the Constituent Councils may at any time terminate or revoke that appointment and appoint another person to be a Board Member and Chairperson.
 - 3.4.2 Each Constituent Council must give notice in writing to the Subsidiary of the appointment of a Board Member, the term of appointment, any other conditions, and of any termination or revocation of that appointment.
 - 3.4.3 The Chief Executive Officers of the Constituent Councils shall invite applications for the position of Chairperson and assess such applications through such process as they consider appropriate and make recommendations to the Constituent Councils on the appointment of the Chairperson including the fee to be paid to the Chairperson and other terms and conditions to attach to such appointment.
- 3.5 **Deputy Board Members**
- 3.5.1 Each Constituent Council must appoint a person to be a Deputy Board Member for such term as determined by that Constituent Council who may act in place of that Constituent Council's Board Member if the Board Member is unable for any reason to be present at a meeting of the Board and may at any time revoke or terminate that appointment and appoint another person to be a Deputy Board Member.
- 3.6 **Office of Board Member**
- 3.6.1 Subject to Clause 3.6.2, at the conclusion of a Board Member's term of office such Board Member will be eligible for re-appointment.
 - 3.6.2 The office of a Board Member will become vacant:
 - 3.6.2.1 if any of the grounds or circumstances set out in the Act as to when a Board Member's office becomes vacant arises; or
 - 3.6.2.2 where applicable, the Board Member ceasing to be an elected member or employee of the Constituent Council that appointed him or her;
 - 3.6.2.3 if the Constituent Council who appointed the Board Member terminates or revokes the Board Member's appointment in the event of any behaviour of that Board Member which in the opinion of the Constituent Council amounts to:
 - (a) impropriety;
 - (b) serious neglect of duty in attending to the responsibilities as a Board Member;
 - (c) breach of fiduciary duty to the Board;
 - (d) breach of any of the legislative obligations and duties of a Board Member including the conflict of interest provisions in the Act;
 - (e) breach of the duty of confidentiality to the Board and/or the Constituent Councils; or
 - (f) any other behaviour which may discredit the Board, the Subsidiary or the Constituent Councils;
 - 3.6.2.4 if the Constituent Council who appointed the Board Member ceases to be a Constituent Council.
 - 3.6.3 The office of a Deputy Board Member will become vacant in the same way as the office of a Board Member will become vacant as set out in Clause 3.6.2 of this Charter or if the Constituent Council who appointed the Deputy Board Member terminates or revokes the Deputy Board Member's appointment.

- 3.6.4 Where, for any reason, the office of a Board Member becomes vacant the Constituent Council which appointed the Board Member will be responsible for appointing a replacement Board Member, and in the case of the office of the Chairperson becoming vacant the Constituent Councils will be responsible for appointing a replacement Board Member and Chairperson.
- 3.6.5 Where any vacancy occurs in the membership of the Board it must be filled in the same manner as the original appointment and the person appointed to fill the vacancy will be appointed for the balance of the term of the original appointment and at the expiry of that term shall be eligible for reappointment.
- 3.7 **Remuneration and Reimbursement of Expenses of Chairperson**
- 3.7.1 The Subsidiary will pay the Chairperson a fee as determined by the Constituent Councils following the receipt of a recommendation from the Chief Executive Officers of the Constituent Councils having regard to the Guidelines for Agencies and Board Directors published from time to time by the Department of Premier and Cabinet for Government Boards and Committees or such publication as may succeed such Guidelines).
- 3.7.2 The Chairperson will receive from the Subsidiary reimbursement of expenses properly incurred in performing or discharging official functions and duties as determined by the Subsidiary and set out in a policy adopted by the Subsidiary for the purposes of this clause.
- 3.7.3 The Chief Executive Officers of the Constituent Councils will review the annual fee to be paid to the Chairperson and make recommendations to the Constituent Councils of the outcome of the review and any alteration to such annual fee.
- 3.8 **Insurance**
- 3.8.1 The Subsidiary must take out a suitable policy of insurance insuring Board Members including Deputy Board Members, against risks associated with the performance or discharge of their official functions and duties or on official business of the Subsidiary.
- 3.9 **Propriety of Members of the Board**
- 3.9.1 Board Members will not be required to submit returns under Chapter 5, Part 4, Division 2 of the Act.
- 3.9.2 The provisions regarding conflict of interest prescribed in the Act apply to all Board Members as if they were elected members of a council and the Subsidiary were a council.
- 3.9.3 Board Members must at all times act in accordance with their duties of confidence and confidentiality and other legal and fiduciary duties to the Subsidiary at all times while acting in their capacity as a Board Member including honesty and the exercise of reasonable care and diligence as required by Part 4, Division 1, Chapter 5 of the Act and Clause 23 of Schedule 2, Part 2 of the Act.
- 3.9.4 The Subsidiary must adopt a Code of Conduct approved by the Constituent Councils to be observed by Board Members.
- 3.10 **Chairperson of the Board**
- 3.10.1 The Chairperson will cease to hold office as Chairperson in the event:
- 3.10.1.1 the Chairperson resigns as Chairperson; or
- 3.10.1.2 the Chairperson ceases to be a Board Member; or
- 3.10.1.3 the Constituent Councils terminate the Chairperson's appointment as Chairperson.
- 3.10.2 The Chairperson must preside at all meetings of the Board and, in the event the Chairperson is absent from a meeting, the Board must appoint one of the Board Members present to preside at that meeting only.
- 3.10.3 In the event that the Chairperson is to be absent for an extended period (being a period in excess of two months), then the Board must appoint a Board Member to act as Chairperson for the period of the absence of the Chairperson.
- 3.11 **Proceedings of the Board**
- 3.11.1 Subject to Clause 3.11.6 ordinary meetings of the Board will be held at such times and places as determined by the Board except that there must be at least one ordinary meeting of the Board every two months.
- 3.11.2 An ordinary meeting of the Board will constitute an ordinary meeting of the Subsidiary. The Board shall administer the business of the Subsidiary at the ordinary meeting.
- 3.11.3 For the purpose of this Clause 3.11, the contemporaneous linking together by telephone, audio-visual or other instantaneous means ('telecommunications meeting') of the Board Members is deemed to constitute a meeting of the Board provided that:
- 3.11.3.1 notice of the telecommunications meeting is given to all Board Members in the manner determined by the Board for that purpose; and
- 3.11.3.2 each of the Board Members taking part in the telecommunications meeting, must at all times during the telecommunications meeting be able to hear and be heard by each of the other Board Members present; and
- 3.11.3.3 at least a quorum is present during the telecommunications meeting; and
- 3.11.3.4 at the commencement of the meeting, each Board Member must announce his/her presence to all other Board Members taking part in the meeting; and
- 3.11.3.5 a Board Member must not leave a telecommunications meeting by disconnecting his/her telephone, audio-visual or other communication equipment, unless that Board Member has previously notified the Chairperson of the meeting.
- 3.11.4 A proposed resolution in writing and given to all Board Members in accordance with procedures determined by the Board will be a valid decision of the Board and will constitute a valid decision of the Subsidiary where a majority of Board Members vote in favour of the resolution by signing and returning the resolution to the General Manager or otherwise giving written notice of their consent and setting out the terms of the resolution to the General Manager. The resolution will be deemed a

- resolution of the Board and will be as valid and effectual as if it had been passed at a meeting of the Board duly convened and held.
- 3.11.5 Subject to Chapter 6 Part 3 of the Act meetings of the Board will be open to the public unless the Board resolves otherwise and Chapter 6 Part 3 of the Act extends to the Subsidiary.
- 3.11.6 The first ordinary meeting of the Board following the establishment of the Subsidiary will be determined and called by the Chief Executive Officers of the Constituent Councils at which meeting the time, date and place of ordinary meetings of the Board shall be determined.
- 3.11.7 Subject to Clause 3.11.11, notice of an ordinary meeting of the Board will be given by the General Manager to each Board Member not less than three (3) clear days prior to the holding of the meeting.
- 3.11.8 The General Manager must, in relation to a notice of meeting of the Board for the purpose of considering the making of a recommendation to the Constituent Councils to wind up the Subsidiary, provide the notice to all Board Members at least four (4) months before the date of the meeting.
- 3.11.9 A notice of meeting of the Board must:
- 3.11.9.1 be in writing; and
 - 3.11.9.2 set out the date, time and place of the meeting; and
 - 3.11.9.3 be signed by the General Manager; and
 - 3.11.9.4 contain, or be accompanied by, the agenda for the meeting.
- 3.11.10 Any Constituent Council, the Chairperson or three (3) Board Members may, by delivering a written request to the General Manager require a special meeting of the Board to be held and any such special meeting shall constitute a special meeting of the Subsidiary. The written request must be accompanied by the agenda for the special meeting and if an agenda is not provided the request has no effect.
- 3.11.11 On receipt of a written request pursuant to Clause 3.11.10, the General Manager and Chairperson must determine the date and time of the special meeting and the General Manager must give notice to all Board Members at least four (4) hours prior to the commencement of the special meeting.
- 3.11.12 The General Manager must, insofar as is reasonably practicable:
- 3.11.12.1 ensure that items on an agenda given to Board Members are described with reasonable particularity and accuracy; and
 - 3.11.12.2 supply to each Board Member at the time that notice of a meeting is given a copy of any documents or reports that are to be considered at the meeting (so far as this is practicable).
- 3.11.13 Notice of a meeting of the Board may be given to a Board Member:
- 3.11.13.1 personally; or
 - 3.11.13.2 by delivering the notice (whether by post or otherwise) to the usual place of residence of the Board Member or to another place authorised in writing by the Board Member; or
 - 3.11.13.3 by a means authorised in writing by the Board Member as being an available means of giving notice.
- 3.11.14 A notice that is not given in accordance with Clause 3.11.13 is taken to have been validly given if the General Manager considers it impracticable to give the notice in accordance with that Clause and takes action the General Manager considers reasonably practicable in the circumstances to bring the notice to the attention of the Board Member.
- 3.11.15 The General Manager must maintain a record of all notices of Board meetings given under Clause 3.11.9 to Board Members.
- 3.11.16 A meeting of the Board must not commence until a quorum of Board Members is present and a meeting must not continue if there is not a quorum of Board Members present. A quorum of Board Members will comprise three (3) Board Members in office.
- 3.11.17 All matters for decision at a meeting of the Board will be decided by a simple majority of the Board Members present and entitled to vote on the matter. All Board Members including the Chairperson present and entitled to vote on a matter are required to vote. All Board Members including the Chairperson are entitled to a deliberative vote and if the votes are equal the Chairperson or other Board Member presiding at the meeting does not have a second or casting vote.
- 3.11.18 All Board Members must at all times keep confidential all documents and any information provided to them for their consideration prior to a meeting of the Board except that this clause does not prevent a Board Member from disclosing documents and information to the elected members or employees of a Constituent Council where necessary.
- 3.11.19 The General Manager must cause minutes to be kept of the proceedings of every meeting of the Board and ensure that the minutes are presented to the next ordinary meeting of the Board for confirmation. Where the General Manager is absent or excluded from attendance at a meeting of the Board, the person presiding at the meeting shall cause the minutes to be kept.
- 3.11.20 The General Manager must, within five (5) days after a meeting of the Board provide to each Board Member and the Constituent Councils a copy of the minutes of the meeting of the Board in a form agreed to by the Board.
- 3.11.21 Subject to the Act, this Charter and a direction of the Constituent Councils, the Board may determine its own procedures.
- 3.11.22 The Board may establish Committees as it considers necessary, and determine the membership of, terms of reference for and meeting procedures of such committees as it sees fit.
4. **GENERAL MANAGER AND APPOINTMENT OF OTHER STAFF**
- 4.1 The Subsidiary may employ staff and may appoint a General Manager on a fixed term performance based employment contract, which does not exceed five years in duration and on such other conditions as determined

- by the Subsidiary. The Subsidiary may at the end of the contract term enter into a new contract not exceeding five years in duration with the same person.
- 4.2 The General Manager is responsible for appointing, managing, suspending and dismissing the other employees of the Subsidiary on behalf of the Subsidiary.
- 4.3 In the absence of the General Manager for any period exceeding one week, the General Manager must appoint a suitable person as Acting General Manager. If the General Manager does not make, or is incapable of making, such an appointment a suitable person must be appointed by the Subsidiary.
- 4.4 The Subsidiary delegates responsibility for day to day management of the Subsidiary to the General Manager, who will ensure that sound business and human resource management practices are applied in the efficient and effective management of the operations of the Subsidiary.
- 4.5 The functions of the General Manager include:
- 4.5.1 ensuring that the decisions of the Subsidiary are implemented in a timely and efficient manner;
- 4.5.2 providing information to assist the Subsidiary to assess the Subsidiary's performance against its Strategic and Business Plans;
- 4.5.3 providing advice and reports to the Subsidiary on the exercise and performance of its powers and functions under this Charter or any Act;
- 4.5.4 co-ordinating and initiating proposals for consideration of the Subsidiary including but not limited to continuing improvement of the operations of the Subsidiary;
- 4.5.5 ensuring that the assets and resources of the Subsidiary are properly managed and maintained;
- 4.5.6 ensuring that records required under the Act or any other legislation are properly kept and maintained;
- 4.5.7 advise the Subsidiary on all relevant legislative changes;
- 4.5.8 exercising, performing or discharging other powers, functions or duties conferred on the General Manager by or under the Act or any other Act, and performing other functions lawfully directed by the Subsidiary;
- 4.5.9 achieving financial outcomes in accordance with adopted plans and Budgets; and
- 4.5.10 establishing policies and procedures relating to work, health and safety.
- 4.6 The General Manager may delegate or sub-delegate with the consent of the Subsidiary to an employee of the Subsidiary or a committee comprising employees of the Subsidiary, any power or function vested in the General Manager. Such delegation or sub-delegation may be subject to conditions or limitations as determined by the General Manager.
- 4.7 Where a power or function is delegated to an employee of the Subsidiary, the employee is responsible to the General Manager for the efficient and effective exercise or performance of that power or function.
- 4.8 A written record of delegations and sub-delegations must be kept by the General Manager at all times.
- 4.9 In the event the Subsidiary does not appoint a General Manager, the Board shall undertake the responsibilities and functions of the General Manager set out in this Charter.
5. **FINANCIALS**
- 5.1 **Budget**
- 5.1.1 The Subsidiary must before 31 March of each year prepare and submit a draft Budget to the Constituent Councils for the ensuing Financial Year (or, if appropriate, part Financial Year in relation to the first Budget of the Subsidiary after it is established) in accordance with the Act for approval by the Constituent Councils.
- 5.1.2 The Subsidiary must adopt by 30 June in each year, a Budget in accordance with the Act for the ensuing Financial Year as approved unanimously by the Constituent Councils pursuant to Clause 5.1.1.
- 5.1.3 The Subsidiary may in a Financial Year, after consultation with the Constituent Councils, incur spending before adoption of its Budget for the year, but the spending must be provided for in the appropriate Budget for the year.
- 5.1.4 The Subsidiary must provide a copy of its adopted annual Budget to the Constituent Councils within five (5) business days after the adoption of the annual Budget by the Subsidiary.
- 5.1.5 Monthly reports summarising the financial position and performance of the Subsidiary against the annual Budget must be prepared and presented to the Board at each ordinary meeting of the Board and copies provided to the Constituent Councils.
- 5.1.6 The Subsidiary must reconsider its annual Budget in accordance with the Act at least (3) times at intervals of not less than three (3) months between 30 September and 31 May (inclusive) in the relevant Financial Year and may with the unanimous approval of the Constituent Councils amend its annual Budget for a Financial Year at any time before the year ends.
- 5.1.7 The annual Budget must be in accordance with the Act.
- 5.2 **Financial Contributions**
- 5.2.1 Any financial contributions to the Subsidiary by the Constituent Councils will be in equal amounts unless the Constituent Councils agree otherwise.
- 5.2.2 Each of the Constituent Councils must contribute funds in equal amounts to the Subsidiary as set out in the Budget adopted by the Subsidiary and approved by the Constituent Councils.
- 5.2.3 The Constituent Councils may unanimously agree to provide the Subsidiary with additional funds at any time on such terms and conditions, if any, as determined by the Constituent Councils.
- 5.3 **Financial Standards and Reporting**
- 5.3.1 The Subsidiary must ensure that the Financial Statements of the Subsidiary for each Financial Year are audited by the Subsidiary's auditor.
- 5.3.2 The Financial Statements must be finalised and audited in sufficient time to be included in the Annual Report to be provided to the Constituent Councils pursuant to Clause 6.2.

- 5.4 **Financial Transactions**
- 5.4.1 The Subsidiary must establish and maintain a bank account with such banking facilities and at a bank to be determined by the Subsidiary.
- 5.4.2 The Subsidiary must develop and maintain appropriate policies for all financial transactions.
- 5.4.3 The General Manager must act prudently in the handling of all financial transactions for the Subsidiary.
- 5.5 **Long Term Financial Plan**
- 5.5.1 The Subsidiary must prepare and submit to the Constituent Councils for their unanimous approval a Long Term Financial Plan covering a period of at least three (3) years.
6. **MANAGEMENT FRAMEWORK**
- 6.1 **Annual Business Plan**
The Subsidiary:
- 6.1.1 must prepare an Annual Business Plan for unanimous approval by the Constituent Councils;
- 6.1.2 must adopt an Annual Business Plan as approved unanimously by the Constituent Councils in accordance with Clause 6.2.1;
- 6.1.3 may, with the unanimous approval of the Constituent Councils amend its Annual Business Plan at any time; and
- 6.1.4 must ensure the content of the Annual Business Plan is in accordance with the Act.
- 6.2 **Annual Report**
- 6.2.1 The Subsidiary must each year, produce an Annual Report summarising the activities, achievements and financial performance of the Subsidiary for the preceding Financial Year.
- 6.2.2 The Annual Report must incorporate the audited Financial Statements of the Subsidiary for the relevant Financial Year.
- 6.2.3 The Annual Report must be provided to the Constituent Councils by 30 September each year.
- 6.3 **Audit**
- 6.3.1 The Subsidiary must cause adequate and proper books of account to be kept in relation to all the affairs of the Subsidiary and must establish and maintain effective auditing of its operations.
- 6.3.2 The Subsidiary must appoint an Auditor in accordance with the Act on such terms and conditions as determined by the Subsidiary.
- 6.3.3 The audited Financial Statements of the Subsidiary, together with the accompanying report from the Auditor, shall be submitted to both the Board and the Constituent Councils by 30 September in each year.
- 6.4 **Audit Committee**
- 6.4.1 Subject to Clause 6.4.2 the Subsidiary must establish an Audit Committee to be comprised of between three (3) and five (5) persons determined or approved unanimously by the Constituent Councils.
- 6.4.2 The Audit Committee must include at least two (2) members who are not employees or Board Members of the Subsidiary, or employees or elected members of a Constituent Council.
- 6.4.3 The Members of the Audit Committee must be appointed for a two (2) year term and at the expiry of their term of office are eligible for reappointment.
- 6.4.4 The Chairperson of the Audit Committee must not be an employee or Board Member of the Subsidiary or employee or elected member of a Constituent Council.
- 6.4.5 The Subsidiary may only pay a sitting fee to the members of the Audit Committee who are not employees or Board Members of the Subsidiary or employees or elected members of a Constituent Council as determined by the Subsidiary.
- 6.5 **Insurance and Superannuation Requirements**
- 6.5.1 The Subsidiary shall register with the Local Government Mutual Liability Scheme and the Local Government Workers Compensation Scheme and comply with the rules of the schemes.
- 6.5.2 The Subsidiary shall advise Local Government Risk Management Services of its insurance requirements relating to Local Government Special Risks including buildings, structures, vehicles and equipment under the management, care and control of the Subsidiary.
- 6.5.3 The Subsidiary shall register with the Local Government Superannuation Scheme and comply with the rules of the Scheme.
7. **MISCELLANEOUS PROVISIONS**
- 7.1 **Equitable Interests**
- 7.1.1 The Constituent Councils have an equal equitable interest in the Subsidiary which may be varied by unanimous agreement of all the Constituent Councils.
- 7.2 **Withdrawal of a Constituent Council**
- 7.2.1 A Constituent Council may with the Minister's consent withdraw from the Subsidiary by giving not less than two years (24 months) written notice of its intention to do so, subject to Clause 7.2.2, to the Board and to the other Constituent Councils.
- 7.2.2 In any event, a withdrawal will not become effective until 30 June following the expiry of the two years (24 months) written notice period referred to in Clause 7.2.1. Until a withdrawal becomes effective the Constituent Council proposing withdrawal from the Subsidiary will remain liable for all financial contributions up to the Date of Withdrawal, and through its Board Members retains responsibility for ensuring the continued proper conduct of the affairs of the Subsidiary during that time.
- 7.2.3 Upon a withdrawal taking effect a Constituent Council will be entitled to payment of such amounts and on such conditions as determined by unanimous agreement of the Constituent Councils and failing unanimous agreement the matter will be resolved in accordance with Clause 7.7.

- 7.2.4 The withdrawal of any Constituent Council does not extinguish the liability of that Constituent Council for the payment of its contribution towards any actual or contingent deficiency in the Net Assets of the Subsidiary at the end of the Financial Year in which such withdrawal occurs.
- 7.2.5 The withdrawal of any Constituent Council does not extinguish the liability of that Constituent Council to contribute to any loss or liability incurred by the Subsidiary at any time before or after the Date of Withdrawal in respect of any act or omission by the Subsidiary prior to such date.
- 7.3 **New Members**
Subject to the provisions of the Act, and in particular to obtaining the Minister's approval a council may become a Constituent Council by unanimous agreement of all the Constituent Councils and this Charter may be amended to provide for the admission of a new constituent council or councils, with or without conditions.
- 7.4 **Winding-Up**
- 7.4.1 The Subsidiary may be wound up in accordance with the Act.
- 7.4.2 Should the Board request the Constituent Councils to consider winding up the Subsidiary or should one of the Constituent Councils request the other Constituent Council(s) to consider winding up the Subsidiary then the Council, or Councils as the case may be, must call a special meeting in accordance with Clause 3.11.10.
- 7.4.3 On a winding-up of the Subsidiary, the surplus assets or liabilities of the Subsidiary, as the case may be, must be distributed between or become the responsibility of the Constituent Councils as agreed unanimously by the Constituent Councils and failing unanimous agreement the matter will be resolved in accordance with Clause 7.7.
- 7.5 **Non-derogation and Direction by Constituent Councils**
- 7.5.1 The establishment of the Subsidiary does not derogate from the power of any of the Constituent Councils to act independently in relation to a matter within the jurisdiction of the Subsidiary.
- 7.5.2 Provided that the Constituent Councils have all first agreed as to the action to be taken, the Constituent Councils may jointly direct and control the Subsidiary.
- 7.5.3 Where the Subsidiary is required pursuant to the Act or this Charter to obtain the approval of one or more of the Constituent Councils that approval must only be granted and must be evidenced by a resolution of the Constituent Council granting such approval.
- 7.5.4 Unless otherwise stated in this Charter where the Subsidiary is required to obtain the consent or approval of the Constituent Councils this means the unanimous consent or approval of all of the Constituent Councils.
- 7.5.5 For the purpose of this Clause 7.5, any direction, approval or consent given by the Constituent Councils must be communicated by notice in writing provided to the General Manager of the Subsidiary together with a copy of the relevant resolutions of the Constituent Councils.
- 7.6 **Review of Charter**
- 7.6.1 The Subsidiary must review this Charter at least once in every four (4) years.
- 7.6.2 This Charter may be amended with the unanimous approval of all of the Constituent Councils.
- 7.6.3 The General Manager must ensure that the amended Charter is published in the *Gazette* in accordance with the Act and a copy of the amended Charter provided to the Minister.
- 7.6.4 Before the Constituent Councils vote on a proposal to alter this Charter they must take into account any recommendation of the Board.
- 7.7 **Disputes Between Constituent Councils**
- 7.7.1 General
- 7.7.1.1 Where a dispute arises between the Constituent Councils which relates to this Charter or the Subsidiary, (**the Dispute**) the Constituent Councils will use their best endeavours to resolve the Dispute and to act at all times in good faith.
- 7.7.2 Mediation
- 7.7.2.1 A Constituent Council is not entitled to initiate arbitration or court proceedings (except proceedings seeking urgent equitable or injunctive relief) in respect of a Dispute unless it has complied with this Clause 7.7.2.
- 7.7.2.2 If the Constituent Councils are unable to resolve the Dispute within thirty (30) days, the Constituent Councils must refer the Dispute for mediation in accordance with the Mediation Rules of the Law Society of South Australia Incorporated, within seven (7) days of a written request by any Constituent Council to the other Constituent Councils that the Dispute be referred for mediation, to:
- (a) a mediator agreed unanimously by the Constituent Councils; or
- (b) if the Constituent Councils are unable to agree unanimously on a mediator at the time the Dispute is to be referred for mediation, a mediator nominated by the then President of the Law Society or the President's successor.
- 7.7.2.3 In the event the Constituent Councils fail to refer the matter for mediation in accordance with Clause 7.7.2.2, one or more Constituent Councils may refer the matter for mediation in accordance with the Mediation Rules of the Law Society of South Australia Incorporated to a mediator nominated by the then President of the Law Society or the President's successor.
- 7.7.2.4 The role of any mediator is to assist in negotiating a resolution of the dispute. A mediator may not make a decision that is binding on a Constituent Council unless that Constituent Council has so agreed in writing.
- 7.7.2.5 If mediation does not resolve the Dispute within 28 days of referral of the Dispute for mediation or such longer period agreed unanimously by the Constituent Councils as evidenced by resolutions of each of the Constituent Councils, any Constituent Council may then refer the Dispute to Arbitration in accordance with Clause 7.7.3.

- 7.7.3 Arbitration
- 7.7.3.1 An arbitrator may be appointed by unanimous agreement between the Constituent Councils.
- 7.7.3.2 Failing agreement as to an arbitrator the then Chairperson of the South Australian Chapter of the Institute of Arbitrators or their successor shall nominate an Arbitrator pursuant to these conditions.
- 7.7.3.3 A submission to arbitration shall be deemed to be a submission to arbitration within the meaning of the Commercial Arbitration Act 1985.
- 7.7.3.4 Upon serving a notice of arbitration the Constituent Council serving the notice shall lodge with the arbitrator a deposit by way of security for the cost of the arbitration proceedings.
- 7.7.3.5 Upon each submission to arbitration, the costs of and incidental to the submission and award shall be at the discretion of the arbitrator who may in his or her sole discretion determine the amount of costs, how costs are to be proportioned and by whom they are to be paid.
- 7.7.4 Whenever reasonably possible performance of the obligations of the Constituent Councils pursuant to this Charter shall continue during the mediation or arbitration proceedings and no payment by a Constituent Council to the Subsidiary or to a Constituent Council by the Subsidiary shall be withheld on account of the mediation and arbitration proceedings.

Dated 20 July 2015.

P. DEB, Chief Executive Officer, City of Burnside
M. BARONE, Chief Executive Officer, City of Norwood, Payneham & St Peters
K. MAGRO, Chief Executive Officer, Corporation of the Town of Walkerville

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: Iluka (Eucla Basin) Pty Ltd

Location: Yalata Area—Approximately 185 km west-north-west of Ceduna.

Term: 2 years

Area in km²: 943

Ref.: 2014/00060

Plan and co-ordinates can be found on the Department of State Development website: www.minerals.statedevelopment.sa.gov.au/exploration/public_notices or by phoning Mineral Tenements on (08) 8463 3103.

J. MARTIN, Mining Registrar, Department of State Development

NATIONAL ELECTRICITY LAW

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

Under s 99, the making of a draft determination and related draft rule on the *AEMO access to demand forecasting information* proposal (Ref. ERC0184). Written requests for a pre-determination hearing must be received by **6 August 2015**. Submissions must be received by **10 September 2015**.

Under s 95, the AEMO has requested the *Multiple Trading Relationships* proposal (Ref. ERC0181). The proposal seeks to facilitate arrangements where a customer can engage multiple energy providers at a single premises. Submissions must be received by **10 September 2015**.

Submissions can be made via the AEMC's website. Before making a submission, please review the AEMC's privacy statement on its website. Submissions should be made in accordance with the AEMC's *guidelines for making written submissions on Rule change proposals*. The AEMC publishes all submissions on its website, subject to confidentiality.

Written requests should be sent to submissions@aemc.gov.au and cite the reference in the title. Before sending a request, please review the AEMC's privacy statement on its website.

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

Australian Energy Market Commission

Level 6, 201 Elizabeth Street
Sydney, N.S.W. 2000

Telephone: (02) 8296 7800

www.aemc.gov.au

30 July 2015

PETROLEUM AND GEOTHERMAL ENERGY ACT 2000

Statements of Environmental Objectives

PURSUANT to Section 104 (1) of the Petroleum and Geothermal Energy Act 2000 (the Act), I, Barry Goldstein, Executive Director, Energy Resources Division, Department of State Development (DSD) as Delegate of the Minister for Mineral Resources and Energy, pursuant to delegated powers dated 21 March 2012, do hereby publish the following document as having been approved as a statement of environmental objectives under the Act.

Documents:

Senex Energy Limited, Fracture Stimulation of Oil Targets in Eromanga Basin Formations, Statement of Environmental Objectives (SEO), April 2015.

This document is available for public inspection on the Environmental Register section of DSD's website: www.petroleum.dmitre.sa.gov.au/environment/register or at the Public Office determined pursuant to Section 107 (1) of the Act to be at:

Energy Resources Division,
Customer Services,
Level 7,
101 Grenfell Street,
Adelaide, S.A. 5000.

Dated 27 July 2015.

B. A. GOLDSTEIN,
Executive Director,
Energy Resources Division,
Department of State Development,
Delegate of the Minister for Mineral
Resources and Energy

THE DISTRICT COURT OF SOUTH AUSTRALIA
PORT AUGUSTA CIRCUIT COURT

Sheriff's Office, Adelaide, 4 August 2015

IN pursuance of a precept from the District Court to me directed, I do hereby give notice that the said Court will sit as a Court of Oyer and Terminer and General Gaol Delivery at the Courthouse at Port Augusta on the day and time undermentioned and all parties bound to prosecute and give evidence and all jurors summoned and all others having business at the said Court are required to attend the sittings thereof and the order of such business will be unless a Judge otherwise orders as follows:

Tuesday, 4 August at 10 a.m. on the first day of the sittings the only business taken will be the arraignment of prisoners in gaol and the passing of sentences on prisoners in gaol committed for sentence; the surrender of prisoners on bail committed for sentence; the surrender of persons in response to *ex officio* informations or of persons on bail and committed for trial who have signified their intentions to plead guilty and the passing of sentences for all matters listed for disposition by the District Court.

Juries will be summoned for Tuesday, 4 August 2015 and persons will be tried on this and subsequent days of the sittings.

Prisoners in H.M. Gaol and on bail for sentence and for trial at the sittings of the Port Augusta Courthouse, commencing Tuesday, 4 August 2015.

Austin, Leon Monty	Aggravated serious criminal trespass in a place of residence; aggravated assault	On bail
Barry, Chad Dean	Aggravated detain person for ransom or as hostage; assault; contravene a term of an intervention order	In gaol
Burd, Michelle-Gae	Aggravated cause serious harm	On bail
Burnett, Kevin	Incite a child to commit an indecent act	On bail
Clayton, Luke Anthony James	Robbery	In gaol
Clinch, Angus Bon Scott	Aggravated serious criminal trespass; theft	In gaol
Cook, Rodney John	Aggravated threaten to kill or endanger life; aggravated assault	On bail
Coombe, Simon Geoffrey	Rape	On bail
Coulthard, Dion Francis	Alter a firearm to a different class of firearm; non aggravated possess firearm without a licence; possess firearm with defaced, altered or removed characters; fail to store ammunition; fail to keep prescribed firearm secured	In gaol
Cox, Matthew John	Trafficking in a controlled drug	On bail
Davies, Rebekkah	Permit USI on premises, aggravated procure child for sexual activity	On bail
Delaney, John	Trafficking in controlled drug; selling controlled drug; cultivate a controlled plant; possessing prescribed equipment	On bail

Dennis, Michael John & Stuckey, Donna	Trafficking a controlled drug; cultivating a controlled drug; possessing prescribed equipment; possessing firearm	On bail On bail	Nowlan, Andrew Earl	Aggravated serious criminal trespass in a place of residence; aggravated assault causing harm; causing serious harm against own child	In gaol
Donoghue, Bradley Wayne	Trafficking in a controlled drug	On bail			
Drechsler, Corey Brian and Mackintosh, Tiffany Marie	Aggravated serious criminal trespass in a place of residence(2); aggravated assault(2); aggravated assault causing harm; theft	In gaol On bail	O'Connor, Rodney James	Aggravated serious criminal trespass in a place of residence; aggravated causing harm	In gaol
Faull, Guy Nathan	Aggravated serious criminal trespass in a place of residence; assault; theft	On bail	Palmer, Timotheos Noel	Threaten to kill or endanger life; intentionally cause harm; rape(2); aggravated assault causing harm	In gaol
Gates, Luke John Gigney, Joshua Bruce	Aggravated theft USI under 17(2)	In gaol On bail	Palmer, Timotheos Noel	Sell controlled drug	In gaol
Graves, Benjamin James	Rape	On bail	Parenzan, Michel George	Making a child amenable to sexual activity; disseminating child pornography	On bail
Hallett, Steven Robert	Aggravated making a child amenable to sexual activity; aggravated indecent assault; unlawful sexual intercourse(5)	On bail	P, E	Persistent sexual exploitation of a child	On bail
Hull, Gary Ireland, David	Rape(3) Aggravated taking part in the sale of a controlled drug; unlawful possession	In gaol On bail	Pozvek, Richard Pumani, Ken	Aggravated indecent assault Aggravated assault; aggravated threaten to damage property	On bail On bail
James, Jaye Dean Johnson, Jonah Mathew Dominic Kugena, Delson Bevan	Aggravated theft Persistent sexual exploitation of a child Aggravated assault causing harm; aggravated causing serious harm	On bail On bail On bail	Radford, Stephen John Leslie and Casserly, Edward	Aggravated serious criminal trespass in a place of residence/damaging property(2)	On bail On bail
Lennon, Matthew Scott	Endangering life; assault occasioning actual bodily harm(2), aggravated assault causing harm(2); aggravated threatening life(2); rape(2); aggravated serious criminal trespass in a place of residence	On bail	Richardson, Kurt Jon Riddle, Allan Edwin	Sell controlled drug Trafficking in a controlled drug; cultivating a commercial quantity of controlled plants for sale; possessing a firearm without a licence; possessing an unregistered firearm; failure to secure a firearm	On bail On bail
Lewis, Ricky	Aggravated assault; aggravated assault causing harm(4); aggravated threatening life; contravening intervention order	In gaol	Riddle, Allan Edwin and Riley, Michelle Ritter, Andrew	Trafficking in a controlled drug Causing harm with intent to cause harm; causing serious harm with intent	On bail On bail In gaol
Mahomed, Trevor John	Arson; aggravated threaten to damage property; carry an offensive weapon	In gaol	Robinson, David Michael Shea, Henry Bruce	Trafficking in a controlled drug(2) Intentionally cause harm; assault; aggravated theft using force; aggravated assault against a police officer(2); resist police	On bail
Males, Tuesday June and Noack, Simon Charles Maningo, Jade Beau	Cultivate a commercial quantity of a controlled plant; trafficking in a controlled drug Aggravated drive dangerously to escape police pursuit(2); endanger life; drive or use motor vehicle without consent; theft	On bail On bail On bail	Skinner, Michael	Trafficking in a large commercial quantity of a controlled drug; cultivating a commercial quantity of controlled plants for sale; unlawful possession	On bail
Marwick, Leigh Daniel	Trafficking in a controlled drug; unlawful possession; fail to keep a class a or b firearm without a licence	On bail	Squires, Ernest George Strangways, Corinne Van Liempt, Theodorus Lambertus	Rape Arson Aggravated indecent assault; aggravated communicating to make a child amenable to sexual activity	On bail On bail On bail
Marwick, Leigh Daniel McCarthy, Tyson Wayne	Traffic in a controlled drug Assault; causing harm with intent to cause harm; threatening life	On bail In gaol	Warrior, Joshua and Simpson, Cassius Samuel W, R A	Aggravated serious criminal trespass in a place of residence; aggravated assault Aggravated assault against spouse; rape; fail to comply with restraining order	On bail On bail
Measey, Michael Messer, Tony Allan	Aggravated assault Aggravated endanger life; aggravated act likely to cause serious harm	On bail In gaol	Wellgreen, Aaron Stephen Tom	Aggravated serious criminal trespass in a place of residence; aggravated assault causing harm	On bail
Milton, Jamie Lee M, D V	Damaging property with a motor vehicle Persistent sexual exploitation of a child(2); gross indecent(2); indecent assault(5)	In gaol On bail	White, Mark Gregory	Aggravated serious criminal trespass in a place of residence; assault against own child or spouse; damage property; false imprisonment	On bail
Nash, Andrew Allan	Rape(2)	On bail			

Whitrod, Matthew David	Manufacture a controlled drug for sale; sell a commercial quantity of a controlled substance; possess instructions for manufacture of a controlled drug	On bail
Williams, Neil	Aggravated kidnapping; aggravated threatening life	On bail
Yang, Haisen	Drive at dangerous speed; endanger life; act likely to cause harm (3); carry offensive weapon	On bail

Prisoners on bail must surrender at 10 a.m. of the day appointed for their respective trials. If they do not appear when called upon their recognizances and those of their bail will be estreated and a bench warrant will be issued forthwith.

By order of the Court,

M. A. STOKES, Sheriff

DETERMINATION AND REPORT OF THE REMUNERATION TRIBUNAL

NO. 3 OF 2015

*Conveyance Allowance—
Judges, Court Officers and Statutory Officers*

Scope of Determination

The Remuneration Tribunal is given jurisdiction under Sections 13 of the Remuneration Act 1990 (the Act), to determine the remuneration payable to the judiciary, magistrates and certain other judicial officers. The Tribunal is also given jurisdiction under Section 14 of the Act to determine the remuneration payable to holders of certain statutory public offices. The Act defines remuneration as including; salary, allowances, expenses, fees and any other benefit of a pecuniary nature.

This Determination deals with the conveyance allowance payable to Judges, Court Officers and those Statutory Officers whose position comes within the ambit of Section 14.

Section 8 of the Act requires the Tribunal to review at least once each year, any previous determination of remuneration made under the Act.

A. REPORT

The previous determination dealing with the conveyance allowance payable to Judges, Court Officers and Statutory Officers (Determination 3 of 2014) has been reviewed and updated. Accordingly, this Determination 3 of 2015 has been issued to replace Determination 3 of 2014.

The allowances at Clause 2 in this determination have been adjusted to reflect changes in the Fleet SA Annual Charges Payable.

In accordance with recent amendments to the Fair Work (Miscellaneous) Amendment Act 2015, Clauses 1.1 and 2.1.3 of this Determination have been varied by removing the position of Employee Ombudsman from the definition of 'Statutory Officers'.

B. DETERMINATION

1. Interpretation

1.1 In this Determination, unless the contrary appears:

'Court Officer' means Commissioners of the Environment, Resources and Development Court;

'Executives' means persons appointed to an executive position under the Public Sector Act 2009;

'Judges' means any of the following members of the judiciary:

- the Chief Justice of the Supreme Court;
- Puisne Judges of the Supreme Court;
- Masters of the Supreme Court;
- the Chief Judge of the District Court;
- Judges of the Environment, Resources and Development Court;
- Masters of the District Court;
- Other District Court Judges;

the Chief Magistrate (as a Judge of the District Court);
the Deputy Chief Magistrate;
Stipendiary Magistrates;
the Supervising Industrial Magistrate;
other Industrial Magistrates;
the State Coroner;
the Deputy State Coroner;
the Senior Judge of the Industrial Relations Court and President of the Workers Compensation Tribunal;
the President of the Industrial Relations Commission and Judge of the Industrial Relations Court; and
other Judges of the Industrial Relations Court who hold joint commissions in Fair Work Australia and the Industrial Relations Commission of South Australia.

'Registrar' means the 'Industrial Registrar' or 'Registrar' within the meaning of the Fair Work Act 1994 (SA) and the Workers Rehabilitation and Compensation Act 1986 (SA).

'Relevant authority' means:

- (a) the State Courts Administrator in relation to Judges and Court Officers;
- (b) the Registrar in relation to members of the Industrial Relations Court and Commission of South Australia, and the Workers Compensation Tribunal including members who are Statutory Officers; and
- (c) the Director, Fleet SA in relation to other Statutory Officers.

'Retirement' bears the same meaning as in the Judges' Pensions Act 1971, the Superannuation Act 1988 and the Southern State Superannuation Act 2009.

'Resignation' bears the same meaning as in the Judges' Pensions Act 1971, the Superannuation Act 1988, and the Southern State Superannuation Act 2009.

'Statutory Officers' means any of the following statutory office holders:

- Deputy Presidents of the Industrial Relations Commission;
- Commissioners of the Industrial Relations Commission;
- the Auditor General;
- the Electoral Commissioner;
- the Deputy Electoral Commissioner; and
- the Health and Community Services Complaints Commissioner.

1.2 For the purposes of this Determination, 'salary' bears the same meaning as in the Judges' Pensions Act 1971, Southern State Superannuation Act 2009, and in the Superannuation Act 1988, to the intent and effect that any amount paid by way of conveyance allowance is not 'salary', and that any abatement or reduction of salary in accordance with this Determination will not affect the determination of entitlements or obligations pursuant to those Acts.

2. Conveyance Allowances

2.1 Amount of Allowances

Subject to the conditions set out in this Determination, Judges, Court Officers and Statutory Officers are entitled to receive a Conveyance Allowance payable fortnightly at an annual rate as follows:

2.1.1 For:

- Judges of the Supreme Court;
- the Chief Judge of the District Court;
- the Senior Judge of the Industrial Relations Court;
- the President of the Industrial Relations Commission; and

the Auditor General;
an amount which is the higher of:

- (a) \$19 518; and
- (b) the amount determined from time to time by Fleet SA as the annual charge payable by Executives for a Holden Calais VF V-Series Sedan, less the sum of \$758.

2.1.2 For:

Judges of the District Court;
the Chief Magistrate;
Judges of the Industrial Relations Court;
Judges of the Environment, Resources and Development Court;
Masters of the Supreme Court;
the Electoral Commissioner; and
the Health and Community Services Complaints Commissioner;

an amount which is the higher of:

- (a) \$17 420; and
- (b) the amount determined from time to time by Fleet SA as the annual charge payable by Executives for a Holden Calais VF Sedan, less the sum of \$758.

2.1.3 For:

the Deputy Chief Magistrate;
Stipendiary Magistrates;
Industrial Magistrates;
Masters of the District Court;
the State Coroner;
the Deputy State Coroner;
Deputy Presidents (other than Judges) and Commissioners of the Industrial Relations Commission; and
Commissioners of the Environment, Resources and Development Court; and
the Deputy Electoral Commissioner;

an amount which is the higher of:

- (a) \$15 944; and
- (b) the amount determined from time to time by Fleet SA as the annual charge payable by Executives for a Holden Commodore VF Evoke Sedan, less the sum of \$758.

2.2 Part Time Appointees

Where a person to whom this Determination applies is appointed on a part time basis, that person is entitled to receive a Conveyance Allowance at a *pro rata* amount of the relevant allowance in Clause 2.1, based on the number of ordinary hours worked as a proportion of the full time equivalent.

2.3 Temporary Appointees

Where a person who is not provided with a vehicle in their substantive position is appointed on a temporary basis to act as a Judge, Court Officer or Statutory Officer, that person is entitled after the expiration of the first calendar month of service to receive a Conveyance Allowance in accordance with Clause 2.1.

2.4 Use of Taxis and Private Vehicles

2.4.1 Judges and Court Officers

A Judge or Court Officer is not entitled to use a government fleet vehicle allocated to the Courts Administration Authority, or to engage taxis or hire car at the expense of the State Courts Administrator, or to seek the payment of any additional allowance for the use of a private vehicle, whether for official or unofficial purposes unless:

- (a) it has been certified by the State Courts Administrator that it was inefficient or not cost effective for the Judge or Court Officer to use the vehicle available for their official and private use; or
- (b) such use or engagement is consistent with a general direction given by the Chief Judicial Officer of the relevant Court, or in the case of Court Officers, the presiding officer of the relevant Tribunal, as to the circumstances where the vehicle available for official and private use, need not be used by reason of efficiency and cost effectiveness.

For members of the Industrial Relations Court and Commission of South Australia and the Workers Compensation Tribunal, the Registrar is the relevant approval authority.

An example of circumstances where such certification or general directions may be given is for journeys to and from the airport, where it may be more efficient or cost effective to use a taxi.

2.4.2 Statutory Officers

A Statutory Officer must not engage a taxi or hire car, and is not entitled to the payment of any additional allowance for the use of a private vehicle, whether for official or unofficial purposes, unless it is inefficient or not cost effective to use the vehicle available for the Officer's official and private use.

2.4.3 Amount of Reimbursement

Where any person subject to this determination is seeking payment of an additional allowance to cover the use of a private motor vehicle for official purposes, reimbursement of the cost will be made, calculated at the rate per kilometre at a rate equating to that pursuant to the SA Public Sector Salaried Employees Interim Award.

3. Vehicles for Official and Private Use

3.1 Selection of Vehicle

Persons who are subject to this Determination are entitled, in accordance with the conditions specified herein, to elect to have allocated to them a motor vehicle of any model and type in the attached Schedule of vehicles (as varied from time to time). Notice of the selected motor vehicle should be made in writing as follows:

- by Judges and Court Officers to the State Courts Administrator;
- by members of the Industrial Relations Court and Commission of South Australia and the Workers Compensation Tribunal of South Australia to the Registrar, including members who are Statutory Officers; and
- by other Statutory Officers to the Director, Fleet SA.

The annual charge payable for each vehicle, determined by Fleet SA on the same basis as the calculation made in respect of the use of motor vehicles by Executives, and current at the date of this Determination, is set out in the Schedule.

3.2 Alternative Vehicle

An alternative vehicle may be supplied where required because of a medical disability or the family circumstances of a Judge, Court Officer or Statutory Officer, but only where approved by the Remuneration Tribunal. The annual charge for the use of the vehicle will be calculated on the same basis as the calculation made by Fleet SA for annual charges for use of motor vehicles by Executives.

3.3 Temporary Appointees

Persons appointed on a temporary basis to act as a Judge, Court Officer or Statutory Officer are not entitled to make an election under Clause 3.1.

3.4 *Charges for Use of Vehicles*

The amount payable by a Judge, Court Officer or Statutory Officer for the use of a selected vehicle is the amount set out in the Schedule adjacent to the description of the type of vehicle under the heading 'Annual Charge Payable'.

Where a person to whom this Determination applies is appointed on a part time basis, and elects pursuant to Clause 3.1 to have a motor vehicle, the charge payable by that person pursuant to Clause 3.5 shall be an amount determined by Fleet SA, which may be greater than the standard charge to a full time officer to appropriately reflect the proportionately greater private use of such a motor vehicle.

3.5 *Payment of Vehicle Charges*

If a Judge, Court Officer or Statutory Officer makes an election under Clause 3.1 and a vehicle is supplied in accordance with that election, then the salary and allowances otherwise payable to the Judge, Court Officer or Statutory Officer must be abated and reduced so as to offset the charges for the use of the vehicle for the period during which the Judge, Court Officer or Statutory Officer has the use of the vehicle.

3.6 *New Models or Types*

3.6.1 If a new type of vehicle, or a new model of a type specified in the Schedule becomes available for selection in terms of 3.1 after the date of election but before the placement of a binding order, the Judge, Court Officer, or Statutory Officer is entitled to withdraw the original election and elect to take the new model or type of vehicle.

3.6.2 The annual charge payable for a new model or new type of vehicle is that amount determined by Fleet SA as the annual charge for private use of the vehicle by Executives. The annual charge takes into account the following:

- purchase price and depreciation;
- fuel, maintenance, insurance and registration costs and interest rates; (operating costs are calculated on the basis of an average of 70% private usage);
- Goods and Services Tax (GST);
- Fringe Benefits Tax (FBT) based on an attributed business rate of 20 000 kilometres per year; and
- the vehicle being retained for three years or 60 000 kilometres travelled, whichever first occurs.

3.6.3 If a model or type of vehicle selected by a Judge, Court Officer or Statutory Officer becomes unavailable before the placement of a binding order, the Judge, Court Officer or Statutory Officer must be advised accordingly and allowed to make a further election under Clause 3.1.

3.6.4 If a model becomes unavailable after the date of placement of a binding order and a later or better model vehicle is supplied, any Judge, Court Officer or Statutory Officer who has selected the unavailable vehicle is liable only to pay the annual charge for the vehicle as selected, and not the charge payable for the vehicle as supplied.

3.7 *Accessories*

The Judge, Court Officer or Statutory Officer may choose to have manufacturer approved accessories fitted to the vehicle. The full cost of the accessories and the expense of having them fitted including any tax incurred) is payable by the Judge, Court Officer or Statutory Officer. When the vehicle is due for return the Judge, Court Officer or Statutory Officer may have personally-installed accessories removed from the vehicle, providing the Judge, Court Officer or Statutory Officer, meets the full cost of restoring the vehicle to the same condition as if the accessories had not been fitted. No compensation will be paid if options are left on the vehicle unless agreed by the relevant authority.

Options such as airbags, ABS brake systems and cruise control may not be removed, and tow bars must not be reinstalled on another vehicle.

3.8 *Retention of Vehicle*

Once having made an election and receiving the vehicle, the Judge, Court Officer or Statutory Officer must keep the vehicle for a period equivalent to the period determined from time to time by Fleet SA as the period for the replacement of vehicles provided to Executives.

At the conclusion of that period the Judge, Court Officer or Statutory Officer will be entitled to make a new election, or, if he or she does not make an election, to be paid the allowance.

3.9 *Conditions of Use*

The vehicle will be fully maintained, serviced and insured by the relevant authority.

Parking for the vehicle will be made available at or near the place of duty of the Judge, Court Officer, or Statutory Officer and the vehicle will be available for private and official use, subject to the following:

3.9.1 The Judge, Court Officer, or Statutory Officer must make the vehicle available for official use (including for official use by the Judge, Court Officer, or Statutory Officer) at all times whilst the vehicle is parked at or near the usual place of work of the Judge, Court Officer, or Statutory Officer, and the Judge, Court Officer or Statutory Officer, does not require the vehicle for private use.

3.9.2 The Judge, Court Officer, or Statutory Officer will be authorised by the relevant authority to refuel the vehicle provided the vehicle is fuelled in accordance with any requirements specified by Fleet SA, which may include requirements that the vehicle be fuelled using a particular brand of motor fuel and that it be only fuelled in South Australia. (If fuelled otherwise than in accordance with those requirements, it will be at the cost of the Judge, Court Officer, or Statutory Officer).

3.9.3 The Judge, Court Officer, or Statutory Officer must make the vehicle available as required by the relevant authority for the purposes of the maintenance and repair of the vehicle and must deliver the vehicle to such place as the relevant authority may specify for that purpose.

3.9.4 The relevant authority will ensure that Judges, Court Officers and Statutory Officers are insured (which may be pursuant to Government 'self-insurance') in respect of compulsory third party liability, third party property damage and any property damage to the vehicle and will hold the Judge, Court Officer, or Statutory Officer harmless in respect of any such property damage. Personal items within the vehicle need not be covered. The Judge, Court Officer, or Statutory Officer must comply with any requirements of the insurance policy of which the member is aware or should have been aware.

3.9.5 The Judge, Court Officer or Statutory Officer will be responsible for any driving or parking fines for offences incurred.

3.9.6 The vehicle is available to the Judge, Court Officer or Statutory Officer while on leave. Where the Judge, Court Officer or Statutory Officer is absent from duty for a period greater than 7 days then the Judge, Court Officer, or Statutory Officer will be responsible for fuelling the vehicle until returning to duty.

3.9.7 Vehicles may be driven interstate during periods of leave and there is no limit to privately travelled kilometres. Fuel charges for private interstate trips are entirely the personal responsibility of the Judge, Court Officer, or Statutory Officer.

3.10 *Special Conditions of Use*

Notwithstanding anything else in this Determination:

- 3.10.1 where any damage is the result of wilful or deliberate act of any person, the relevant authority may take such action as he or she thinks fit to recover the cost of such damage;
- 3.10.2 the insurance and discharges are not applicable if the driver is under the influence of drugs and/or alcohol;
- 3.10.3 the insurance and discharges are not applicable if the insurance has been brought to the attention of the Judge, Court Officer or Statutory Officer and is avoided by an action of the driver of the vehicle; and
- 3.10.4 where the insurance policy contains an excess clause, then the Judge, or Court Officer or Statutory Officer will be liable to repay the relevant authority the amount of that excess (or any part thereof) in the event that it becomes payable by reason of the driver of the vehicle being blameworthy for any of the damage giving rise to a claim on the policy when the vehicle is being used other than for official use.

3.11 *Care of Vehicle*

The Judge, Court Officer or Statutory Officer is responsible for ensuring that reasonable care is taken of the vehicle. Off street parking at the home of the person concerned is to be used if available and reasonable steps are to be taken to ensure its security. Where any damage to a vehicle supplied to a:

- 3.11.1 Judge or Court Officer is, in the opinion of the Courts Administration Council, the consequence of a serious breach of the obligations imposed by this clause, the Judge, or Court Officer must, on demand, pay the Courts Administration Authority the proper cost of rectification of such damage;
- 3.11.2 Statutory Officer is, in the opinion of the Director, Fleet SA, the consequence of a serious breach of the obligations imposed by this clause, the Statutory Officer concerned must, on demand, pay to Fleet SA the proper cost of rectification of such damage; and
- 3.11.3 Member of the Industrial Relations Court and Commission of South Australia and the Workers Compensation Tribunal, including a member who is a Statutory Officer, is, in the opinion of the Registrar, the consequence of a serious breach of the obligations imposed by this clause, the Member concerned must, on demand, pay to the Tribunal the proper cost of rectification of such damage.

3.12 *Additional Drivers*

The vehicle may be driven by any other Government employee who requires the vehicle for official use.

Judges, Court Officers, and Statutory Officers, must nominate to the relevant authority the names of any persons to use the vehicle at times when it is not required to be available for official use and, subject to the control and direction of the Judge, Court Officer or Statutory Officer, such persons will be authorised to use the vehicle upon such nomination.

Approval is required from the relevant authority for the vehicle to be driven by holders of any form of provisional licence or learner's permit. Approval is also required if any other category of person not otherwise mentioned, is to drive the vehicle.

3.13 *Right to Purchase*

At any time during the 12 months immediately preceding the date of his or her retirement or resignation, a Judge, Court Officer, or Statutory Officer may, by notice in writing to the relevant authority, elect to purchase the vehicle then allocated to him or her as at the date of his

or her retirement or resignation or at the end of the lease period. After such notification has been given, the relevant authority must take such steps as are necessary to ensure that it can sell the vehicle to the member.

3.14 *No Changeover*

A Judge, Court Officer or Statutory Officer who makes an election under Clause 3.13 shall not be permitted or required to hand a vehicle in for normally scheduled changeover where that changeover would occur between the date of election and the date of retirement/resignation/end of lease period.

3.15 *Conditions of Purchase*

The conditions of in relation to a purchase made following an election under Clause 3.13 shall be:

- 3.15.1 The price will be the fair market value for such a vehicle sold without any statutory warranty.
- 3.15.2 The price will be agreed between the Director, Fleet SA, and the Judge, Court Officer or Statutory Officer, due regard being had to prices generally recovered for such vehicles at Fleet SA public auctions.
- 3.15.3 Failing such agreement, the price will be determined by an independent valuer agreed by the parties. Where the prospective retiree/resignee is a:
- 3.15.3.1 Judge or Court Officer, any fee payable to such a valuer shall be borne in equal shares by the prospective retiree/resignee and the State Courts Administrator;
- 3.15.3.2 Statutory Officer, any fee payable to such a valuer shall be borne in equal shares with half payable by the respective retiree/resignee and the other half being payable from funds appropriated to pay expenses associated with the statutory office held by the retiree/resignee; and
- 3.15.3.3 Member of the Industrial Relations Court and Commission of South Australia and the Workers Compensation Tribunal, including a member who is a Statutory Officer, any fee payable to such a valuer shall be borne in equal shares by the prospective retiree/resignee and the Registrar.
- 3.15.4 The price shall be payable in full on, or prior to, the date of retirement/resignation of the Judge, Court Officer or Statutory Officer.

4. *Date of Operation*

- 4.1 The Conveyance Allowances prescribed in Clause 2.1 are operative from 1 June 2015.
- 4.2 If a Judge, Court Officer or Statutory Officer currently has the use of a vehicle pursuant to a previous Determination of the Remuneration Tribunal, the Conveyance Allowance and Annual Charge Payable under the previous Determination will continue to apply. Clause 2 and the Schedule to this Determination will have no effect until that Judge, Court Officer or Statutory Officer takes delivery of a vehicle pursuant to this Determination, or elects not to receive a vehicle.
- 4.3 This Determination replaces in entirety Determination 3 of 2014.

Dated 24 July 2015.

JOHN LEWIN, President
NICOLA VINCENT, Member
PETER ALEXANDER, Member

SCHEDULE TO DETERMINATION 3 OF 2015

Judicial Remuneration Vehicles

Vehicle	Number of Cylinders	Annual Charge Payable
Toyota Prius Hybrid	4	\$14 772
Toyota Camry Hybrid.....	4	\$12 876
Holden Cruze SRi 1.6T Sedan Petrol auto	4	\$13 103
Holden Cruze SRi 1.6T Sedan Petrol manual	4	\$12 222
Holden Cruze SRi 1.6T Hatch Petrol auto	4	\$13 103
Holden Cruze SRi 1.6T Hatch Petrol manual	4	\$12 222
Holden Cruze Sri-V 1.6T Sedan Petrol auto	4	\$14 403
Holden Cruze Sri-V 1.6T Sedan Petrol manual	4	\$13 567
Holden Cruze Sri-V 1.6T Hatch Petrol auto	4	\$14 403
Holden Cruze Sri-V 1.6T Hatch Petrol manual	4	\$13 567
Holden Commodore VF Evoke Sedan auto	6	\$15 944
Holden Commodore VF Evoke Wagon auto.....	6	\$16 762
Holden Commodore VF SV6 Sedan auto	6	\$16 630
Holden Commodore VF SV6 Sedan manual	6	\$16 003
Holden Commodore VF SV6 Wagon auto	6	\$17 491
Holden Commodore VF Ute auto.....	6	\$14 484
Holden Calais VF Sedan auto.....	6	\$17 420
Holden Calais VF Wagon auto	6	\$18 199
Holden Calais VF V-Series Sedan auto	6	\$19 518
Holden Calais VF V-Series Wagon auto	6	\$20 267
Holden Calais VF V-Series Sedan (V8 6.0L) auto.....	8	\$21 695
Holden Commodore VF SS Sedan (V8 6.0L) auto	8	\$18 940
Holden Commodore VF SS Wagon (V8 6.0L) auto	8	\$19 845
Holden Commodore VF SS V-Series Sedan (V8 6.0L) auto.....	8	\$20 019
Holden Commodore VF SS V-Series Wagon (V8 6.0L) auto	8	\$20 713
Holden Caprice WN Sedan LPG (V6 3.6L) auto.....	6	\$21 012
Holden Caprice WN V Sedan (V8 6.0L) auto.....	8	\$22 833

ROAD TRAFFIC ACT 1961

Authorised Officers to Operate Breath Analysing Instruments

I, GRANT STEVENS, Commissioner of Police, do hereby certify that on and from 22 July 2015, 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 Industry Act 1995; and
Rail Safety National Law (South Australia) Act 2012.

PD Number	Officer Name
58100	Fry, Julian Russell
74282	Gitsham, Glen Kingsley
75521	Greenwood, Michael Gerald
74183	Hayter, Martin Philip
75522	Hodges, Dominic Ashleigh
74759	Jose, Matthew Leonard
75269	Page, Stephen Henry

GRANT STEVENS, Commissioner of Police

ROADS (OPENING AND CLOSING) ACT 1991:
SECTION 24**NOTICE OF CONFIRMATION OF ROAD
PROCESS ORDER***Road Opening and Closing—
Marshman Street, Mallala*

BY Road Process Order made on 19 February 2015, The District Council of Mallala ordered that:

1. Portion of Allotment 93 in Filed Plan 214887, being a strip between Wasleys Road and Redbanks Road, more particularly delineated and numbered '10' on Preliminary Plan No. 14/0013, be opened as road forming a realignment of Marshman Street.

2. The whole of Marshman Street (being Allotment 1 in Filed Plan 250040) situated between Wasleys Road and Redbanks Road, more particularly delineated and lettered 'A' on Preliminary Plan No. 14/0013 be closed.

3. Issue a Certificate of Title to The District Council of Mallala for the whole of the land subject to closure which land is being retained by the council to merge with the adjoining council owned land.

4. The following easement be granted over the whole of the road closed by this order:

Grant to Distribution Lessor Corporation an easement for overhead electricity supply.

On 1 May 2015 that order was confirmed by the Minister for Transport and Infrastructure conditionally upon the deposit by the Registrar-General of Deposited Plan 95617 being the authority for the new boundaries

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 30 July 2015.

M. P. BURDETT, Surveyor-General

NOTICE TO MARINERS

NO. 17 OF 2015

*South Australia—Gulf St Vincent—Port Adelaide River—No. 3
Beacon Damaged—Temporary Buoy Placed*

MARINERS are advised that the No. 3 Beacon, at approximate WGS position latitude 34°47'05.15"S, longitude 138°23'38.64"E in the Port Adelaide River, has been damaged and is no longer operational. The position of the beacon has been marked with a temporary yellow buoy with a flashing white light. The light has been programmed with a 3 second flash rate (0.3 seconds on, 2.7 seconds off).

The beacon will be reinstated as soon as practicable, but until then, mariners are advised to proceed with caution in the vicinity.

Navy Chart affected: Aus 137.

Publications affected: Australian Pilot Volume 1 (Fourth Edition 2014) page 403.

Admiralty List of Lights and Fog Signals Volume K (2015-16 Edition) No. 2055.05.

Adelaide, 16 July 2015.

STEPHEN MULLIGHAN, Minister for
Transport and Infrastructure

FP 2012/0105
DPTI 2015/01042

WATER MAINS AND SEWERS

Office of the South Australian Water Corporation
Adelaide, 30 July 2015

WATER MAINS LAID

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

ADELAIDE WATER DISTRICT**TOWN OF GAWLER**

Little Paxton Court, Willaston. p58
Riggs Lane, Gawler East. p82 and 83
Hartley Walk, Gawler East. p82 and 83
Denham Street, Gawler East. p82 and 83

CITY OF MARION

Across South Road, Clovelly Park. p68-70
Easements in lot 200 in LTRO DP 95379 (Land Division number CSB/0005/13), South Road, Clovelly Park. p68-70

CITY OF MITCHAM

Easements in allotment piece 1630 in LTRO DP 94847 (Riding Way and Shelter Row in proposed Land Division number 080/D044/11), Craighburn Farm. p80 and 81

DISTRICT COUNCIL OF MOUNT BARKER

Barker Road, Mount Barker. p71
Easement in lot 9999 in LTRO DP 95868, Barker Road, Mount Barker. p71
Cheshire Court, Mount Barker. p71
Heathfield Street, Mount Barker. p71
Ashfield Street, Mount Barker. p71

CITY OF ONKAPARINGA

Jordan Drive, Morphett Vale. p27
Sunset Parade, Aldinga Beach. p59 and 60
Brighton Place, Aldinga Beach. p59 and 60
Venice Avenue, Aldinga Beach. p59 and 60
Sapphire Way, Aldinga Beach. p59-61
Kuta Crescent, Aldinga Beach. p59 and 61

CITY OF PLAYFORD

Park Terrace, Blakeview. p65

CITY OF PORT ADELAIDE ENFIELD

Dyer Street, Windsor Gardens. p14
Tiara Street, Northgate. p66 and 67
Parnatti Street, Northgate. p66 and 67
East Parkway, Northgate. p78 and 79
Hunt Street, Northgate. p78 and 79
Howe Lane, Northgate. p78 and 79
Elliot Drive, Northgate. p78 and 79
Broadstock Street, Northgate. p78 and 79

BAROSSA COUNTRY LANDS WATER DISTRICT**TOWN OF GAWLER**

Hartley Walk, Gawler East. p82 and 83
Denham Street, Gawler East. p82 and 83

BLUE LAKE COUNTRY LANDS WATER DISTRICT

DISTRICT COUNCIL OF GRANT
Eumerella Street, Compton. p26

MELROSE WATER DISTRICT

MOUNT REMARKABLE DISTRICT COUNCIL
Whitby Street, Melrose. p8-10
Gray Close, Melrose. p8 and 9

MOUNT GAMBIER WATER DISTRICT

DISTRICT COUNCIL OF GRANT
Eumerella Street, Compton. p26

CITY OF MOUNT GAMBIER

Buffalo Crescent, Mount Gambier. p74
Easements in lot 200 in LTRO DP 94031 and lot 502 in LTRO DP 88683 (proposed Birkdale Court and Carnoustie Court in Land Division number 381/D031/11), Worrolong. p76

MYPONGA WATER DISTRICT**YANKALILLA DISTRICT COUNCIL**

Pages Flat Road, Myponga. p34-36
Across Hay Flat Road, Normanville. p62 and 63
Easements in lots 1001 and 1003 in LTRO DP 89038 (proposed roads Navigation Drive, Longview Court and Meridian Circuit in Land Division number 260/D011/11), Normanville. p62-64

NURIOOTPA WATER DISTRICT**THE BAROSSA COUNCIL**

Perc Crook Court, Nuriootpa. p72 and 73
Ludbrook Court, Nuriootpa. p72 and 73
Fairbrother Circuit, Nuriootpa. p72 and 73
Harding Street, Nuriootpa. p72 and 73

PORT ELLIOT WATER DISTRICT**CITY OF VICTOR HARBOR**

Easements in lot 403 in LTRO DP 72316 (proposed Land Division number 453/D064/05), Lincoln Parade, Hindmarsh Valley. p76

PORT LINCOLN WATER DISTRICT**CITY OF PORT LINCOLN**

Baltimore Street, Port Lincoln. p3

WALLAROO WATER DISTRICT**DISTRICT COUNCIL OF THE COPPER COAST**

Young Street, Wallaroo. p30

WHYALLA WATER DISTRICT

Bennett Street, Whyalla. p1

YORKE PENINSULA COUNTRY LANDS WATER DISTRICT**DISTRICT COUNCIL OF YORKE PENINSULA**

Moorara Drive, Port Victoria. p7
Easement in lot 102 in LTRO DP 89689, Moorara Drive, Port Victoria. p7

WATER MAINS LAID

Notice is hereby given that the undermentioned water mains have been laid down by the South Australian Water Corporation and are not available for a constant supply of water to adjacent land.

ADELAIDE WATER DISTRICT**CITY OF ONKAPARINGA**

Robinson Road, Seaford Heights. p84-91
Vista Parade, Seaford Heights. p84 and 88

OUTSIDE MYPONGA WATER DISTRICT**YANKALILLA DISTRICT COUNCIL**

Pages Flat Road, Myponga. p34-36

SEWERS LAID

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

ADELAIDE DRAINAGE AREA**CAMPBELLTOWN CITY COUNCIL**

Nicholas Avenue, Paradise. FB 1244 p49
Across Radnor Avenue, Rostrevor. FB 1244 p55
Easement in lot 118 in LTRO DP 2242 (proposed lot 201 in LD 170/d105/14), Morialta Road, Rostrevor. FB 1244 p55

CITY OF CHARLES STURT

Bolingbroke Avenue, Fulham Gardens. FB 1244 p45

TOWN OF GAWLER

Little Paxton Street, Willaston. FB 1246 p30 and 31
Seymour Avenue, Evanston Gardens. FB 1246 p56, 57 and 59
Easement in reserve (lot 2021 in LTRO DP 110085), Seymour Avenue, Evanston Gardens. FB 1246 p56, 57 and 59
Wesley Road, Evanston Gardens. FB 1246 p56-60
Shaw Lane, Evanston Gardens. FB 1246 p56, 57 and 59
Jones Lane, Evanston Gardens. FB 1246 p56, 57 and 59
Lynch Street, Evanston Gardens. FB 1246 p56, 58 and 60
Gibson Street, Evanston Gardens. FB 1246 p56, 58 and 60
Across Para Road, Evanston. FB 1247 p1-3
Easements in lot 500 in LTRO DP 96004 (Rawlings Circuit, Holland Way and Murphy Boulevard in proposed Land Division number 490/D005/14), Evanston Gardens. FB 1247 p1-3

CITY OF MARION

Myer Road, Sturt. FB 1244 p50

CITY OF PORT ADELAIDE ENFIELD

Hull Street, Taperoo. FB 1244 p44
Condon Drive, Northgate. FB 1246 p32-34
Tiara Street, Northgate. FB 1246 p32-34
Chard Street, Northgate. FB 1246 p32-34
Kerr Lane, Northgate. FB 1246 p32-34
Tiara Street, Northgate. FB 1246 p38 and 39

Parnatti Street, Northgate. FB 1246 p38 and 39

Dyer Street, Windsor Gardens. FB 1244 p52

Oxford Street, Oakden. FB 1244 p54

Hunt Street, Northgate. FB 1246 p52-54

Easements in lot 4568 in LTRO DP 95801, Hunt Street,

Northgate. FB 1246 p52-54

Elliot Drive, Northgate. FB 1246 p52-54

Broadstock Street, Northgate. FB 1246 p52-54

CITY OF SALISBURY

Easement in lot 60 in LTRO DP 14867 (proposed lot 1 in LD

361/D121/14), Yulinda Terrace, Gulfview Heights. FB 1244 p53

Heritage Drive, Paralowie. FB 1247 p4, 5 and 7

Fazzolari Circuit, Paralowie. FB 1247 p4-7

Walkway (lot 203 in LTRO DP 96026), Paralowie. FB 1247 p4, 5

and 7

CITY OF TEA TREE GULLY

Morawa Avenue, Gilles Plains. FB 1244 p48

Easement in lot 18 in LTRO DP 6102, North East Road, Modbury.

FB 1244 p51

Easement in lot 19 in LTRO DP 6102 (proposed lot 2 in LD

070/D122/14), North East Road, Modbury. FB 1244 p51

CITY OF WEST TORRENS

Osbourne Terrace, Plympton. FB 1244 p47

BALHANNAH COUNTRY DRAINAGE AREA**ADELAIDE HILLS COUNCIL**

Pugh Road, Balhannah. FB 1246 p55

Wicks Close, Balhannah. FB 1246 p55

MOUNT GAMBIER COUNTRY DRAINAGE AREA**CITY OF MOUNT GAMBIER**

Bodey Street, Mount Gambier. FB 1196 p43

Buffalo Crescent, Mount Gambier. FB 1196 p46 and 47

Easements in lot 200 in LTRO DP 94031 and lot 502 in LTRO DP

88683 (proposed Birkdale Court and Carnoustie Court in Land

Division number 381/D031/11), Worrolong. FB 1196 p44 and 45

MURRAY BRIDGE COUNTRY DRAINAGE AREA**THE RURAL CITY OF MURRAY BRIDGE**

Myall Avenue, Murray Bridge. FB 1244 p46

PORT LINCOLN COUNTRY DRAINAGE AREA**CITY OF PORT LINCOLN**

Easement in lot 86 in LTRO DP 92702, Marine Avenue, Port

Lincoln. This main is available on application only. FB 1244 p56

A. J. RINGHAM, Chief Executive Officer,
South Australian Water Corporation

STATE LOTTERIES ACT 1966
LOTTERIES (SET FOR LIFE) RULES

1. *Preliminary*

- 1.1 These Rules may be cited as the Lotteries (Set for Life) Rules 2014 (No. 1).
- 1.2 The Lotteries (Set for Life) Rules made under the State Lotteries Act 1966 are hereinafter referred to as the “Principal Rules”.
- 1.3 The Principal Rules are hereby effective from 3 August 2015 and these Rules will take effect immediately thereafter, except as provided in these Rules.

2. *Implementation of Rules*

The Principal Rules are the Rules as annexed hereto.

The Common Seal of the Lotteries Commission of South Australia was affixed pursuant to a resolution of the Commission in the presence of:

Dated 4 December 2014.

Signature:

Name: WAYNE ROBERT JACKSON
Commission Member

Signature:

Name: JUNE RUBY ROACHE
Commission Member

Approved,

TOM KOUTSANTONIS, Minister for Finance

STATE LOTTERIES ACT 1966**LOTTERIES (SET FOR LIFE) RULES**

*This consolidation is of effect as at 3 August 2015.
It is provided for convenient reference only and regard should be had to the full text of the Lottery Rules and amendments as published in the South Australian Government Gazette from time to time.*

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Schedule

Date of commencement

1. *Preliminary*
 - 1.1. These Rules may be cited as the Lotteries (Set for Life) Rules.
 - 1.2. These Rules will come into operation on the date specified in the Schedule to these Rules.
 - 1.3. These Rules are to be read in conjunction with and are subject to the Lotteries (General) Rules.
 - 1.4. These Rules apply only to the lottery known as “Set for Life”.
2. *Interpretation*
 - 2.1. In these Rules and in each part of these Rules unless the contrary intention appears:

“Bloc members” means the parties from time to time to the Set for Life Bloc Agreement entered into by SALC with other lottery operators for the promotion, conduct and sale of tickets in the game of Set for Life on a joint basis with a common winning number determination and a declaration of common dividends based on the equal participation of all players in the aggregated prize pool;

“claim period” means the period commencing at midnight on the day of determination of the draw results (“relevant day”) and ending on the 14th day thereafter;

“1st prize reserve” means the reserve created by Rule 11 from which 1st prizes are paid;

“drawing equipment” means the random number generator or other approved drawing device operated by Golden Casket Lottery Corporation Limited on behalf of the Bloc members for ascertaining the winning numbers;

“Master Agent” means Tatts Lotteries SA Pty Ltd

“prize pool” means the pool created by Rule 9 from which all prizes are paid;

“QuickSET entry” means a nomination made by a player indicating that the player wishes to make a QuickSET selection in accordance with Rule 5 of these Rules;

“SALC” means the Lotteries Commission of South Australia.

“Set for Life” means a lottery in which a player is required to forecast eight numbers to be drawn from the range of numbers 1 to 37 inclusive for seven consecutive draws.
3. *Ordinary Entry*
 - 3.1. To create an ordinary entry, a player must forecast or cause to be forecast eight numbers per set for seven consecutive draws.
 - 3.2. An ordinary entry will provide participation for the number of sets selected and paid for in seven consecutive draws.
 - 3.3. The minimum number of sets that must be completed in respect of each draw will be two or such number as otherwise determined by the Master Agent.
 - 3.4. There will be a limit to the maximum number of sets that can be played, including that in any one draw, the Master Agent may decline to issue more than 1,000 entries to a player.
 - 3.5. A player may request that an entry be issued in a draw to be conducted within 52 weeks or such lesser period as determined by SALC.

- 3.6. Subject to Rule 5, a player may enter a draw by:
- 3.6.1. submitting a coupon provided for that purpose from time to time by the Master Agent, together with an Easiplay Club membership card if applicable; or
 - 3.6.2. making a verbal or electronic request at the selling point, together with providing an Easiplay Club membership card if applicable.
- 3.7. In the case of a coupon:
- 3.7.1. a player's forecast must be marked by hand with a cross mark in the centre of the circle, by filling the selected circle or by such other mark as the Master Agent determines. No other mark will be accepted. All marks on a coupon must be legible and if a coupon cannot be read by a selling point terminal, it will be rejected. A coupon must not be marked in red.
 - 3.7.2. a player who marks a "top up" circle will be taken to have authorised the selling point operator to generate a random forecast of a sufficient quantity of numbers to complete the set, the coupon or the nominated number of sets, as the case may be.
 - 3.7.3. if a player marks more than the specified number of circles in any set panel, a ticket will not issue until the player has nominated the number(s) to be deleted. The player may be required to complete another coupon.
 - 3.7.4. if a player marks fewer than the specified number of circles in any set panel and does not mark the relevant "top up" circle, a ticket will not issue until the player has marked the relevant "top up" circle or has nominated the number(s) to be added.
 - 3.7.5. a player can nominate to commence their entry by marking their preference in the "choose when you play" section of the coupon for either
 - 3.7.5.1. the current draw day or a specific draw day within the following six day period; or
 - 3.7.5.2. a start later draw day beyond that period in which case a verbal request for the commencement date must also be made at the selling point.
- If no circle is marked the entry will default to commence from the current draw day and will be played for seven consecutive draws.
4. *Multi-Week Entry*
- 4.1. A player may enter their number forecasts for a series of consecutive draws by marking the appropriate circle in the "choose when you play" section on a coupon or by verbally or electronically requesting such an entry at the selling point. The number of consecutive draws that may be entered in this way is up to 52 weeks or such lesser period as determined by SALC.
 - 4.2. The Rules governing ordinary entries will apply to every multi-week entry.
5. *QuickSET Entry*
- 5.1. A player can play by means of a QuickSET nomination at the selling point whereby the selling point terminal will process the information nominated by the player to generate a forecast of the type nominated by the player. Such entries will be limited to such number of sets for an ordinary entry as the Master Agent determines.

- 5.2. When using a coupon, a player can “top up” to any of the QuickSET entry levels, namely 2, 3, 4, 5, 10, 15, 25 or 50 sets (of 8 numbers), by marking the appropriate “top up” circle for an ordinary entry for each draw.
- 5.3. The QuickSET forecast will be generated by the selling point terminal, and the generated selections will be deemed to be those selections nominated by the player as if they were marked on a coupon by the player in accordance with these Rules.

6. *Supervision of Draw*

- 6.1. The selection of winning numbers and bonus numbers will be conducted in such manner as agreed by the Bloc members and:
 - 6.1.1. will be supervised by the appropriate representatives for the State in which the draw is conducted; and
 - 6.1.2. will be final for the purpose of determining the prize winners in that draw.
- 6.2. The provisional amount of the prize pool will be announced at each draw.

7. *Determination of Winning Numbers*

- 7.1. Each draw will be identified by a number.
- 7.2. Each draw will be conducted using drawing equipment agreed by the Bloc members.
- 7.3. For each draw the Bloc members will cause 10 numbers to be drawn by the drawing equipment.
- 7.4. The first 8 numbers drawn will be the winning numbers and the final 2 numbers will be the bonus numbers.
- 7.5. There will be 8 prize winning levels in each draw as follows:
 - 1st Prize — player(s) who correctly forecast the 8 winning numbers in any one set.
 - 2nd Prize — player(s) who correctly forecast any 7 of the 8 winning numbers and either one of the bonus numbers in any one set.
 - 3rd Prize — player(s) who correctly forecast any 7 of the 8 winning numbers in any one set.
 - 4th Prize — player(s) who correctly forecast any 6 of the 8 winning numbers and either one of the bonus numbers in any one set.
 - 5th Prize — player(s) who correctly forecast any 6 of the 8 winning numbers in any one set.
 - 6th Prize — player(s) who correctly forecast any 5 of the 8 winning numbers and either one of the bonus numbers in any one set.
 - 7th Prize — player(s) who correctly forecast any 5 of the 8 winning numbers in any one set.
 - 8th Prize — player(s) who correctly forecast any 4 of the 8 winning numbers and either one of the bonus numbers in any one set.

8. *Publication of Results*

- 8.1. The Master Agent will publish the results of each draw as soon as practicable after each draw.

- 8.2. The information published may include:
 - 8.2.1. the winning numbers;
 - 8.2.2. the number of prize winners or provisional prize winners in each prize level;
 - 8.2.3. the value or provisional value of each prize in each prize level;
 - 8.2.4. the dates when prizes will be paid; andthe date the claim period expires.
9. *Prize Structure*
 - 9.1. Only one prize can be won by any one ordinary entry in a set.
 - 9.2. A percentage of the total entry fees received for each draw, as determined by SALC in consultation with Bloc members shall be allocated as the prize pool.
 - 9.3. Each of the Bloc members must contribute the same percentage of the total entry fees received by them into the prize pool.
 - 9.4. The prize pool will be distributed between the prize levels in accordance with the determination of SALC, after consultation with the Bloc members.
10. *1st Prize Reserve*
 - 10.1. A percentage of the total entry fees received for each draw, as determined by SALC in consultation with Bloc members shall be put aside to accumulate as part of a 1st prize reserve.
 - 10.2. The Master Agent will pay from the 1st prize reserve:
 - 10.2.1. if there are no more than four 1st prize winners, \$4,800,000 to each 1st prize winner;
 - 10.2.2. if there are more than four 1st prize winners, \$19,200,000 divided equally among the 1st prize winners.
 - 10.3. Each 1st prize winner will be paid by 240 equal monthly instalments with the first instalment being paid by the Master Agent as soon as practicable after the claim period and with each subsequent instalment being paid on the 15th day of each subsequent month until all instalments have been paid.
 - 10.4. If there is not enough money in the 1st prize reserve to pay the prizes mentioned in clause 10.2, the Master Agent will draw upon the Prize Reserve Fund to fund any such shortfall.
11. *Divisions 2 to 8 Prize Pool*
 - 11.1. The prize money allocated to each of prize levels 2 to 8 inclusive will be apportioned in equal shares between the winners in that prize level.
 - 11.2. If there is no winner in any of the prize levels 2, 3, 4, 5, 6, or 7 of any draw, the prize money allocated to that prize level will be added to the prize money allocated to the next lower prize level in which there is a winner.
 - 11.3. If there is no winner in prize level 8 of any draw, the prize money allocated to that prize level will be jackpotted to the next draw and allocated between prize levels 2, 3, 4, 5, 6, 7 and 8.
 - 11.4. Any variation to the prize levels or the prize pool distributions between prize levels 2 to 8 inclusive, as determined by SALC, will be advised to players by way of the Master Agent's website and at all selling points, at least fourteen (14) days prior to their operational date.

- 11.5. Notwithstanding any other Rule, the Master Agent may, at its discretion round out the amount of any prize to the nearest five cents above or below the actual prize otherwise payable. The resulting surplus or deficit will be added to or deducted from the Prize Reserve Fund.
12. *Prize Reserve Fund*
- 12.1. From time to time, SALC may set aside a proportion of the total amount received from entry fees to any draw and, in respect of that draw, the distribution of prizes will be reduced *pro rata*. The amount set aside will be accumulated to constitute a pool called the Prize Reserve Fund.
- 12.2. The Prize Reserve Fund will be applied from time to time for or towards the payment of any of the following:
- 12.2.1. fund the shortfall of funds in the 1st prize reserve in such amount(s) and to such player(s) as the Master Agent in its absolute discretion determines;
- 12.2.2. prizes in respect of missed prize entries for lotteries conducted by the Master Agent, or additional or increased prizes in subsequent lotteries conducted by the Master Agent, in such amount(s) and to such player(s) as SALC in its absolute discretion determines.
- 12.3. The amounts to be set aside and the amounts to be distributed must be agreed with the Bloc members.
- 12.4. In the event that the game of Set for Life is replaced, enhanced, renamed or otherwise varied, the Prize Reserve Fund as constituted by this Rule 12 shall be assigned to the game replacing, enhancing, renaming or otherwise varying the game of Set for Life.
13. *Prize Claims*
- 13.1. In the case of a 1st Prize:
- 13.1.1. the first instalment of the prize money will be distributed after the claim period has elapsed with each subsequent instalment being paid on the 15th day of each subsequent month until all instalments have been paid;
- 13.1.2. claims lodged within the claim period and determined by the central computer system to be prize winning tickets and any tickets subsequently identified as prize winning tickets will entitle the owner of such ticket to:
- (a) receive a maximum amount of \$4,800,000;
- (b) if there are more than four prize winning tickets, share equally a maximum total sum of \$19,200,000; and
- (c) be paid by 240 equal monthly instalments of such prize
- 13.1.3. any player who claims to be entitled to a prize on a printed ticket must lodge a claim at Head Office;
- 13.1.4. a prize payable on an electronic ticket will be paid electronically in accordance with the terms upon which the electronic ticket was issued, following the elapsing of the claim period.
- 13.1.5. the right of a 1st Prize winner to receive a prize by instalments is not transferable or assignable.

- 13.1.6. if the winner of a 1st Prize dies whilst instalments of the prize remain unpaid, then the remaining instalments will be paid as soon as the Master Agent is provided with acceptable documentation to facilitate payment to the estate of such winner of the prize.
- 13.1.7. if the winner of a 1st Prize receives one or more instalments of the prize and then fails to update his or her personal details and/or his or her nominated bank account details resulting in an instalment of the prize being unpaid to such winner then the relevant unpaid instalment of the prize will remain payable to such winner and the right to that unpaid instalment of the prize will be treated by the Master Agent as unclaimed monies under the Unclaimed Moneys Act 1891 (South Australia) (if applicable).
- 13.2. In the case of prizes other than a 1st Prize:
 - 13.2.1. prize money will be paid as soon as practicable after the draw either at Head Office or an Agent's place of business upon presentation of the printed ticket, or as otherwise determined by the Master Agent, subject to these Rules;
 - 13.2.2. prizes payable on an electronic ticket will be paid electronically in accordance with the terms upon which the electronic ticket was issued, as soon as practicable after the draw; and
 - 13.2.3. if a printed or electronic ticket includes a set that has won a prize in the 2nd Prize level or a lower prize level in addition to a 1st Prize, the lower prize level will not be paid until the 1st Prize is payable.
- 13.3. Any player who claims to be entitled to a prize but:
 - 13.3.1. whose ticket has not been identified by the central computer system as a prize winning ticket;
 - 13.3.2. considers that their ticket has been incorrectly evaluated; or
 - 13.3.3. has not obtained confirmation that their ticket has won a prize after its evaluation by the central computer systemmust lodge a claim with the Master Agent.
- 13.4. A claim under Rule 13.1.3 or 13.3:
 - 13.4.1. may be lodged with the Master Agent either personally or by registered mail;
 - 13.4.2. must reach the Master Agent within 12 months of the relevant draw; and
 - 13.4.3. must be accompanied by the printed ticket in respect of which the claim is made, clearly endorsed with the claimant's full name and address, and/or proof of purchase.
- 13.5. SALC:
 - 13.5.1. will not be obliged to recognise any claim not identified as a prize winning ticket by the central computer system and not lodged within 12 months of the relevant day; and
 - 13.5.2. may in its absolute discretion accept or refuse to accept any claim in whole or in part.
14. *Ticket Checkers*
 - 14.1. Ticket checkers are located at all selling points and are linked to the central computer system via the selling point terminal.

- 14.2. A player can obtain the prize status of a printed ticket by inserting the bar code of each printed ticket into the scanning device.
- 14.3. A prize winning ticket must be identified by the central computer system as a prize winning ticket before payment of the prize is made.

SCHEDULE

Date of operation of these Rules:

3 August 2015

© The Crown in right of the State of South Australia 2014

SURVEY ACT 1992

Register of Surveyors

IT is hereby notified for general information that the names of the undermentioned persons are duly registered or licensed under the above Act.

List of Licensed Surveyors to 30 July 2015

Name	Address	Date of Licence
Abbott, Richard Poole	366 Halifax Street, Adelaide, S.A. 5000	30.3.1978
Afnan, Ruhi	19 Dunn Street, Bridgewater, S.A. 5155	9.4.1992
NP Allen, Scott Lewis	G.P.O. Box 2471, Adelaide, S.A. 5000	8.5.1986
Anderson, Ralph Ian	78 Twentieth Street, Renmark, S.A. 5341	10.5.1990
Andrew, Robert Lindsay	29 Fowler Street, Seaview Downs, S.A. 5049	23.10.1974
Andrews, Richard George	P.O. Box 113, Parndana, S.A. 5220	28.7.1980
Arnold, Timothy	9 Balmoral Avenue, North Brighton, S.A. 5048	9.12.2010
Aslanidis, Nicholas Peter	176 Prospect Road, Prospect, S.A. 5082	20.9.2012
Bacchus, Scott John	33 Turners Avenue, Hawthorndene, S.A. 5051	6.8.2003
Barnes, Lyall Bruce	7 Boronia Court, Paradise, S.A. 5075	14.4.1994
Barwick, Craig	P.O. Box 1000, Kent Town, S.A. 5071	15.11.2001
Bennett, Mark Nicholas	43 Katoomba Road, Beaumont, S.A. 5066	18.11.2004
Bested, Antony John	362 Magill Road, Kensington Park, S.A. 5068	1.1.1992
Bested, John Charles	362 Magill Road, Kensington Park, S.A. 5068	16.3.1967
Bevan, Matthew John	P.O. Box 80, Oaklands Park, S.A. 5046	21.2.2013
Bleeze, Denis Robert	18 Range Road South, Houghton, S.A. 5131	30.8.1981
Blok, Timothy	5 Seventh Avenue, Hove, S.A. 5048	13.9.1990
Blundell, Marc John Pole	8 Belmont Close, Clovelly Park, S.A. 5042	17.7.2003
Brinkley, Peter James	38 Bricknell Street, Magill, S.A. 5072	19.8.2010
Brogden, Damian John	176 Prospect Road, Prospect, S.A. 5082	13.7.1989
Bryant, Warwick Kelvin	4 Osborn Road, Malak, N.T. 0812	28.10.2005
Burdett, Michael Paul	G.P.O. Box 1354, Adelaide, S.A. 5000	12.8.1982
Burgess, Gregory Stephen	18A Cameron Road, Mount Barker, S.A. 5251	6.7.1995
Burgess, Kevin Trevor	46 Second Avenue, St Peters, S.A. 5069	8.7.1982
Cameron, Michael Leigh	P.O. Box 289, Mount Gambier, S.A. 5290	20.4.2006
Carn, Brenton Allen	P.O. Box 1000, Kent Town, S.A. 5071	19.9.1996
Castelanelli, Carmelo	62 Carlton Parade, Torrensville, S.A. 5031	11.3.1993
Cavallo, Rocco	77 East Avenue, Clarence Park, S.A. 5034	19.9.1990
Christie, Brenton Andrew	4 Topaz Court, Hope Valley, S.A. 5090	21.7.2005
Clarke, Matthew James	69 Heather Road, Heathfield, S.A. 5153	19.11.2009
Cooke, Geoffrey Bernard	5/55 Oakridge Road Aberfoyle Park, S.A. 5159	15.7.1976
Cooper, Daniel Charles	19 Belmont Crescent, Mount Barker, S.A. 5251	20.6.2013
Cornish, John Leslie	5 Horsell Road, Belair, S.A. 5052	12.3.1979
Crowe, Simon John	P.O. Box 1000, Kent Town, S.A. 5071	17.3.2012
Curnow, James	P.O. Box 1000, Kent Town, S.A. 5071	10.12.1976
D'Aloia, Giuseppe	9 Cassia Crescent, Kidman Park, S.A. 5025	20.6.2002
Dansie, Phillip Alan	3 Angas Street, Port Lincoln, S.A. 5606	11.5.1977
Dellatorre, Wade Christopher	51 Taylor Street, Kadina, S.A. 5554	16.5.2002
Donaghey, Shaun Bernard	1 Leak Avenue, Glenelg North, S.A. 5045	17.10.2002
Driver, Malcolm John	P.O. Box 1000, Kent Town, S.A. 5071	9.8.1984
Eddie, Mark David	11 Shackell Street, Coburg, S.A. 3058	18.6.2009
Eiternick, Paul	1397 South Road, Bedford Park, S.A. 5042	17.10.2013
Falkenberg, Andrew John	17 Dame Pattie Circuit, West Lakes, S.A. 5021	6.12.1990
NP Filmer, Michael Shaun	25 Melbourne Street, St James, W.A. 6102	3.8.2006
Filmer, Scott John	1 Railway Place, Mount Barker, S.A. 5251	16.8.2007
Forster, Geoffrey	20 Kennedy Avenue, Ringwood, Vic. 3134	5.9.2014
Frankiw, Jaroslaw	73 Northumberland Street, Tasmore, S.A. 5065	4.6.1975
Fryar, Rockland Neil	26 Ottawa Avenue Panorama, S.A. 5041	8.9.1994
Fudge, Jeffrey Charles	55 Lewistone Street, Seaton, S.A. 5023	11.8.1978
Fyfe, Alister Ross	30 Statenborough Street, Leabrook, S.A. 5018	4.3.1980
Gathercole, Dylan Luke	31 Harriet Street, West Croydon, S.A. 5008	16.2.2012
Gehren, Noel Ralfe	P.O. Box 1000, Kent Town, S.A. 5071	13.12.2007
Gibson, Gregory Ireton	31 Dolling Street, Flynn, A.C.T. 2615	21.11.2013
Gilbert, Peter Mark	2 Cremorne Street, Fullarton, S.A. 5063	8.9.1994
Gluis, Joel Mark	33 Euro Avenue, Eden Hills, S.A. 5050	17.3.2011
Grear, Michael Stuart	24B Willunga Street, Eden Hills, S.A. 5050	1.1.1992
Harmer, Michael William	8 Apalka Place, Rostrevor, S.A. 5073	18.11.2010
NP Hawkins, Thomas Bernard	3/14 Conigrave Street, Oaklands Park, S.A. 5046	15.9.2005
Hennig, Bryan Ronald	14 Allendale Avenue, Novar Gardens, S.A. 5040	1.7.1968
Hennig, Shayne Bryan	2 George Street, Glengowrie, S.A. 5044	14.6.1990
Hewett, Bruce Allan	46 Stanley Street, Glengowrie, S.A. 5044	31.10.1978
Hillyard, Tyson Hillyard	108 Turners Avenue, Hawthorndene, S.A. 5051	15.11.2012
Hopkins, Michael Jessop	16 Frederick Street, Adelaide, S.A. 5000	17.4.1984
Hordacre, Glenn Ian	P.O. Box 1000, Kent Town, S.A. 5071	12.11.1992
Hynes, Matthew David	65 Goodwood Road, Wayville, S.A. 5034	20.5.2004
Jeanes, Peter Ian	P.O. Box 215, Lonsdale, S.A. 5160	3.2.1982

Name	Address	Date of Licence
Jeffrey, Thomas Samuel	P.O. Box 1000, Kent Town, S.A. 5071	18.6.2013
Jericho, David Allan	48 Lawrence Street, Kadina, S.A. 5554.....	11.3.1993
Kennedy, Ross Alexander	20 Sizer Street, Lower Mitcham, S.A. 5062.....	14.5.1992
Klau, Timothy David	50A Normandy Place, Port Lincoln, S.A. 5606.....	18.5.2006
Klitscher, Simon Martin	P.O. Box 226, Brooklyn Park, S.A. 5032.....	15.6.2000
NP Kruimel, Daniel Nigel	143 West Street, Crows Nest, N.S.W. 2065.....	22.4.2010
Lambis, Haralambos Michael	P.O. Box 358, Prospect, S.A. 5082.....	21.4.2005
Lane, Gregory Charles	4 Light Road, Coromandel Valley, S.A. 5051.....	15.6.2006
Lange, Robert Harry	P.O. Box 422, Port Adelaide, S.A. 5015.....	13.9.1984
Langman James Stephen	72 Rapid Avenue, Northgate, S.A. 5085.....	18.3.2010
Leaker, Martin John	17 College Road, Somerton Park, S.A. 5044.....	11.10.1994
Leith, Grantley David	30 College Road, Somerton Park, S.A. 5044.....	10.5.1990
Liebelt, Michael John	6 Graves Street, Kadina, S.A. 5554.....	11.6.1992
Liebelt, Susan Marie	32 Ewing Street, Kadina, S.A. 5554.....	10.9.1992
Linsell, John Thomas	9 Anne Court, Happy Valley, S.A. 5159.....	20.8.2009
Lock, Craig James	1/11 Bertha Street, Mount Gambier, S.A. 5290.....	8.3.1984
Lock, Michael Grant	87 Springbank Road, Clapham, S.A. 5062.....	13.2.1986
Loechel, Robin Everard	16 St Andrews Terrace, Willunga, S.A. 5172.....	12.3.1979
Lohmeyer, Michael John	13 Dillon Road, Aldgate, S.A. 5154.....	9.3.1989
Mann Grant Glenn	11 Island View Crescent, Victor Harbor, S.A. 5211.....	11.3.1993
Mattsson, Jeffrey Ian	10 Braeside Avenue, Seacombe Heights, S.A. 5047.....	10.11.1985
McCarthy, Alan John	196 Research Road, Tanunda, S.A. 5352.....	17.4.1984
Millett, Christopher John	Level 3, 80 Flinders Street Adelaide, S.A. 5000.....	1.1.1992
Minchin, Christopher George	23 Sydenham Road, Norwood, S.A. 5067.....	14.6.1984
Neale, Graeme Edward	27 Dover Street, Malvern, S.A. 5061.....	15.5.1980
Nietschke, Michael Dean	13 Michael Street, Lockleys, S.A. 5032.....	16.10.1997
Nisbet, Kim Alan	228 Stock Road, Mylor, S.A. 5153.....	1.8.1980
North, Ashley Linton	1397 Main South Road, Bedford Park, S.A. 5042.....	20.8.2009
O'Callaghan, Michael Patrick	Level 5, Riverside Centre, North Terrace, Adelaide, S.A. 5000.....	14.3.1985
Oldfield, Mark Howard	P.O. Box 1000, Kent Town, S.A. 5071.....	11.9.1986
Paull, Gregory John	65 Alfred Road, West Croydon, S.A. 5008.....	21.3.2013
Pennino, Damiano	P.O. Box 917, Salisbury, S.A. 5108.....	20.6.2013
Petrilli, Kevin John	Suite 5, 13-23 Unley Road, Parkside, S.A. 5063.....	19.7.1990
Phillips, David Graham	P.O. Box 1818, Renmark, S.A. 5341.....	24.5.1972
Phillips, Perry Mark	7 Blossom Terrace, Hallett Cove, S.A. 5158.....	13.12.1984
Pittman, Mark Roger	6 Moore Street, Somerton Park, S.A. 5044.....	21.8.1997
Pohl, Henry Michael	23 Sydenham Road, Norwood, S.A. 5067.....	31.3.1983
Pyper, David Edward	5 Wokurna Avenue, Mitcham, S.A. 5062.....	1.1.1991
Rea, Franco	P.O. Box 1000, Kent Town, S.A. 5071.....	15.6.2000
Retallack, Richard Alan	25 Narinna Avenue, Cumberland Park, S.A. 5041.....	9.4.1992
Richardson, Brett John	194A Murray Street, Tanunda, S.A. 5352.....	17.3.2011
Rosko, Sime	7/30 Frederick Road, West Lakes, S.A. 5021.....	9.7.1987
Ryan, Kane Benjamin	P.O. Box 1000, Kent Town, S.A. 5071.....	18.3.2010
Sayer, Max Alfred Michael	176 Prospect Road, Prospect, S.A. 5082.....	12.10.1989
Seskis, Samuel Thomas	362 Magill Road, Kensington Park, S.A. 5068.....	16.6.2015
Scutchings, Craig Allen	P.O. Box 955, Chinchilla, Qld 4413.....	16.12.2004
Slape, Bradley James	G.P.O. Box 1354, Adelaide, S.A. 5001.....	20.4.2006
Smith, Trevor John Gee	11 Mitchell Street, Seaview Downs, S.A. 5049.....	14.6.1984
Sommerville, Peter Thomas	P.O. Box 655, McLaren Vale, S.A. 5171.....	13.11.1979
Standley, Mark Brenton	16B Kareda Drive, Campbelltown, S.A. 5074.....	15.6.2000
Stolz, Peter Georg Hermann	13 Atlanta Avenue, Ingle Farm, S.A. 5098.....	1.1.1991
Struthers, David Barrie	176 Prospect Road, Prospect, S.A. 5082.....	16.4.2015
Summers, Clayton Myles	9 St Georges Street, Willunga, S.A. 5172.....	12.6.1986
Teakle, Mark Ronald Bray	P.O. Box 1000, Kent Town, S.A. 5071.....	8.11.1984
Tennant, Alistair Charles	8 Sexton Road, Brighton, S.A. 5048.....	13.10.1983
Thorley Beau	P.O. Box 1000, Kent Town, S.A. 5071.....	17.11.2011
Townsend, Steven James	8 Beaver Court, Port Lincoln, S.A. 5606.....	18.8.2005
Tripodi, Alfredo	10 Paula Street, Athelstone, S.A. 5076.....	15.3.2007
Turnbull, Shaun William	90 Lochside Drive, West Lakes, S.A. 5021.....	15.2.2007
Turner, George Joseph	82 Sheoak Road, Crafers West, S.A. 5152.....	19.5.2011
Turner, Steven Miles	23 Raymond Grove, Warradale, S.A. 5046.....	6.10.1977
van Senden, Geoffrey Clifton	11 Chapel Street, Strathalbyn, S.A. 5255.....	11.10.1990
Weber, John Leslie	Lot 805 Marina Way, Mannum, S.A. 5238.....	12.3.1979
Weston, David Arthur Giles	78 Castle Street, Parkside, S.A. 5063.....	12.3.1992
Whitford, Mark Kenneth	65 Mary Street, Unley, S.A. 5061.....	21.11.2013
Wiggins, Adam Michael	P.O. Box 1000, Kent Town, S.A. 5071.....	16.6.2015
Williams, Mark Antony Peter	P.O. Box 1000, Kent Town, S.A. 5071.....	17.6.2004
Window, Ashley Greg	9 Dorene Street, St Marys, S.A. 5042.....	13.3.2008
Wood, Adam Browning	24 Hakea Avenue, Athelstone, S.A. 5076.....	17.8.2006

NP Denotes non-practising Surveyors.

List of Registered Surveyors to 31 July 2015

Name	Address	Date of Licence
R Chivers, John Henry	C/o SMEC, P.O. Box 356, Cooma, N.S.W. 2630.....	5.10.1979
R Kirk, Peter William	46 Bunker Avenue, Urraween, Qld. 4655	20.3.2014
R Latham, James Stephen	G.P.O. Box 1354, Adelaide, S.A. 5000	1.1.1998
R McFarlane, John Alexander	7 Prince Street, Alberton, S.A. 5014	19.7.2007
R Pickett, Richard Bruce	3A Fuller Street, Parkside, S.A. 5063.....	1.1.2000
R Sadrolodabae-Behzad	30 Baraga Grove, Modbury Heights, S.A. 5092.....	20.2.2014

R Denotes Registered Surveyors.

S. MEDLOW SMITH, Registrar

GOVERNMENT GAZETTE ADVERTISEMENT RATES

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	\$		\$
Agents, Ceasing to Act as.....	51.00	Firms:	
Associations:		Ceasing to Carry on Business (each insertion).....	33.75
Incorporation	26.00	Discontinuance Place of Business.....	33.75
Intention of Incorporation	64.00	Land—Real Property Act:	
Transfer of Properties	64.00	Intention to Sell, Notice of.....	64.00
Attorney, Appointment of.....	51.00	Lost Certificate of Title Notices	64.00
Bailiff's Sale.....	64.00	Cancellation, Notice of (Strata Plan)	64.00
Cemetery Curator Appointed.....	37.75	Mortgages:	
Companies:		Caveat Lodgement	26.00
Alteration to Constitution	51.00	Discharge of.....	27.25
Capital, Increase or Decrease of	64.00	Foreclosures.....	26.00
Ceasing to Carry on Business	37.75	Transfer of	26.00
Declaration of Dividend.....	37.75	Sublet.....	13.00
Incorporation	51.00	Leases—Application for Transfer (2 insertions) each	13.00
Lost Share Certificates:		Lost Treasury Receipts (3 insertions) each	37.75
First Name.....	37.75	Licensing.....	75.50
Each Subsequent Name.....	13.00	Municipal or District Councils:	
Meeting Final.....	42.50	Annual Financial Statement—Forms 1 and 2	712.00
Meeting Final Regarding Liquidator's Report on		Electricity Supply—Forms 19 and 20.....	506.00
Conduct of Winding Up (equivalent to 'Final		Default in Payment of Rates:	
Meeting')		First Name	101.00
First Name.....	51.00	Each Subsequent Name.....	13.00
Each Subsequent Name	13.00	Noxious Trade	37.75
Notices:		Partnership, Dissolution of	37.75
Call.....	64.00	Petitions (small).....	26.00
Change of Name.....	26.00	Registered Building Societies (from Registrar-General)	26.00
Creditors.....	51.00	Register of Unclaimed Moneys—First Name	37.75
Creditors Compromise of Arrangement	51.00	Each Subsequent Name	13.00
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)	324.00
be appointed').....	64.00	Rate per page (in 6pt)	428.00
Release of Liquidator—Application—Large Ad	101.00	Sale of Land by Public Auction.....	64.50
—Release Granted	64.00	Advertisements.....	3.60
Receiver and Manager Appointed.....	58.50	¼ page advertisement	151.00
Receiver and Manager Ceasing to Act.....	51.00	½ page advertisement	302.00
Restored Name.....	47.75	Full page advertisement.....	591.00
Petition to Supreme Court for Winding Up.....	88.50	Advertisements, other than those listed are charged at \$3.60 per	
Summons in Action.....	75.50	column line, tabular one-third extra.	
Order of Supreme Court for Winding Up Action	51.00	Notices by Colleges, Universities, Corporations and District	
Register of Interests—Section 84 (1) Exempt	114.00	Councils to be charged at \$3.60 per line.	
Removal of Office.....	26.00	Where the notice inserted varies significantly in length from	
Proof of Debts	51.00	that which is usually published a charge of \$3.60 per column line	
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Assigned	37.75	condition that they will not be reproduced without prior	
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17-32	4.10	2.55	513-528	44.25	42.75	
33-48	5.45	3.85	529-544	45.75	44.25	
49-64	6.85	5.30	545-560	47.25	45.75	
65-80	7.95	6.60	561-576	48.25	47.25	
81-96	9.30	7.70	577-592	50.00	47.75	
97-112	10.60	9.05	593-608	51.00	49.25	
113-128	11.80	10.50	609-624	52.50	51.00	
129-144	13.20	11.70	625-640	53.50	52.00	
145-160	14.60	13.00	641-656	55.00	53.50	
161-176	15.80	14.30	657-672	56.00	54.00	
177-192	17.20	15.60	673-688	57.50	56.00	
193-208	18.60	17.10	689-704	58.50	56.50	
209-224	19.60	18.10	705-720	60.00	58.00	
225-240	20.90	19.40	721-736	61.50	59.00	
241-257	22.50	20.50	737-752	62.00	60.50	
258-272	23.80	21.70	753-768	64.00	61.50	
273-288	24.90	23.60	769-784	65.00	64.00	
289-304	26.25	24.50	785-800	66.00	65.00	
305-320	27.75	26.00	801-816	67.50	65.50	
321-336	28.75	27.25	817-832	69.00	67.50	
337-352	30.25	28.50	833-848	70.50	69.00	
353-368	31.00	30.00	849-864	72.00	70.00	
369-384	32.75	31.00	865-880	73.50	72.00	
385-400	34.25	32.50	881-896	74.00	72.50	
401-416	35.50	33.50	897-912	75.50	74.00	
417-432	37.00	35.25	913-928	76.00	75.50	
433-448	38.00	36.75	929-944	77.50	76.00	
449-464	39.00	37.50	945-960	78.50	77.00	
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481-496	42.00	39.50	977-992	83.00	78.50	

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South Australia

Corporations Rules 2003 (Amendment No. 8)

BY virtue and in pursuance of Section 72 of the *Supreme Court Act 1935* and all other enabling powers. We, Judges of the Supreme Court of South Australia, make the following *Corporations Rules 2003 (Amendment No. 8)*.

1. These Rules may be cited as the *Corporations Rules 2003 (Amendment No. 8)*.
2. The amendments made by these Rules come into effect on 1 September 2015 or the date of their gazettal, whichever is later.
3. The *Corporations Rules 2003* are amended as set out below.
4. Rule 1.6(b) is amended by substituting “*the Corporations Supplementary Rules 2015*” for “these Rules”.
5. Rule 1.7(1) is amended by inserting “of *the Corporations Supplementary Rules 2015*” after “Schedule 1”.
6. Schedule 1 is repealed.

GIVEN under our hands and the Seal of the Supreme Court of South Australia this 29th day of June 2015.

C. KOURAKIS, CJ
J. R. SULAN, J
A. M. VANSTONE, J
P. KELLY, J
D. H. PEEK, J
M. F. BLUE, J
T. L. STANLEY, J
K. G. NICHOLSON, J
G. J. PARKER, J

South Australia

Corporations Supplementary Rules 2015

By virtue and in pursuance of Section 62H of the Supreme Court Act 1935 and all other enabling powers, We, The Judges of the Supreme Court of South Australia, make the following Corporations Supplementary Rules 2015.

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Schedule 1—Forms

Division 1—Preliminary

1.1—Citation

- (1) These Supplementary Rules may be cited as the *Corporations Supplementary Rules 2015*.
- (2) These Supplementary Rules supplement the *Corporations Rules 2003*.
- (3) These Supplementary Rules follow the Division headings of the *Corporations Rules 2003*.

1.2—Commencement

These Supplementary Rules come into effect on 1 September 2015 or the date of their gazettal, whichever is later.

1.3—Objects

The objects of these Supplementary Rules are to—

- (a) regulate corporations proceedings in the Court;
- (b) supplement the Rules;
- (c) prescribe approved forms.

1.4—Interpretation

Unless the contrary intention appears, a term defined in the *Corporations Rules 2003* has the meaning defined by those Rules.

1.5—Approved forms

The forms contained in the Schedule to these Supplementary Rules are approved forms for the purposes shown.

Division 2—Proceedings generally

[no supplementary rule]

Division 3—Compromises and arrangements in relation to Part 5.1 bodies

[no supplementary rule]

Division 4—Receivers and other controllers of corporation property (Part 5.2 of the Corporations Act)

[no supplementary rule]

Division 5—Winding up proceedings (including oppression proceedings where winding up is sought)

5.1—Method of fixing costs

When an order for the winding up of a company is made by the Court, the plaintiff or a supporting creditor may apply to have the amount of its costs and disbursements fixed—

- (a) by the Judge or Master making the winding up order at the time the order is made; or
- (b) by a lump sum adjudication in the manner set out in subrule 5.4; or
- (c) in the ordinary way under Part 3 of Chapter 12 of the *Supreme Court Civil Rules 2006*.

5.2—Costs fixed at time of order

Under subrule 5.1(a), the total of the costs and disbursements will be fixed at the following amounts without the need to present any details of the costs or disbursements to the Court when the application was made on or after 1 October 2014—

- (a) Plaintiff's costs when the plaintiff is not the company being wound up and that company was trading in South Australia—\$5,445 plus the filing fee;
- (b) Plaintiff's costs when the plaintiff is not the company being wound up and that company was not trading in South Australia— \$5,860 plus the filing fee (allowance for advertising);
- (c) Supporting creditor awarded costs— \$1,390 (when one set of costs is awarded to more than one supporting creditor there is to be no increase in this item);
- (d) Supporting creditor is substituted as plaintiff— any amount fixed under paragraph (c) plus \$1,665.

5.3—Variation in costs

Where the work done in obtaining a winding up order varies significantly from that generally described in subrule 5.2, the party seeking a costs order may request the Court on the making of the winding up order to allow a lump sum either more or less than those set out in subrule 5.2 to reflect the work actually done in obtaining the order.

5.4—Lump sum adjudication

To obtain an adjudication for a lump sum under subrule 5.1(b), the party should lodge a bill in the Registry in form 24.

5.5—Percentage increase

When any percentage increase is allowed on or after 1 July 2015 on Schedule 2 to the *Supreme Court Civil Supplementary Rules 2014*— that percentage increase is to be added to the lump sum amounts in this Division (not including filing fees) when orders for winding up are made on or after the date on which the increase takes effect.

5.6—Discretion

When a party seeks that costs be fixed under paragraph (a) or (b) of subrule 5.1— the Court retains a discretion to require that the costs be fixed under paragraph (c).

5.7—Applicaton to set aside

When the costs have been fixed under paragraph (a) or (b) of subrule 5.1— a liquidator or other interested party may apply to have the order or allocatur set aside on the ground that the costs fixed are excessive and to have the costs fixed under paragraph (c).

Division 6—Provisional liquidators (Part 5.4B of the Corporations Act)

[no supplementary rule]

Division 7—Liquidators

7.1—Application for release

On an application for release of a liquidator the particulars provided are to show—

- (a) the means by which the liquidator's, and any provisional liquidator's, remuneration has been fixed;
- (b) the amount and date of each payment of remuneration to the liquidator; and
- (c) the amount and date of each payment of costs to lawyers and other agents made by the liquidator and whether the amounts of such costs have been fixed by the Court.

7.2—Application to fix remuneration

- (1) When a provisional liquidator or a liquidator seeks to have his or her remuneration fixed by the Court pursuant to section 473 of the *Corporations Act*—
 - (a) the appropriate originating process is to be issued and lodged with the Court;
 - (b) an affidavit is to be filed—
 - (i) detailing the work for which the remuneration is sought and the means by which the remuneration sought has been calculated;
 - (ii) when the application is made by a liquidator pursuant to section 473(3) — it is to state why remuneration cannot be fixed by a Committee of Inspection or a meeting of creditors.

- (2) An application for remuneration will usually be considered without the attendance of the liquidator. If the liquidator is required to be heard on the application, a date and time for the hearing will be fixed.

Division 8—Special managers (Part 5.4B of the Corporations Act)

[no supplementary rule]

Division 9—Remuneration of office-holders

[no supplementary rule]

Division 10—Winding up generally

[no supplementary rule]

Division 11—Examinations and orders (Part 5.9, Divisions 1 and 2 of the Corporations Act)

[no supplementary rule]

Division 11A—Warrants (Corporations Act s486B and Part 5.4B Division 3 Subdivision B)

[no supplementary rule]

Division 12—Acquisition of shares (Chapter 6 of the Corporations Act) and securities (Chapter 7 of the Corporations Act)

[no supplementary rule]

Division 13—The futures industry (Chapter 8 of the Corporations Act)

[no supplementary rule]

Division 14—Powers of courts (Part 9.5 of the Corporations Act)

[no supplementary rule]

Division 15—Proceedings under the ASIC Act

[no supplementary rule]

Division 15A—*[proceedings under the Cross-Border Insolvency Act]*

[no supplementary rule]

Division 16—Powers of masters

[no supplementary rule]

Division 17—Proceedings under the Federal Courts (State Jurisdiction) Act 1999

[no supplementary rule]

Schedule 1—Forms

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Schedule 1 Forms**Rule 2.1**

Form 1

Document title

Document titleIN THE [*name of Court*]No. of [*year*]DIVISION: [*insert if appropriate*]REGISTRY: [*insert if appropriate*]

IN THE MATTER OF [*full name of corporation to which the proceeding relates and, if applicable, the words '(in liquidation)', '(receiver appointed)', '(receiver and manager appointed)', '(controller acting)', or '(under administration)'*]

ABN or ACN or ARBN: [*insert ABN or ACN or ARBN*]

AB (and Others)

Plaintiff(s)

[*list, in a schedule, any further plaintiffs*]

CD (and Others)

Defendant(s)

[*list, in a schedule, any further defendants*]

Rules 2.2 and 15A.3

Form 2

Originating process

[*Title*]

A. DETAILS OF APPLICATION

This application is made under *section/*regulation [*number*] of the *Corporations Act/*ASIC Act/*Cross-Border Insolvency Act/*Corporations Regulations.

[*State briefly the nature of the proceeding, eg application for winding-up on ground of insolvency; or complaint about a receiver.*]

On the facts stated in the supporting affidavit(s), the plaintiff claims:

1

2

etc

AND

Date:

.....
Signature of plaintiff or
plaintiff's legal practitioner

B. NOTICE TO DEFENDANT(S)

TO: [*name and address of each defendant (if any)*]

This application will be heard by at [*address of Court*] at *am/*pm on If you or your legal practitioner do not appear before the Court at that time, the application may be dealt with, and an order made, in your absence. As soon after that time as the business of the Court will allow, any of the following may happen:

- (a) the application may be heard and final relief given;
- (b) directions may be given for the future conduct of the proceeding;
- (c) any interlocutory application may be heard.

Before appearing before the Court, you must file a notice of appearance, in the prescribed form, in the Registry and serve a copy of it on the plaintiff.

Note Unless the Court otherwise orders, a defendant that is a corporation must be represented at a hearing by a legal practitioner. It may be represented at a hearing by a director of the corporation only if the Court grants leave.

C. APPLICATION FOR WINDING UP ON GROUND OF INSOLVENCY

[Complete this section if this originating process is seeking an order that a company be wound up in insolvency on the ground that the company has failed to comply with a statutory demand (see section 459Q of the Corporations Act)]

[Set out particulars of service of the statutory demand on the company and of the failure to comply with the demand]

[Attach to this originating process a copy of the statutory demand and, if the demand has been varied by an order made under subsection 459H (4) of the Corporations Act because of a dispute or offsetting claim, a copy of the order made under that subsection.]

[The affidavit in support of this originating process must:

- (a) verify service of the demand on the company; and*
- (b) verify the failure of the company to comply with the demand; and*
- (c) state whether and, if so, to what extent the debt, or each of the debts, to which the demand relates is still due and payable at the date when the affidavit is made.]*

D. FILING

Date of filing: *[date of filing to be entered by Registrar [or other Court officer]]*

.....
Registrar *[or other Court officer]*

This originating process is filed by *[name]* for the plaintiff.

E. SERVICE

The plaintiff's address for service is *[address of plaintiff's legal practitioner or of plaintiff]*.

*It is not intended to serve a copy of this originating process on any person.

OR

*It is intended to serve a copy of this originating process on each defendant and on any person listed below:

[name of defendant and any other person on whom a copy of the originating process is to be served]

[Complete the following section if the time for service has been abridged]

The time by which a copy of this originating process is to be served has been abridged by order made by *[name of Judge or other Court officer]* on *[date]* to *[time and date]*.

* *Omit if not applicable*

Rules 2.2, 15A.4, 15A.8 and 15A.9

Form 3

Interlocutory process

[*Title*]**A. DETAILS OF APPLICATION**

This application is made under *section /*regulation [*number*] of the *Corporations Act / *ASIC Act/*Cross-Border Insolvency Act/*Corporations Regulations.

On the facts stated in the supporting affidavit(s), the applicant, [*name*], applies for the following relief:

1

2

etc

AND

Date:

.....
*Signature of applicant making this application or
 applicant's legal practitioner*

This application will be heard byat [*address of Court*]
 at*am/*pm on

B. NOTICE TO RESPONDENT(S) (IF ANY)

TO: [*name and address of each respondent to this interlocutory process (if any). If applicable, also state the respondent's address for service.*]

If you or your legal practitioner do not appear before the Court at the time shown above, the application may be dealt with, and an order made, in your absence.

Before appearing before the Court, you must, except if you have already done so or you are the plaintiff in this proceeding, file a notice of appearance, in the prescribed form, in the Registry and serve a copy of it on the plaintiff in the originating process.

Rule 2.9

Form 4

Notice of appearance

[Title]

A. DETAILS OF PERSON INTENDING TO APPEAR

Notice is given that [state full name and address], [briefly state your interest in the proceeding, eg a creditor for \$ (amount), or a contributory, of the corporation] intends to appear before the Court at the hearing of the application to be heard at [name of Court and address] on [date] and, if applicable, to *oppose/*support the application.

Note Unless the Court otherwise orders, a defendant or respondent that is a corporation must be represented at a hearing by a legal practitioner. It may be represented at a hearing by a director of the corporation only if the Court grants leave.

B. GROUNDS OF OPPOSITION TO WINDING UP

[Complete this section only if you are opposing an application to wind up a company]

The grounds on which I oppose the application for winding up are:

1

2

etc

C. SERVICE

[This section must be completed]

The address for service of the person giving this notice is [address of person's legal practitioner or of person].

.....
Signature of person giving notice
or of person's legal practitioner

* Omit if not applicable

Rule 2.10

Form 5

Notice of intervention by ASIC

[Title]

The Australian Securities and Investments Commission, whose address for service is [address], intervenes in this proceeding.

Date:

.....
Signed on behalf of ASIC

Name of signatory: [name].

Capacity of signatory: [capacity].

Rule 3.4

Form 6

Notice of hearing to approve compromise or arrangement

TO all the creditors and members of [*name of company*].

TAKE NOTICE that at *am/*pm on, the at [*address of Court*] will hear an application by [*name of plaintiff*] seeking the approval of a compromise or arrangement between the above-named company and its *members/*creditors as proposed by a resolution passed by the meeting of the *members/*creditors of the company held on [*date*].

[*Complete this section if applicable*]

The proposed compromise or arrangement as passed by the meeting was amended from the form of compromise or arrangement previously sent to you in the following respects:

[*Set out the details of any amendment made at the meeting*]

If you wish to oppose the approval of the compromise or arrangement, you must file and serve on the plaintiff a notice of appearance, in the prescribed form, together with any affidavit on which you wish to rely at the hearing. The notice of appearance and affidavit must be served on the plaintiff at its address for service at least 1 day before the date fixed for the hearing of the application.

[*This section must be completed*]

The address for service of the plaintiff is [*address of plaintiff's legal practitioner or of plaintiff*].

Name of person giving notice or of person's legal practitioner [*name*]

* *Omit if not applicable*

Rule 5.2

Form 7

Affidavit accompanying statutory demand

[*Name of creditor(s)*]
Creditor(s)

[*Name of debtor company*]
Debtor company

I, [*name*] of [*address and occupation*], *say on oath/*affirm [*or* *make oath and say/*solemnly and sincerely declare and affirm]:

1 I am [*state deponent's relationship to the creditor(s), eg, 'the creditor', '(name), one of the creditors', 'a director of the creditor', 'a director of (name), one of the creditors'*] named in the statutory demand, which this affidavit accompanies, relating to the *debt/*debts owed by [*name of debtor company*].

2 [*If the deponent is not the creditor, state the facts entitling the deponent to make the affidavit, eg 'I am authorised by the creditor(s) to make this affidavit on its/their behalf'*].

3 [*State the source of the deponent's knowledge of the matters stated in the affidavit in relation to the debt or each of the debts, eg 'I am the person who, on behalf of the creditor(s), had the dealings with the debtor company that gave rise to the debt', 'I have inspected the business records of the creditor in relation to the debtor company's account with the creditor'*].

4 *The debt of \$[*amount*]/*The total \$[*amount*]
of the debts mentioned in the statutory demand is due and payable by the debtor company.

5 I believe that there is no genuine dispute about the existence or amount of the *debt/*any of the debts.

*Sworn/*affirmed at: [*place of swearing or affirmation*] on [*date*]

OR

*Sworn/*affirmed by the above-named deponent at: [*place of swearing or affirmation*]
this day of [*month*] [*year*]

.....
Signature of deponent

Before me:

.....
*Signature and designation of
person before whom deponent
swears or affirms affidavit*

** Omit if not applicable*

Rules 5.5, 6.1

Form 8

Consent of liquidator/provisional liquidator

[*Title*]

I, [*name*], of [*address*], an official liquidator, consent to be appointed by the Court and to act as the *liquidator/*provisional liquidator of [*name of company*].

I am not aware of any conflict of interest or duty that would make it improper for me to act as *liquidator/*provisional liquidator of the company.

EITHER

I am not aware of any relevant relationship mentioned in subsection 60(2) of the *Corporations Act 2001*.

OR

I have, or have had within the preceding 24 months, the following relevant relationships mentioned in subsection 60(2) of the *Corporations Act 2001*:

[*Set out all relevant relationships*]

Date:

.....

Signature of official liquidator

* *Omit if not applicable*

Rule 5.6

Form 9

Notice of application for winding up order

IN THE [*name of Court*]No. of [*year*][*Name of company*]ABN or ACN: [*ABN or ACN of company to which proceeding relates*]

1 A proceeding for the winding up of [*name of company and, if applicable, the words 'trading as' and any trading name or names of the company*] was commenced by the plaintiff, [*name of plaintiff*], on [*date of filing of originating process*] and will be heard by at [*address of Court*] at *am/*pm on Copies of documents filed may be obtained from the plaintiff's address for service.

2 The plaintiff's address for service is [*address of plaintiff's legal practitioner or of plaintiff*].

3 Any person intending to appear at the hearing must file a notice of appearance, in accordance with the prescribed form, together with any affidavit on which the person intends to rely, and serve a copy of the notice and any affidavit on the plaintiff at the plaintiff's address for service at least 3 days before the date fixed for the hearing.

Date:

Name of plaintiff or plaintiff's legal practitioner: [*name*]* *Omit if not applicable*

Rule 5.10

Form 10

Notice of application for winding up order by substituted plaintiff

IN THE [*name of Court*]No. of [*year*][*Name of company*]ABN or ACN: [*ABN or ACN of company to which proceeding relates*]

- 1 [*Name of substituted plaintiff*], who was, by order of the [*name of Court*], substituted as a plaintiff, will apply to the Court at *am/*pm on at [*address of Court*] for an order that the above company be wound up.
- 2 The address for service of the substituted plaintiff is [*address of substituted plaintiff's legal practitioner or of substituted plaintiff*].
- 3 Any person intending to appear at the hearing must file a notice of appearance, in accordance with the prescribed form, together with any affidavit on which the person intends to rely, and serve a copy of the notice and any affidavit on the substituted plaintiff at its address for service at least 3 days before the date fixed for the hearing.

Date:

.....
*Signature of person giving notice
 or of person's legal practitioner*

* *Omit if not applicable*

Rule 5.11

Form 11

Notice of winding up order and of appointment of liquidator

IN THE [*name of Court*]AT [*location of Court*]IN THE MATTER OF [*name of company to which the proceeding relates*]ABN or ACN: [*ABN or ACN of company to which proceeding relates*]

On [*date*], the [*name of Court*] in Proceeding No. of [*year*], ordered the winding up of [*name of company*] and I was appointed as liquidator of the company.

Date:

Name and address of liquidator: [*name and address*]

Rule 6.2

Form 12

Notice of appointment of provisional liquidator

IN THE [*name of Court*]AT [*location of Court*]IN THE MATTER OF [*name of company to which the proceeding relates*]ABN or ACN: [*ABN or ACN of company to which proceeding relates*]

On [*date*], in Proceeding No. of [*year*], heard by the [*name of Court*], I was appointed as the provisional liquidator of the above company.

Date:

Name and address of provisional liquidator: [*name and address*]

Rule 7.6

Form 13 Notice by creditor or contributory of objection to release of liquidator

[*Title*]

[*Name of creditor/contributory*] of [*address of creditor/contributory*], a creditor of [*name of company*] for \$[*amount*], or a contributory of [*name of company*] holding [*number*] shares in the company, objects to the grant of a release to [*name of liquidator*] of [*address of liquidator*], who is the liquidator of [*name of company*], on the following grounds:

[*set out the grounds upon which the objection is made*]

Date:

.....
*Signature of objector
or objector's legal practitioner*

Name of objector or objector's legal practitioner: [*name*].

The objector's address for service is [*address of objector or objector's legal practitioner*].

Rule 7.8

Form 14

Affidavit in support of application for order for payment of call

[Title]

I, *[name]* of *[address]*, liquidator, **say on oath/*affirm [or *make oath and say/*solemnly and sincerely declare and affirm]:*

1 I am the liquidator of *[name of company]* (the company).

2 On *[date]* I made a call of \$*[amount]* per share on all the contributories of the company *[or specify the class of contributories on whom the call was made]*. **Annexed/*Exhibited and marked A is a copy of the notice of the call. Each contributory whose name is shown in the Schedule marked B was duly served with notice of the call in the form annexed or exhibited and marked A.*

3 Each contributory of the company whose name is set out in column 2 of the Schedule marked B has not paid, or caused to be paid, to me the sum specified opposite the contributory's name in column 5 of the Schedule, which is due from that contributory under the call.

4 The amount set out opposite the name of each contributory in column 6 of the Schedule is an estimate of the amount due by that contributory in respect of the costs of applying for and giving effect to the order for payment of the call. The estimate of the amounts so due by the several contributories has been reached by apportioning the costs among the contributories who have not paid the call according to the liability of the respective contributories to contribute.

5 The amount set out opposite the name of each contributory in column 7 of the Schedule is the total of the amount due by that

contributory in respect of the call as set out in column 5 and the amount due in respect of costs as set out in column 6.

*Sworn/*affirmed at: [*place of swearing or affirmation*] on [*date*]

OR

*Sworn/*affirmed by the above-named deponent at: [*place of swearing or affirmation*]
this day of [*month*] [*year*]

.....
Signature of deponent

Before me:

.....

Signature and designation of
person before whom deponent
swears or affirms affidavit

* *Omit if not applicable*

Schedule B

Number on list of contributories	Name	Address	Character in which included in the list	Unpaid amount of call	Proportion of costs of application	Total amount payable
<hr/>						
<hr/>						

Rule 7.9

Form 15

Notice of application for leave to distribute a surplus

IN THE [*name of Court and address*]

APPLICATION NO:

IN THE MATTER OF [*company name*]ABN or ACN: [*ABN or ACN of company to which proceeding relates*]

On at, the will hear an application by the liquidator of [*name of company*] in Proceeding No. of [*year*] for leave to distribute a surplus in respect of the liquidation of the company.

Any person intending to appear at the hearing must file a notice of appearance, in accordance with the prescribed form, together with any affidavit on which the person intends to rely, and serve a copy of the notice and affidavit on the liquidator at the address shown below at least 3 days before the date fixed for the hearing.

Name of liquidator: [*name*].The liquidator's address for service is [*address*]......
Signature of liquidator

Rules 9.1, 9.2, 9.3, 9.4, 9.5

Form 16

Notice of intention to apply for remuneration

IN THE MATTER OF [*company name*]ABN or ACN: [*ABN or ACN of company to which proceeding relates*]TO: [*name and address of person to whom notice is given*]

TAKE NOTICE that, not less than 21 days after this notice is served on you, I, [*name and address*], the **receiver/*administrator/*liquidator/*provisional liquidator/*special manager* of the above company, intend to apply to the Court to determine my remuneration.

If you object to my application, you must, within 21 days after being served with this notice, serve on me a notice of objection stating the grounds of objection to the remuneration claimed.

Date:

.....
*Signature of *receiver/*administrator/*liquidator/
*provisional liquidator/*special manager*

* *Omit if not applicable*

Rules 9.2A, 9.4A

Form 16A

Notice of Intention to Apply For Review of Remuneration

IN THE MATTER OF [company name]

ACN or ABN: [ACN or ABN of company to which proceeding relates]

TO: [name and address of person to whom notice is given]

TAKE NOTICE that, not less than 21 days after this notice is served on you, I, [*name and address of proposed plaintiff or applicant*], *[the *administrator/*liquidator of the above company,] intend to apply to the Court to review *the remuneration of/*my remuneration as the*administrator/*liquidator of the above company.

The amount of the remuneration that has been determined or fixed is [*state the amount*]. The remuneration was determined or fixed by [*state who determined or fixed the remuneration*] on [*state the date when the remuneration was determined or fixed*].

I intend to apply for an order to*confirm/*increase/*reduce the remuneration.

[*Set out the grounds upon which an order or orders will be sought. If an order to increase or reduce the remuneration is sought, set out the amount by which the remuneration is sought to be increased or reduced.*]

If you wish to appear at the hearing of the application, in order to raise any issues before the Court, you must, within 21 days after being served with this notice, serve on me a notice under subrule *9.2A(4)/*9.4A(4) of the *Corporations Rules 2003* (South Australia), stating your intention to appear at the hearing and setting out the issues that you seek to raise before the Court.

Date:

.....

Signature of proposed plaintiff or applicant

* *Omit if not applicable*

Rule 11.3

Form 17

Summons for public examination

[Title]

A. DETAILS OF SUMMONS

TO: [name and address of person to be examined]

You are summoned under *section 596A/*section 596B of the Corporations Act to:

- (a) attend before at [address of Court] at
*am/*pm on, and from day to day until excused by the Court, to be
examined on oath or affirmation about the examinable affairs of [name of
corporation]; and
- (b) *to produce at the examination the following books [specify books — include in
a schedule if necessary].

Date:

.....
Registrar [or other Court officer]**B. NOTICE TO PERSON TO BE EXAMINED**

The Court may order that the questions put to you and the answers given by you at the examination are to be recorded in writing and signed by you.

If you do not attend the examination in accordance with this summons, without reasonable cause, you may be arrested and imprisoned without further notice.

* Omit if not applicable

Form 17A

Arrest Warrant

(Corporations Act 2001 (Cth), section 486B and Corporations Rules 2003 (South Australia), rule 11A.01)

[Title]

TO: The Sheriff and the Sheriff's Officers, to all members and special members of the Australian Federal Police and to all officers of the police force of the State or Territory in which [name of person] is found.

WHEREAS

- [name of company] (the Company) is being wound up in insolvency*
or
- [name of company] (the Company) is being wound up by the Court*
or
- an application has been made for [name of company] (the Company) to be wound up*

AND THE COURT IS SATISFIED THAT [name of person]

- (i) is about to leave [*name of jurisdiction/*Australia], in order to avoid
 - (A) paying money payable to the Company;*
or
 - (B) being examined about the Company's affairs;*
or
 - (C) complying with an order of the Court, or some other obligation, under Chapter 5 of the *Corporations Act 2001* (Cth) in connection with the winding up;*
or
- (ii) has concealed or removed property of the Company in order to prevent or delay the taking of the property in the liquidator's custody or control;*
or
- (iii) has destroyed, concealed or removed books of the Company or is about to do so.*

THIS WARRANT THEREFORE requires and authorises you to take [name of person] and to bring*him/*her before the Court at 1 Gouger Street, Adelaide in the State of South Australia and to keep*him/*her there pending the making of a further order by the Court.

THIS WARRANT ALSO requires and authorises you, and all other persons to whom this warrant is addressed, to seize any property or books of the company in the possession of [name of person] and to deliver them into the custody of the Registrar to be kept by the Registrar until the Court makes an order for their disposal.

Note: Section 489A of the Corporations Act 2001 (Cth) provides that if the Court issues a section 486B warrant for a person to be arrested and brought before the Court, and the person is not in prison, then the person named in the warrant may be arrested by an officer of the police force of the State or Territory in which the person is found, the Sheriff of that State or Territory or any of the Sheriff's officers, or a member or special member of the Australian Federal Police.

Dated:

[*signed, Registrar*]
Registrar

* *Omit if not applicable*

Rule 12.2

Form 18 Summons for appearance in relation to registration of transfer of interests

[*Title*]

TO: [*name and address*]

You are required to appear before the at [*address of Court*] at
*am/*pm on and show cause why the document(s) specified in the Schedule should
not be *delivered up/*produced at the office of [*name of company*] at [*address of company*]
within [period as ordered], as required by the attached notice.

The address for service of the person applying for this summons is [*address of person's legal
practitioner or of person*].

Date:

.....
Registrar [or other Court officer]

* *Omit if not applicable*

Schedule

[*description of document(s)*]

Rule 15A.5

Form 19

Consent to act as designated person

[Title]

I, *[name]*, of *[address]*, an official liquidator, consent to be appointed by the Court and to act as the person designated by the Court under *article 19/*article 21 of the Model Law to distribute the assets of *[name of company]*.

I am not aware of any conflict of interest or duty that would make it improper for me to act as the person designated by the Court.

Date:

.....
Signature of official liquidator

* *Omit if not applicable*

Rule 15A.6

Form 20

Notice of filing of application for recognition of foreign proceeding

IN THE [*name of Court*]No. of [*year*][*Name of company*]ABN or ACN: [*ABN or ACN of company to which proceeding relates*]TO all the creditors of [*name of company*].

TAKE NOTICE that:

1. An application under the *Cross-Border Insolvency Act 2008* for recognition of a foreign proceeding in relation to [*name of company*] was commenced by the plaintiff, [*name of plaintiff*], on [*date of filing of originating process*] and will be heard by at [*address of Court*] at *am/*pm on

Copies of documents filed may be obtained from the plaintiff's address for service.

2. The plaintiff's address for service is [*name and address of plaintiff's legal practitioner or, if there is no legal practitioner, address of the plaintiff*].
3. Any person intending to appear at the hearing must file a notice of appearance, in accordance with the prescribed form, together with any affidavit on which the person intends to rely, and serve a copy of the notice and any affidavit on the plaintiff at the plaintiff's address for service at least 3 days before the date fixed for the hearing.
4. If you are a foreign creditor you must file in the registry of the Court at the address mentioned in paragraph 1 an affidavit setting out the details of any claim, secured or unsecured, which you may have against the company above at least 3 days before the date fixed for the hearing.

Date:

Name of plaintiff or plaintiff's legal practitioner: [*name*]* *Omit if not applicable*

Rule 15A.7

Form 21 Notice of making of order under the Cross-Border Insolvency Act 2008

IN THE [*name of Court*] No. of [*year*][*Name of company*]ABN or ACN: [*ABN or ACN of company to which proceeding relates*]TO all the creditors of [*name of company*].

TAKE NOTICE that:

1. On [*date*], the [*name of Court*] in Proceeding No. of [*year*], commenced by the plaintiff [*name of plaintiff*], made the following orders under the *Cross-Border Insolvency Act 2008* in relation to [*name of company*]: [*insert details of order*].
2. The plaintiff's address for service is [*name and address of plaintiff's legal practitioner or, if there is no legal practitioner, address of the plaintiff*].
3. The name and address of the foreign representative is [*insert name and address*].
4. The name and address of the person entrusted with distribution of the company's assets is [*insert name and address*].*

Date:

Name of plaintiff or plaintiff's legal practitioner: [*name*]* *Omit if not applicable*

Rule 15A.7

Form 22 Notice of dismissal or withdrawal of application for recognition of foreign proceeding

IN THE [*name of Court*] No. of [*year*]

[*Name of company*]

ABN or ACN: [*ABN or ACN of company to which proceeding relates*]

TO all the creditors of [*name of company*].

TAKE NOTICE that the application under the *Cross-Border Insolvency Act 2008* for recognition of a foreign proceeding in relation to [*name of company*] commenced by the plaintiff, [*name of plaintiff*], on [*date of filing of originating process*] was dismissed*/withdrawn* on [*date of dismissal/withdrawal*]

Date:

Name of person giving notice or of person's legal practitioner [*name*]

* *Omit if not applicable*

Rule 15A.9

Form 23 Notice of filing of application to modify or terminate an order for recognition or other relief

IN THE [*name of Court*]

No. of [*year*]

[*Name of company*]

ABN or ACN: [*ABN or ACN of company to which proceeding relates*]

TO all the creditors of [*name of company*].

TAKE NOTICE that:

- *1. An application under the *Cross-Border Insolvency Act 2008* for an order *modifying/*terminating an order for recognition of a foreign proceeding in relation to [*name of company*] was filed by the applicant, [*name of applicant*], on [*date of filing of interlocutory process*] and will be heard by at [*address of Court*] at *am/*pm on

Copies of documents filed may be obtained from the applicant's address for service.

- *1. An application under the *Cross-Border Insolvency Act 2008* for an order *modifying/*terminating relief granted under *article 19/*article 21 of the Model Law in relation to [*name of company*] was filed by the applicant, [*name of applicant*], on [*date of filing of interlocutory process*] and will be heard by at [*address of Court*] at *am/*pm on Copies of documents filed may be obtained from the applicant's address for service.

2. The applicant's address for service is [*name and address of applicant's legal practitioner or of applicant*].
3. Any person intending to appear at the hearing must file a notice of appearance (if the person has not already done so), in accordance with the prescribed form, together with any affidavit on which the person intends to rely, and serve a copy of the notice (if applicable) and any affidavit on the applicant at the applicant's address for service at least 3 days before the date fixed for the hearing.

Date:

Name of applicant or applicant's legal practitioner: [*name*]

* *Omit if not applicable*

GIVEN under our hands and the Seal of the Supreme Court of South Australia
this 29th day of June 2015.

C KOURAKIS, CJ
J. R. SULAN, J
A. M. VANSTONE, J
D. H. PEEK, J
M. F. BLUE, J
T. L. STANLEY, J
K. G. NICHOLSON, J
A. E. BAMPTON, J
G. J. PARKER, J
D. C. LOVELL, J

South Australia
Supreme Court Civil Rules 2006
(Amendment No. 29)

BY virtue and in pursuance of section 72 of the *Supreme Court Act 1935* and all other enabling powers. We, Judges of the Supreme Court of South Australia, make the following *Supreme Court Civil Rules 2006 (Amendment No. 29)*.

1. These Rules may be cited as the *Supreme Court Civil Rules 2006 (Amendment No. 29)*.
2. The amendments made by these Rules come into effect on 1 September 2015 or the date of their gazettal, whichever is later.
3. The *Supreme Court Civil Rules 2006* are amended as set out below.
4. Rule 27 is amended by:
 - (a) inserting at the end of subrule (1) “on such terms and conditions and for such purposes as the Court thinks fit”;
 - (b) substituting in subrule (2) “the authorisation granted under subrule (1)” for “the conduct of the proceeding”.
5. Rule 96 is amended by inserting a new subrule (5) as follows:

“(5) Unless the contrary intention appears, when an action is proceeding on affidavits in lieu of pleadings under this rule, a reference in these Rules and in the Supplementary Rules to—

 - (a) “pleadings” is to be taken to include affidavits in lieu of pleadings;
 - (b) “statement of claim” is to be taken to include an affidavit in lieu of statement of claim;
 - (c) “defence” is to be taken to include an affidavit in lieu of defence;
 - (d) “reply” is to be taken to include an affidavit in lieu of reply;
 - (e) “counterclaim” is to be taken to include an affidavit in lieu of counterclaim”.
6. Rule 99(1)(a) is amended by inserting “the name of” before “each cause of action”.
7. Rule 229(3) is amended by inserting in alphabetical order the following definition:

“*defence* includes an affidavit in lieu of a defence when the action is proceeding on affidavits in lieu of pleadings under rule 96;”
8. Rule 288(1)(a) is amended by inserting a new subparagraph (ii) as follows and renumbering existing subparagraphs (ii) and (iii) accordingly:

“(ii) an interlocutory judgment of a Judge of the District Court; or”

9. Rule 295(1)(g) is amended by omitting “in special circumstances”.
10. Rules 329 and 337 are amended by:
 - (a) substituting “for the issue of” for “to issue” in subrule (1);
 - (b) inserting “the following” at the end of subrule 2(b), and inserting “the names of” at the beginning of paragraph (2)(b)(i);
 - (c) inserting “the arbitrator or the names of the arbitrators constituting” after “the name of” in paragraph (2)(b)(ii);
 - (d) deleting “in accordance with” at the end of subrule (3);
 - (e) substituting “may be” for “is” and substituting “referred to in” for “payable under” in subrule (5);
 - (f) inserting as new subrule (6): “A person served with a subpoena is to comply with the subpoena in accordance with its terms.”;
 - (g) inserting as new subrule (7): “Part 10 Division 4 applies so far as is practicable to a subpoena referred to in this rule”.
11. Rules 330 and 338 are amended by:
 - (a) inserting “the name of” before “the person against” in subrule (2)(a);
 - (b) deleting “for the making of the order” at the end of subrule (2)(e).
12. Rules 331 and 339 are amended by:
 - (a) inserting “the name of” before “the person against” in subrule (2)(a);
 - (b) deleting “for the making of the order” at the end of subrule (2)(c);
 - (c) inserting “and” at the end of subrule (2)(d);
 - (d) deleting “the” before “terms of” in subrule (2)(e)(ii);
 - (e) substituting “make the order” for “allow disclosure” at the end of subrule (2)(e)(ii)(B).
13. Rule 332 is amended by substituting as the title “Application for relief under miscellaneous provisions of the Model Law”.
14. Rules 333 and 342 are amended by:
 - (a) substituting “applicant” for “plaintiff” in subrule (2) wherever it appears and deleting “or” at the end of subrule (2)(a);
 - (b) deleting subrules (3) and (4) and substituting the following:

“(3) The application is to be accompanied by an affidavit—

 - (a) exhibiting—
 - (i) a copy of the arbitration agreement; and

- (ii) a copy of the award including the reasons of the arbitral tribunal for the award; and
 - (b) identifying—
 - (i) the detailed grounds for seeking the order;
 - (ii) the material facts relied on; and
 - (iii) the date on which the applicant received the award or, if a request was made under [article 33 of the Model Law *in rule 333*] [section 33 of the Commercial Arbitration Act *in rule 342*] to the arbitral tribunal to correct the award, the date on which that request was disposed of by the arbitral tribunal”.
 - (c) re-numbering subsequent subrules accordingly;
 - (d) adding “the” after “affected by” in re-numbered subrule (4);
 - (e) substituting “commenced” for “instituted” in re-numbered subrule (5).
- 15. Rule 334 is amended by:
 - (a) inserting “an affidavit” after “be accompanied by” in subrule (2);
 - (b) inserting “exhibiting” before “the documents” and after “article 35” inserting “(2)” in subrule (2)(a);
 - (c) deleting “an affidavit” before “stating” in subrule (2)(b).
- 16. Rule 335 is amended by inserting “for leave” after “International Arbitration Act” and deleting “Investment Convention” after “enforce an” in subrule (1).
- 17. Rule 336 is amended by inserting “exhibiting” at the beginning of subrule (2)(a).
- 18. Rule 337 is amended by deleting “in accordance with” at the end of subrule (3).
- 19. Rule 340 is amended by substituting as the title “Application for relief under miscellaneous provisions of Commercial Arbitration Act”.
- 20. Rule 341 is amended by:
 - (a) substituting “is” for “be” in subrule (1);
 - (b) inserting “and determine” after “hear” and substituting “apply for the determination of” for “determine” in subrule (5).
- 21. Rule 343 is amended by:
 - (a) deleting existing subrules (2), (3) and (4) and inserting new subrules (2), (3) and (4) in their place as follows:

- “(2) The application is to state—
- (a) the question of law to be determined; and
 - (b) the grounds on which it is alleged that leave to appeal should be granted.
- (3) The application is to be accompanied by an affidavit showing that, before the end of the appeal period referred to in section 34A(1) and (6) of the Commercial Arbitration Act, the parties agreed that an appeal may be made under section 34A of that Act.
- (4) The affidavit is to exhibit—
- (a) a copy of the arbitration agreement; and
 - (b) a copy of the award, including the reasons of the arbitral tribunal for the award.”
- (b) inserting a new subrule (5) as follows:
- (5) The application is to be accompanied by a submission setting out—
- (a) the name and usual or last known place of residence or business of any person whose interest might be affected by the proposed appeal or, if the person is a company, the last known registered office of the company;
 - (b) the nature of the dispute with sufficient particularity to give an understanding of the context in which the question of law arises;
 - (c) when and how the arbitral tribunal was asked to determine the question of law and where in the award or the reasons, and in what way, the arbitral tribunal determined it;
 - (d) the relevant facts found by the arbitral tribunal on the basis of which the question of law is to be determined by the Court;
 - (e) the basis on which it is contended that the determination of the question of law will substantially affect the rights of one or more parties;
 - (f) the basis on which it is contended that—
 - (i) the decision of the arbitral tribunal on the question of law is obviously wrong; or
 - (ii) the question of law is of general public importance and the decision of the arbitral tribunal is open to serious doubt;

- (g) the basis on which it is contended that, despite the agreement of the parties to resolve the matter by arbitration, it is just and proper in the circumstances for the Court to determine the question; and
 - (h) a succinct statement of the argument in support of the application for leave and the appeal if leave is granted.”
- (c) re-numbering existing subrule (5) as (6) and subsequent subrules accordingly;
 - (d) deleting “calendar” after “14”, substituting “on” for “upon it,”, substituting “or within such further period as the Court may allow, that party is to” for “may” and “statement of any” for “written outline of the” in re-numbered subrule (7);
 - (e) inserting “of the application for leave to appeal,” after “oral hearing” and “and determine” after “hear” in re-numbered subrule (8);
 - (f) deleting “first” after “If the Court” and “on the merits” after “hearing the appeal” in re-numbered subrule (9).
22. Rule 344 is amended by:
- (a) inserting “an affidavit” after “be accompanied by” in subrule (2);
 - (b) inserting “exhibiting” before “the documents” in subrule (2)(a);
 - (c) deleting “an affidavit” before “stating” in subrule (2)(b);
 - (d) inserting “domestic” before “award” in subrule (2)(b)(ii).

GIVEN under our hands and the Seal of the Supreme Court of South Australia this 29th day of June 2015.

C. KOURAKIS, CJ
J. R. SULAN, J
A. M. VANSTONE, J
P. KELLY, J
M. F. BLUE, J
T. L. STANLEY, J
K. G. NICHOLSON, J
A. E. BAMPTON, J
D. C. LOVELL, J

South Australia

Supreme Court Civil Supplementary Rules 2014 (Amendment No. 2)

BY virtue and in pursuance of section 72 of the *Supreme Court Act 1935* and all other enabling powers. We, Judges of the Supreme Court of South Australia, make the following *Supreme Court Civil Supplementary Rules 2014 (Amendment No. 2)*.

1. These Rules may be cited as the *Supreme Court Civil Supplementary Rules 2014 (Amendment No. 2)*.
2. The amendments made by these Rules come into effect on 1 September 2015 or the date of their gazettal, whichever is later.
3. The *Supreme Court Civil Supplementary Rules 2014* are amended as set out below.
4. Supplementary rule 67 is amended by inserting a new subrule (3) as follows:

“(3) When a counterclaim is in the same document as the defence pursuant to rule 35(4), the defendant is to file a document in form 8 accompanied by a document combining forms 19 and 20.”
5. A new supplementary rule 74A is inserted under the heading “Part 3 - Discontinuance of an action or part of an action” as follows:

“74A Notice of discontinuance

 - (1) A notice of discontinuance of an action, cross action or third party action under rule 107(1) is to be in form 23A.
 - (2) A notice of discontinuance of a claim or defence under rule 107(2) is to be in form 23B”.
6. Supplementary rule 162 is amended by inserting a note at the end as follows:

“**Note—**

The affidavit must comply with supplementary rule 49.”
7. Supplementary rule 333(1) is amended by adding after paragraph (g) the following:

“(h) Leadership by a proven practice of advancing the provision of equal opportunities to all members of the legal profession.

(i) Leadership by a proven practice of pro bono assistance to the community.”
8. Form 7 in Schedule 3 is amended by substituting “inactive” for “active” wherever it appears.

9. Form 27 contained in the Schedule to these Supplementary Rules is substituted for Form 27 in Schedule 3.
10. Forms 23A, 23B and 51A contained in the Schedule to these Supplementary Rules are added to Schedule 3.

GIVEN under our hands and the Seal of the Supreme Court of South Australia this 29th day of June 2015.

C. KOURAKIS, CJ
J. R. SULAN, J
A. M. VANSTONE, J
P. KELLY, J
M. F. BLUE, J
T. L. STANLEY, J
K. G. NICHOLSON, J
A. E. BAMPTON, J
D. C. LOVELL, J

THE SCHEDULE**Supplementary Rule 93**

Form 27

Electronic application and minutes

ELECTRONIC APPLICATION AND MINUTES **By consent** **Ex parte***(mark box)***Application**Action title *(abbreviated)*:Action Number: *(action number)*Applicant: *(role of party), (name)*Date of application: *(date)***Particulars**

1. The applicant seeks the following specific orders/directions:
(state specific orders/directions sought).
2. The grounds/reasons for the orders/directions sought are:
(state reasons for application or refer to relevant affidavit evidence)
3. *(when order is by consent)* The consent is evidenced by
(set out how the consent is being given, eg by endorsement on minutes of order, by e-mail from another solicitor dated (date) or otherwise).

Date:

The Court orders that:

- 1.

.....
 Judge/Master/Registrar

Date:

Notes

1. Draft minutes of order should be attached if required by supplementary rule 94.
2. If it is necessary to rely on an affidavit not already on file, a completed electronic copy is to be attached in accordance with rule 47.

MINUTES OF ORDER

Supreme Court Judge: The Honourable Justice.....

Supreme Court Master: His/Her Honour Judge.....

Date of application:

Application made by: plaintiff/defendant (*delete whichever is inapplicable*)

Date of hearing:

Date of order:

Appearances:

(*name*), solicitor/counsel (*delete whichever is inapplicable*) for the plaintiff

(*name*), solicitor/counsel (*delete whichever is inapplicable*) for the defendant, etc.

THE COURT ORDERS that:

(*insert text of proposed order in sequentially numbered paragraphs and in double space*)

Rule 104

Form 23A

Notice of discontinuance of action, cross action or third party action

NOTICE OF DISCONTINUANCE OF ACTION, CROSS ACTION OR THIRD PARTY ACTION

The *(role of party) (name)* hereby wholly discontinues his/her/its/their *(delete whichever is inapplicable)* action/cross action/third party action *(delete whichever is inapplicable)* against the *(role of party) (name)*.

Date:

Signed by *(name)*
(role of party)/(role of party's) solicitor (delete whichever is inapplicable)

(If the Court has ordered that the action proceed to trial, pursuant to rule 107(3) consent of all of the other parties to the discontinuance is required)

CONSENT OF THE OTHER PARTIES**Date:**

Signed by *(name)*
(role of party)/(role of party's) solicitor (delete whichever is inapplicable)

Date:

Signed by *(name)*
(role of party)/(role of party's) solicitor (delete whichever is inapplicable)

Rule 107

Form 23B

Notice of discontinuance of claim or defence

NOTICE OF DISCONTINUANCE OF CLAIM OR DEFENCE

The *(role of party) (name)* hereby wholly discontinues *(identify the claim or defence asserted by the party that the party now seeks to abandon)* against the *(role of party) (name)*.

Date:

Signed by *(name)*
(role of party)/(role of party's) solicitor *(delete whichever is inapplicable)*

(If the Court has ordered that the action proceed to trial, pursuant to rule 107(3) consent of all of the other parties to the discontinuance is required)

CONSENT OF THE OTHER PARTIES**Date:**

Signed by *(name)*
(role of party)/(role of party's) solicitor *(delete whichever is inapplicable)*

Date:

Signed by *(name)*
(role of party)/(role of party's) solicitor *(delete whichever is inapplicable)*

Rules 274 (2)(b)(ii) and 279

Form 51A

Allocatur

ALLOCATUR

IT IS CERTIFIED that the costs payable herein by the defendant to the plaintiff (*state if on an interim basis*) have been fixed at \$ _____ and that sum is now payable for costs by the plaintiff/defendant to the defendant/plaintiff as a judgment of the Court.

Dated the _____ day of _____

**DEPUTY
REGISTRAR**

South Australia

Community Housing Providers (National Law) (South Australia) (Transitional Provisions) Variation Regulations 2015

under the *Community Housing Providers (National Law) (South Australia) Act 2013*

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
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Part 2—Variation of *Community Housing Providers (National Law) (South Australia) Regulations 2014*

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 - 5 Insertion of regulations 7 to 9
 - 7 Transitional provisions—making of charges under substitute agreements
 - 8 Transitional provisions—recognition of SAHT rights of action
 - 9 Transitional provisions—transitioning housing associations and corresponding entities
-

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Community Housing Providers (National Law) (South Australia) (Transitional Provisions) Variation Regulations 2015*.

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 *Community Housing Providers (National Law) (South Australia) Regulations 2014*

4—Variation of regulation 3—Interpretation

Regulation 3, after the definition of *Act* insert:

SACCH Act means the *South Australian Co-operative and Community Housing Act 1991*.

5—Insertion of regulations 7 to 9

After regulation 6 insert:

7—Transitional provisions—making of charges under substitute agreements

For the purposes of clauses 15(11)(d) and 16(5)(d) of Schedule 3 of the Act, and regulation 9, a notice to the Registrar-General—

- (a) must be in the same form as a notice under section 22(2) of the Act (subject to such modifications as the Registrar-General, in the Registrar-General's discretion, requires); and
- (b) must be accompanied by such documents or instruments as the Registrar-General may require.

8—Transitional provisions—recognition of SAHT rights of action

In connection with clauses 15(15) and 16(7) of Schedule 3 of the Act, the provisions of the SACCH Act that continue to apply under those clauses will apply in relation to SAHT so as to preserve any right (or prospective right) of action, enforcement or recovery, and so as to allow SAHT to take any other step or action, envisaged by those provisions of the SACCH Act.

9—Transitional provisions—transitioning housing associations and corresponding entities

- (1) In addition to the provisions of clause 16 of Schedule 3 of the Act, if an entity (a *corresponding entity*)—
 - (a) is an entity that, by virtue of an order of the Commission under section 42 of the *Associations Incorporation Act 1985*, has taken over the undertaking of a transitioning housing association; or
 - (b) is an entity that is recognised by the Minister by notice in the Gazette as an entity that has taken over, or that is to take over, the undertaking (or part of an undertaking) of a transitioning housing association,

then the following provisions of this regulation apply in respect of that transitioning housing association (and the corresponding entity).

- (2) If part of the undertaking of a transitioning housing association referred to in subregulation (1) (and transferred to the corresponding entity) included premises subject to a statutory charge, the charge will be taken to be a charge under section 22 of the Act (over the same real property and with the same ranking) by force of this regulation.
- (3) If—
 - (a) a transitioning housing association referred to in subregulation (1) has been a party to an agreement with SAHT under Part 7 Division 3 of the SACCH Act; and
 - (b) the agreement has not been replaced by a community housing agreement under the Act between SAHT and the corresponding entity, or otherwise brought to an end by agreement with SAHT, by the end of the transitional period,

the agreement under Part 7 Division 3 of the SACCH Act is voidable at the option of SAHT.

- (4) If SAHT avoids an agreement under subregulation (3), SAHT may—
 - (a) take steps to enforce any relevant charge under Part 7 Division 4 of the SACCH Act; and
 - (b) recover any outstanding amount, together with compensation for any loss or expenses suffered or incurred by SAHT from the corresponding entity.
- (5) A right of recovery under subregulation (4) is exercised as follows:
 - (a) in the case of subregulation (4)(a), the right is against any assets that form part of the undertaking of the transitioning housing association held by the corresponding entity at the time that SAHT avoids the relevant agreement (notwithstanding the dissolution of the housing association);
 - (b) in the case of subregulation (4)(b), the right is a right to sue for a debt due to SAHT by the corresponding entity by action in a court of competent jurisdiction.
- (6) In addition to the preceding subregulations, if—
 - (a) a community housing agreement is entered into between SAHT and a corresponding entity; and
 - (b) SAHT declares that the agreement is in substitution for an agreement with a transitioning housing association under Part 7 Division 3 of the SACCH Act; and
 - (c) a charge is to be imposed under section 22 of the Act over real property that was subject to the agreement with the transitioning housing association in substitution for a statutory charge; and
 - (d) SAHT gives notice to the Registrar-General in accordance with regulation 7,

the charge under section 22 will, when it is imposed, rank in the same place as the statutory charge has ranked over the relevant real property (and the Registrar-General may make such alterations or notations with respect to the Register Book to take into account the operation of this subregulation).

- (7) The SACCH Act will, despite its repeal by the Act, continue to apply to and in relation to the transitioning housing association despite the housing association being dissolved and, where relevant to the corresponding entity.
- (8) In addition, despite the housing association being dissolved, or ceasing to be registered under the SACCH Act, the following provisions of the SACCH Act will continue to apply in relation to the housing association or, if relevant, the corresponding entity:
 - (a) section 49, insofar as the Minister may require the furnishing of a final return;
 - (b) Part 7, subject to the operation of a preceding provision of this regulation;
 - (c) Parts 8 and 12, insofar as is relevant to—

- (i) any matter or circumstance that occurred before the dissolution or registration came to an end; or
 - (ii) the operation of this regulation;
 - (d) Schedules 1 and 2, insofar as is relevant to the operation of this regulation.
- (9) In this regulation—
- Commission*** means the Corporate Affairs Commission;
- statutory charge*** means a charge imposed under section 65 of the SACCH Act;
- transitional period*** has the same meaning as in Schedule 3 Part 4 of the Act;
- transitioning housing association*** has the same meaning as in clause 16 of Schedule 3 of the Act.

Note—

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

Made by the Governor

with the advice and consent of the Executive Council
on 30 July 2015

No 191 of 2015

DCSICS/14/032

SENDING COPY?

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

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.

CORPORATION OF THE CITY OF UNLEY

BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

By-law No. 1—Permits and Penalties

A by-law to regulate permits and penalties issued by the Council.

PART 1—PRELIMINARY

1. *Title*

This by-law may be cited as the Permits and Penalties By-law 2015.

2. *Objectives*

The objectives of this by-law are to provide for the good rule and government of the Council area by providing for:

- 1.1 the issuing of permits under Council by-laws; and
- 1.2 providing for the imposition of penalties for breach of Council by-laws.

3. *Commencement*

This by-law comes into operation on 1 January 2016.

4. *Application*

This by-law applies throughout the Council area.

5. *Interpretation*

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

- 5.1 *Act* means the Local Government Act 1999;
- 5.2 *Council* means the Corporation of the City of Unley; and
- 5.3 *person* includes a natural person, a body corporate, an incorporated association and an unincorporated association.

PART 2—PERMITS AND PENALTIES

6. *Permits*

- 6.1 In any by-law of the Council, unless the contrary intention appears, 'permission' means permission of the Council granted in writing prior to the act, event or activity to which it relates.
- 6.2 Where a by-law requires that permission be obtained, any person seeking the grant of permission must submit a written application to the Council in the form (if any) and accompanied by the fee (if any) fixed by the Council.
- 6.3 The Council may attach such conditions as it thinks fit to a grant of permission and may vary or revoke such conditions or impose new conditions by notice in writing to the person granted permission.
- 6.4 A person granted permission must comply with every condition applying to that permission.
- 6.5 The Council may suspend or revoke a grant of permission at any time by notice in writing to the person granted permission.

7. *Offences and Penalties*

- 7.1 A person who commits a breach of any by-law of the Council is guilty of an offence.
- 7.2 The maximum penalty specified by Section 246 (3) (g) of the Act for the breach of a by-law applies to any breach of a by-law of the Council.
- 7.3 Where a breach of any by-law of the Council continues, the maximum penalty specified by Section 246 (3) (g) of the Act for a continuing offence applies to any breach of a by-law of the Council which continues.
- 7.4 The expiation fee fixed for a breach of a by-law is a fee equivalent to 25 per cent of the maximum fine applicable to a breach of the by-law.

This by-law was duly made and passed at a meeting of the Corporation of the City of Unley held on 27 July 2015, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

P. TSOKAS, Chief Executive Officer

CORPORATION OF THE CITY OF UNLEY

BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

By-law No. 2—Roads

A by-law to regulate or prohibit certain activities on roads in the Council area.

PART 1—PRELIMINARY

1. *Title*

This by-law may be cited as the Roads By-law 2015.

2. *Objectives*

The objectives of this by-law are to regulate the use of roads in the Council area for the:

- 2.1 protection, convenience, comfort and safety of road users and members of the public;
- 2.2 prevention of damage to buildings and structures on roads;
- 2.3 prevention of specified nuisances occurring on roads; and
- 2.4 for the good rule and government of the Council area.

3. *Commencement*

This by-law comes into operation on 1 January 2016.

4. *Application*

- 4.1 This by-law operates subject to the Council's Permits and Penalties By-law 2015.
- 4.2 This by-law applies throughout the Council area.
- 4.3 Clauses 6.1, 6.5 and 6.7 of this by-law do not apply to electoral matters authorised by a candidate and which is:
 - 4.3.1 related to a Commonwealth or State election and occurs during the period commencing on the issue of the writ or writs for the election and ending at the close of polls on polling day; or
 - 4.3.2 related to an election under the Act or the Local Government (Elections) Act 1999 and occurs during the period commencing four weeks immediately before the date that has been set (either by or under either Act) for polling day and ending at the close of voting on polling day; or
 - 4.3.3 related to and occurs during the course of and for the purpose of a referendum.
- 4.4 This by-law does not apply to a Police Officer, Emergency Worker, Council officer or Council employee acting in the course and within the scope of that person's normal duties or to a Contractor while performing work for the Council.

5. *Interpretation*

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

- 5.1 *Act* means the Local Government Act 1999;
- 5.2 *animal* includes birds and insects but does not include a dog;
- 5.3 *camp* includes setting up a camp, or causing a tent, caravan or motor home to remain on the land for the purpose of staying overnight, whether or not any person is in attendance or sleeps on the road;
- 5.4 *Council* means the Corporation of the City of Unley;
- 5.5 *effective control* means a person exercising effective control of an animal either:
 - 5.5.1 by means of a physical restraint; or
 - 5.5.2 by command, the animal being in close proximity to the person and the person being able to see the animal at all times;
- 5.6 *electoral matter* has the same meaning as in the Electoral Act 1985, provided that such electoral matter is not capable of causing physical damage or injury to a person within its immediate vicinity;
- 5.7 *emergency worker* is a person identified in Regulation 54 of the Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014; and

- 5.8 *vehicle* has the same meaning as in the Road Traffic Act 1961.

PART 2—USE OF ROADS

6. *Activities Requiring Permission*

A person must not do any of the following activities on a road without Council permission:

6.1 *Advertising*

Display any sign other than a moveable sign which is displayed in accordance with the Council's Moveable Signs By-Law 2015.

6.2 *Amplification*

Use an amplifier or other device whether mechanical or electrical for the purpose of broadcasting announcements or advertisements or magnifying sound.

6.3 *Animals*

6.3.1 Cause or allow an animal to stray onto, move over, graze or be unattended on a road.

6.3.2 Lead, herd or exercise an animal in such a manner as to cause a nuisance or endanger the safety of a person.

6.4 *Camping and Tents*

6.4.1 Erect a tent or other structure for the purposes of camping.

6.4.2 Camp or sleep overnight.

6.5 *Canvassing and Preaching*

Preach to, harangue, solicit or canvass any advertising of a religious or other message to any bystander, passer-by or other person.

6.6 *Obstructions*

Erect, install or place or cause to be erected, installed or placed any structure, object or material of any kind so as to obstruct a road, footway, water-channel or watercourse in a road.

6.7 *Posting of Bills*

Post or allow or cause to be posted any bills, advertisements or other papers or items on a building or structure on a road.

6.8 *Public Exhibitions and Displays*

6.8.1 Sing, busk, play a recording or use a musical instrument or perform similar activities.

6.8.2 Conduct or hold a concert, festival, show, circus, performance or a similar activity.

6.8.3 Erect a stage or structure for the purpose of conducting or holding a concert, festival, show, circus, performance or a similar activity.

6.8.4 Cause any public exhibitions or displays.

6.9 *Soliciting*

Ask for or otherwise indicate a desire for a donation of money or any other thing.

6.10 *Vehicles*

Repair, wash, paint, panel beat or perform other work of a similar nature to a vehicle, except for running repairs in the case of a vehicle breakdown.

PART 3—ENFORCEMENT

7. *Recovery of Expenses*

Where the Council incurs expenses by action taken under Section 262 (3) of the Act to carry out an order issued for the breach of a by-law under Section 262 (1) of the Act, the Council may recover those expenses as a debt from the person who failed to comply with the order by an action in a court of competent jurisdiction pursuant to Section 144 (1) of the Act.

8. *Removal of Animals and Objects*

An authorised person may remove an animal or object that is on a road in breach of a by-law if no person is in possession or control, or apparently in possession or control, of the animal or object.

This by-law was duly made and passed at a meeting of the Corporation of the City of Unley held on 27 July 2015, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

P. TSOKAS, Chief Executive Officer

CORPORATION OF THE CITY OF UNLEY

BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

By-law No. 3—Local Government Land

A by-law to regulate the access to and use of local government land (other than roads) and certain public places.

PART 1—PRELIMINARY

1. *Title*

This by-law may be cited as the Local Government Land By-law 2015.

2. *Objectives*

The objectives of this by-law are to regulate the access to and use of local government land (other than roads) and certain public places for the:

- 2.1 prevention and mitigation of nuisances;
- 2.2 prevention of damage to local government land;
- 2.3 protection, convenience, comfort and safety of members of the public;
- 2.4 enhancement of the amenity of the Council area; and
- 2.5 good rule and government of the area.

3. *Commencement*

This by-law comes into operation on 1 January 2016.

4. *Application*

- 4.1 This by-law operates subject to the Council's Permits and Penalties By-law 2015.
- 4.2 This by-law applies throughout the Council area.
- 4.3 Clauses 8.1, 8.14, 8.16 and 8.27 of this by-law do not apply to electoral matter authorised by a candidate and which is:
 - 4.3.1 related to a Commonwealth or State election and occurs during the period commencing on the issue of the writ or writs for the election and ending at the close of polls on polling day;
 - 4.3.2 related to an election under the Act or the Local Government (Elections) Act 1999 and occurs during the period commencing four weeks immediately before the date that has been set (either by or under either Act) for polling day and ending at the close of voting on polling day; or
 - 4.3.3 related to and occurs during the course of and for the purpose of a referendum.
- 4.4 This by-law does not apply to a Police Officer, Emergency Worker, Council officer or employee acting in the course and within the scope of that person's normal duties or to a Contractor while performing work for the Council.

5. *Interpretation*

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

- 5.1 *Act* means the Local Government Act 1999;
- 5.2 *animal or animals* includes birds, aquatic creatures and insects but does not include a dog;
- 5.3 *building* includes any structure or fixture of any kind whether for human habitation or not;
- 5.4 *camp* includes setting up a camp or causing a tent, caravan or motor home to remain on the land for the purpose of staying overnight, whether or not any person is in attendance or sleeps on the land;
- 5.5 *Council* means the Corporation of the City of Unley;

- 5.6 *electoral matter* has the same meaning as in the Electoral Act 1985, provided that such electoral matter is not capable of causing physical damage or injury to any person within its immediate vicinity;
- 5.7 *effective control* means a person exercising effective control of an animal either:
- 5.7.1 by means of a physical restraint; or
- 5.7.2 by command, the animal being in close proximity to the person and the person being able to see the animal at all times;
- 5.8 *emergency worker* is a person identified in Regulation 54 of the Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014;
- 5.9 *human remains* has the same meaning as in the Burial and Cremation Act 2013;
- 5.10 *liquor* has the same meaning as in the Liquor Licensing Act 1997;
- 5.11 *offensive* includes threatening, abusive, insulting or annoying behaviour and offend has a complementary meaning;
- 5.12 *playing area* means a playground, field or space which is used by the public for social and organised sport or leisure;
- 5.13 *tobacco product* has the same meaning as in the Tobacco Products Regulation Act 1997;
- 5.14 *vehicle* has the same meaning as in the Road Traffic Act 1961; and
- 5.15 *waters* includes a body of water including a pond, lake, river, creek or wetlands under the care, control and management of the Council.

PART 2—ACCESS TO AND CLOSURE OF
LOCAL GOVERNMENT LAND

6. *Access*

- 6.1 The Council can:
- 6.1.1 close, regulate or restrict access to any part of local government land to the public for specified times and days; and
- 6.1.2 fix charges or fees payable for entry onto any part of local government land.
- 6.2 A person must comply with a sign installed by the Council indicating the conditions on which access to local government land is granted.

7. *Closed Lands*

A person must not, without permission, enter or remain on any local government land:

- 7.1 which has been closed or at times when access by the public is restricted in accordance with Clause 6.1;
- 7.2 where entry fees or charges are payable, without paying those fees or charges; or
- 7.3 where the land has been enclosed by fences or walls and gates that have been closed and locked.

PART 3—USE OF LOCAL GOVERNMENT LAND

8. *Activities Requiring Permission*

A person must not do any of the following activities on local government land without Council permission:

- 8.1 *Advertising*
Display any sign other than a moveable sign which is displayed in accordance with the Council's Moveable Signs By-Law 2015.
- 8.2 *Aircraft*
Subject to the Civil Aviation Act 1988, land any aircraft on the land or take off from the land.
- 8.3 *Alcohol*
Consume, carry or be in possession or in charge of any liquor on local government land comprising parks or reserves to which the Council has determined this clause applies.

8.4 *Amplification*

Use an amplifier or other mechanical or electrical device for the purpose of broadcasting announcements or advertisements or magnifying sound.

8.5 *Animals*

- 8.5.1 Cause or allow an animal to stray onto, move over, graze or be left unattended.
- 8.5.2 Cause or allow an animal to enter, swim, bathe or remain in any waters.
- 8.5.3 Lead, herd or exercise an animal, except where the Council has set aside a track or other area for use by, or in connection with, an animal of that kind and provided that the animal or animals are under effective control.

8.6 *Annoyance*

Do anything likely to offend or unreasonably interfere with any other person:

- 8.6.1 using that land; or
- 8.6.2 occupying nearby premises, by making a noise or creating a disturbance.

8.7 *Aquatic Creatures*

Introduce any aquatic creature into any waters.

8.8 *Attachments*

Attach anything to a tree, plant, equipment, fence, post, structure or fixture.

8.9 *Bees*

Place a hive of bees on local government land or allow it to remain on the land.

8.10 *Bridge Jumping*

Jump or dive from a bridge.

8.11 *Buildings*

Use a building or structure for a purpose other than its intended purpose.

8.12 *Burials and Memorials*

- 8.12.1 Bury, inter or spread the ashes of any human remains or animal remains.
- 8.12.2 Erect any memorial.

8.13 *Camping and Tents*

- 8.13.1 Erect a tent or other structure as a place of habitation.
- 8.13.2 Camp or sleep overnight.

8.14 *Canvassing and Preaching*

Preach to, harangue, solicit, canvass or convey any advertising of a religious or other message to any bystander, passer-by or other person.

8.15 *Defacing Property*

Deface, paint, spray, write, cut names, letters or make marks on any tree, rock, gate, fence, building, sign, bridge or property of the Council.

8.16 *Distribution*

Place on a vehicle (without the consent of the owner of the vehicle) or give out or distribute any hand bill, book, notice, leaflet or other printed matter to any bystander, passer-by or other person.

8.17 *Entertainment and Busking*

- 8.17.1 Sing, busk or play a recording or use a musical instrument for the apparent purpose of either entertaining others or receiving money.
- 8.17.2 Conduct or hold a concert, festival, show, public gathering, circus, meeting, performance or any other similar activity.

8.18 *Equipment*

Use an item of equipment, facilities or property belonging to the Council if the person is of an age indicated by a sign or notice as being outside of the permitted age range for using such equipment, facility or property.

- 8.19 *Fires*
Subject to the Fire and Emergency Services Act 2005, light a fire except:
- 8.19.1 in a place provided by the Council for that purpose; or
- 8.19.2 in a portable barbeque, as long as the barbeque is used in an area that is clear of flammable material for a distance of at least 4 metres.
- 8.20 *Flora and Fauna*
Subject to the Native Vegetation Act 1991 and the National Parks and Wildlife Act 1972:
- 8.20.1 damage, pick, disturb, interfere with or remove any plant or flower;
- 8.20.2 cause or allow an animal to stand or walk on any flowerbed or garden plot;
- 8.20.3 deposit, dig, damage, disturb, interfere with or remove any soil, stone, wood, clay, gravel, pebbles, timber, bark or any part of the land;
- 8.20.4 take, interfere with, tease, harm or disturb any animal or the eggs of any animal;
- 8.20.5 pick, collect, take, interfere with or disturb any fruit, nuts, berries or native seeds;
- 8.20.6 disturb, interfere with or damage any burrow, nest or habitat of any animal;
- 8.20.7 use, possess or have control of any device for the purpose of killing or capturing any animal; or
- 8.20.8 burn any timber or dead wood.
- 8.21 *Games*
- 8.21.1 Participate in, promote or organise any organised competition or sport, as distinct from organised social play.
- 8.21.2 Play or practice any game which involves kicking, hitting or throwing a ball or other object on local government land which may cause or be likely to cause injury or discomfort to a person being on or in the vicinity of that land or detract from or be likely to detract from another person's lawful use and enjoyment of that land.
- 8.21.3 Play or practice the game of golf on local government land to which the Council has resolved this subclause applies.
- 8.22 *Litter, Rubbish and Refuse*
Subject to Clause 9.13:
- 8.22.1 throw, cast, place, deposit or leave any rubbish, dirt or refuse of any kind whatsoever except in a garbage container provided for that purpose; or
- 8.22.2 deposit any soil, clay, stone, gravel, green waste or other putrescible waste or any other matter.
- 8.23 *Model Aircraft, Boats and Cars*
Fly or operate a model aircraft, boat or model or remote control vehicle in a manner which may cause or be likely to cause injury or discomfort to a person being on or in the vicinity of the land or detract from or be likely to detract from another person's lawful use of and enjoyment of the land.
- 8.24 *Obstruct Waters*
Place a buoy, cable, chain, hawser, rope or net in or across any waters.
- 8.25 *Overhanging Articles*
Suspend or hang an article or object from a building, verandah, pergola, post or other structure on local government land where it might present a nuisance or danger to a person using the land or be of an unsightly nature.
- 8.26 *Playing Area*
Use or occupy a playing area:
- 8.26.1 in such a manner as to damage or be likely to damage the surface of the playing area or infrastructure (above and under ground level);
- 8.26.2 in a manner contrary to the purpose for which the playing area was intended to be used or occupied; or
- 8.26.3 contrary to directions of the Council made by resolution and indicated on a sign displayed adjacent to the playing area.
- 8.27 *Posting of Bills*
Post or allow or cause to be posted any bills, advertisements or other papers or items on a building or structure on local government land or in a public place.
- 8.28 *Soliciting*
Ask for or otherwise indicate a desire for a donation of money or any other thing.
- 8.29 *Swimming*
Subject to the provisions of the Harbors and Navigation Act 1993, swim in, bathe or enter any waters except:
- 8.29.1 in an area which the Council has determined may be used for such purposes; and
- 8.29.2 in accordance with any conditions that the Council has determined by resolution apply to such use.
- 8.30 *Trading*
Sell, buy, offer or display anything for sale.
- 8.31 *Vehicles*
- 8.31.1 Drive or propel a vehicle except on an area or road constructed and set aside by the Council for that purpose.
- 8.31.2 Promote, organise or take part in a race, test or trial of any kind in which vehicles take part, except on an area properly constructed for that purpose.
- 8.31.3 Repair, wash, paint, panel beat or carry out other work to a vehicle, except for running repairs in the case of a breakdown.
- 8.32 *Weddings, Functions and Special Events*
- 8.32.1 Hold, conduct or participate in a marriage ceremony, funeral or special event, except where the number of persons attending the event or entertainment does not exceed 50 people and does not involve the installation of infrastructure or vehicular access.
- 8.32.2 Erect a marquee, stage or structure for the purpose of holding or conducting a wedding, funeral or special event.
- 8.32.3 Hold or conduct any filming where the filming is for a commercial purpose.
9. *Prohibited Activities*
A person must not do any of the following activities on local government land:
- 9.1 *Animals*
- 9.1.1 Cause or allow any animal to enter, swim, bathe or remain in any waters to the inconvenience, annoyance or danger of any other person bathing or swimming to which the Council has determined this subclause applies.
- 9.1.2 Cause or allow any animal to damage a flowerbed, garden plot, tree, lawn or like thing or place.
- 9.1.3 Lead, herd or exercise an animal in such manner as to cause a nuisance or endanger the safety of a person.
- 9.2 *Equipment*
Use any equipment, facility or property that belongs to the Council other than in the manner and for the purpose for which it was designed, constructed or intended to be used or in such manner as is likely to damage or destroy it.

9.3 *Fishing*

Fish in any waters to which the Council has determined this subclause applies.

9.4 *Glass*

Wilfully break any glass, china or other brittle material.

9.5 *Interference with Land*

Interfere with, alter or damage the land (including a building, structure or fixture located on the land) including:

- 9.5.1 altering the construction or arrangement of the land to permit or facilitate access from an adjacent property;
- 9.5.2 erecting or installing a structure in, on, across, under or over the land;
- 9.5.3 changing or interfering with the construction, arrangement or materials of the land;
- 9.5.4 planting a tree or other vegetation on the land, interfering with the vegetation on the land or removing vegetation from the land; or
- 9.5.5 otherwise using the land in a manner contrary to the purpose for which the land was designed to be used.

9.6 *Interference with Permitted Use*

Interrupt, disrupt or interfere with any other person's use of local government land which is permitted or for which permission has been granted.

9.7 *Nuisance*

Behave in such a manner as to cause discomfort, inconvenience, annoyance or offence to any other person.

9.8 *Playing Games*

Play or practice a game:

- 9.8.1 which is likely to cause damage to the land or anything on it;
- 9.8.2 which endangers the safety or interferes with the comfort of any person; or
- 9.8.3 in any area where a sign indicates that the game is prohibited.

9.9 *Smoking*

Subject to the Tobacco Products Regulation Act 1997, smoke, hold or otherwise have control over an ignited tobacco product or other substance on any land to which the Council has determined this subclause applies.

9.10 *Solicitation*

Tout or solicit customers for the parking of vehicles or for any other purpose whatsoever.

9.11 *Throwing Objects*

Throw, roll, project or discharge a stone or any other object in a hazardous manner.

9.12 *Toilets*

In any public convenience:

- 9.12.1 urinate other than in a urinal or pan or defecate other than in a pan set apart for that purpose;
- 9.12.2 deposit anything in a pan, urinal or drain which is likely to cause a blockage;
- 9.12.3 use it for a purpose for which it was not designed or constructed;
- 9.12.4 enter a toilet that is set aside for use of the opposite sex except:
 - (a) where a child under the age of eight years is accompanied by an adult, parent or guardian of that sex;
 - (b) to provide assistance to a disabled person; or
 - (c) in the case of a genuine emergency.

9.13 *Waste*

Deposit or leave thereon:

- 9.13.1 anything obnoxious or offensive;
- 9.13.2 any offal, dead animal, dung or filth; or
- 9.13.3 industrial waste or bi-products.

PART 4—ENFORCEMENT

10. *Recovery of Expenses*

Where the Council incurs expenses by action taken under Section 262 (3) of the Act to carry out an order issued for the breach of a by-law under Section 262 (1) of the Act, the Council may recover those expenses as a debt from the person who failed to comply with the order by an action in a court of competent jurisdiction pursuant to Section 144 (1) of the Act.

11. *Removal of Animals and Objects*

An authorised person may remove an animal or object that is on local government land in breach of a by-law if no person is in possession or control of, or apparently in possession or control of, the animal or object.

This by-law was duly made and passed at a meeting of the Corporation of the City of Unley held on 27 July 2015, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

P. TSOKAS, Chief Executive Officer

CORPORATION OF THE CITY OF UNLEY

BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

By-law No. 4—Moveable Signs

A by-law to set standards for moveable signs on roads and to provide conditions for the placement of such signs.

PART 1—PRELIMINARY

1. *Title*

This by-law may be cited as the Moveable Signs By-law 2015.

2. *Objectives*

The objectives of this by-law are to set standards for moveable signs on roads for the:

- 2.1 protection, comfort and safety of road users and members of the public;
- 2.2 amenity of the roads and surrounding Council area;
- 2.3 prevention of nuisances occurring on roads;
- 2.4 prevention of unreasonable interferences with the use of a road; and
- 2.5 good rule and government of the Council area.

3. *Commencement*

This by-law comes into operation on 1 January 2016.

4. *Application*

- 4.1 This by-law operates subject to the Council's Permits and Penalties By-law 2015.
- 4.2 This by-law applies throughout the Council area.

5. *Interpretation*

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

- 5.1 *Act* means the Local Government Act 1999;
- 5.2 *banner* means a sign that is made from non-rigid and lightweight material which is mounted to a building or other structure by its ends or corners;
- 5.3 *business* means the business to which the moveable sign relates;
- 5.4 *business premises* means premises from which a business is being conducted;
- 5.5 *Council* means the Corporation of the City of Unley;

5.6 *footpath area* means:

5.6.1 that part of a road between the property boundary of the road and the edge of the carriageway on the same side as that boundary;

5.6.2 a footway, lane or other place made or constructed for the use of pedestrians and not for the use of vehicles;

5.7 *moveable sign* includes a moveable sign attached to a vehicle;

5.8 *road related area* has the same meaning as the Road Traffic Act 1961;

5.9 *road banner site* means a specific site where a banner can be erected in accordance with Council's banner policy;

5.10 *street pole banner site* means a specific site where a banner can be erected in accordance with Council's banner policy; and

5.11 *vehicle* has the same meaning as in the Road Traffic Act 1961.

PART 2—MOVEABLE SIGNS

6. *Construction and Design*

Subject to Clause 9, a moveable sign placed on a footpath area must:

6.1 be of a kind known as an 'A' frame or sandwich board sign, an inverted 'T' sign, a flat sign or tear drop sign unless otherwise permitted by the Council;

6.2 be designed, constructed and maintained in good quality and condition so as not to present a hazard to any member of the public;

6.3 be of strong construction and sufficiently stable or securely fixed so as to keep its position in adverse weather conditions;

6.4 have no sharp or jagged edges or corners;

6.5 not be unsightly or offensive in appearance or content;

6.6 be constructed of timber, metal, plastic or plastic coated cardboard or a mixture of such materials;

6.7 not rotate or contain moving parts;

6.8 not contain flashing lights or be illuminated internally;

6.9 other than a tear drop sign, not exceed 0.9 metres in height, 0.6 metres in width and 0.6 metres in depth;

6.10 in the case of a tear drop sign, not exceed 2.5 metres in height from the ground, 0.6 metres in width and 0.6 metres in depth;

6.11 in the case of an 'A' frame or sandwich board sign:

6.11.1 be hinged or joined at the top;

6.11.2 be of such construction that its sides are securely fixed or locked in position when erected; and

6.12 in the case of an inverted 'T' sign, not contain struts or members that run between the display area and the base of the sign.

7. *Placement*

Subject to Clause 9, the moveable sign must not be:

7.1 placed on any part of a road other than the footpath area;

7.2 placed within 1 metre of an entrance to any premises;

7.3 placed on the sealed part of a footpath, unless the sealed part is wide enough to place the sign with a clear thoroughfare of at least 1.2 metres;

7.4 placed so as to interfere with the reasonable movement of persons or vehicles using the footpath or road (other than a carriageway) in the vicinity of or adjacent to where the moveable sign is positioned or endanger the safety of members of the public;

7.5 placed less than 0.6 metres from:

7.5.1 where the road has a kerb, the kerb;

7.5.2 where the road has no kerb but has a shoulder, the shoulder;

7.5.3 where the road has neither a kerb nor a shoulder, the edge of the carriageway;

7.6 placed on a landscaped area, other than landscaping that comprises only lawn;

7.7 placed on a designated parking area;

7.8 tied, fixed or attached to any other structure, object or thing (including another moveable sign);

7.9 displayed during the hours of darkness unless it is in a lit area and is clearly visible; or

7.10 placed in an area that is not directly in front of the business premises to which it relates or outside the projections of the side boundaries of the business premises to which it relates.

8. *Appearance*

A moveable sign placed on the footpath area of a road must, in the opinion of an authorised person:

8.1 be painted or otherwise detailed in a competent and professional manner;

8.2 be attractive, legible and simply worded to convey a precise message;

8.3 be of such design and contain such colours which are compatible with the architectural design of the premises adjacent to the sign and which relate well to the townscape and overall amenity of the locality in which it is situated and not detract from or conflict with traffic, safety or direction signs or signals;

8.4 contain combinations of colour and typographical styles which blend in with and reinforce the heritage qualities of the locality and the buildings where it is situated; and

8.5 not have balloons, flags, streamers or other things attached to it.

9. *Banners*

A banner must:

9.1 only be displayed on a road, footpath or road related area;

9.2 be securely fixed to a pole, fence or other solid structure so that it does not hang loose or flap and so that a person or vehicle on the road or footpath cannot come into contact with it;

9.3 not, without the Council's permission, be attached to any building, structure, fence, vegetation or other item owned by the Council on a road, footpath or road related area or other improvement owned by the Council on a road, footpath or road related area;

9.4 only advertise an event to which the public are invited;

9.5 be displayed for a maximum of one month leading up to and two days after the event it advertises; and

9.6 must not exceed 3 m² in size.

10. *Restrictions*

10.1 The owner or operator of a business must not cause or allow more than one moveable sign for each business premises to be displayed on the footpath area of a road at any time.

10.2 A person must not, without the Council's permission, display a moveable sign on or attached to or adjacent to a vehicle that is parked on local government land (including roads) primarily for the purpose of advertising or offering for sale a product (including the vehicle) or business to which the sign relates.

10.3 A person must not cause or allow a moveable sign to be placed on a footpath area unless:

10.3.1 it only displays material which advertises a business being conducted on premises adjacent to the moveable sign or the goods and services available from that business; and

10.3.2 the business premises to which it relates is open to the public.

10.4 Notwithstanding compliance with provisions of this by-law and if, in the opinion of the Council, a footpath area is unsafe for a moveable sign to be displayed either permanently or for a period of time, the Council may prohibit or restrict the display of a moveable sign on such conditions as the Council thinks fit.

11. Exemptions

11.1 Subclauses 6.6, 7.8, 7.10, 8.1, 8.2, 8.3, 8.4, 10.1 and 10.3 of this by-law do not apply to a moveable sign which:

11.1.1 advertises a garage sale taking place from residential premises, provided that no more than four moveable signs per residential premises may be displayed at any one time in relation to a garage sale taking place at that residential premises;

11.1.2 displays directions to an event run by a community organisation or charitable body.

11.2 Subclauses 7.8, 7.10, 8.1, 8.2, 8.3, 8.4 and 10.1 of this by-law do not apply to a flat sign which only contains a newspaper headline and the name of a newspaper or magazine.

11.3 A requirement of this by-law does not apply where the Council has granted permission for the moveable sign to be displayed contrary to that requirement.

11.4 This by-law does not apply to a moveable sign which is placed on a road banner site or street pole banner site in accordance with the Council's banner policy.

PART 3—ENFORCEMENT

12. Recovery of Expenses

Where the Council incurs expenses by action taken under Section 262 (3) of the Act to carry out an order issued for the breach of a by-law under Section 262 (1) of the Act, the Council may recover those expenses as a debt from the person who failed to comply with the order by an action in a court of competent jurisdiction pursuant to Section 144 (1) of the Act.

This by-law was duly made and passed at a meeting of the Corporation of the City of Unley held on 27 July 2015, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

P. TSOKAS, Chief Executive Officer

CORPORATION OF THE CITY OF UNLEY

BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

By-law No. 5—Dogs

A by-law to limit the number of dogs kept on premises and for the management and control of dogs in the Council area.

PART 1—PRELIMINARY

1. Title

This by-law may be cited as the Dogs By-law 2015.

2. Objectives

The objectives of this by-law are:

- 2.1 to control and manage dogs in the Council area;
- 2.2 to reduce the incidence of environmental nuisance caused by dogs;
- 2.3 to promote responsible dog ownership;
- 2.4 to protect the convenience, comfort and safety of members of the public; and
- 2.5 for the good rule and government of the Council area.

3. Commencement

This by-law comes into operation on 1 January 2016.

4. Application

- 4.1 This by-law operates subject to the Council's Permits and Penalties By-law 2015.
- 4.2 This by-law applies throughout the Council area.

5. Interpretation

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

- 5.1 *Act* means the Local Government Act 1999;
- 5.2 *approved kennel establishment* means a building, structure or area approved by a relevant authority, pursuant to the Development Act 1993, for the keeping of dogs on a temporary or permanent basis;
- 5.3 *Council* means the Corporation of the City of Unley;
- 5.4 *dog* (except for in Clause 6.1) has the same meaning as in the Dog and Cat Management Act 1995;
- 5.5 *effective control* has the meaning stated in the Dog and Cat Management Act 1995;
- 5.6 *keep* includes the provision of food or shelter;
- 5.7 *organised community or sporting event* means a public event (including an event for which an attendance fee is payable) which the Council has permitted on local government land; and
- 5.8 *premises* includes land, whether used or occupied for domestic or non-domestic purposes, except an approved kennel establishment.

PART 2—LIMITS ON DOG NUMBERS

6. Limits on Dog Numbers in Private Premises

- 6.1 A person must not, without the Council's permission, keep more than two dogs on premises.
- 6.2 For the purpose of Clause 6.1, 'dog' means a dog that is three months of age or older or a dog that has lost its juvenile teeth.
- 6.3 Clause 6.1 does not apply to:
 - 6.3.1 approved kennel establishments operating in accordance with all required approvals and consents; or
 - 6.3.2 any business involving dogs, provided that the business is registered in accordance with the Dog and Cat Management Act 1995.
- 6.4 A dog kept on any premises must be effectively confined in a secure and appropriate area.

PART 3—DOG CONTROLS

7. Responsibility for Dog

A person must not allow a dog within his or her possession or control to be a nuisance or danger to any other person or to interfere with or hinder an organised community or sporting event.

8. Dog Exercise Areas

A person may enter a public place or part of local government land identified by Council as a dog exercise area during the hours permitted by the Council for the purpose of exercising a dog, provided that the dog is under his or her effective control.

9. Dog on Leash Areas

A person must not, without Council permission, allow a dog under that person's control, charge or authority (except a guide dog, hearing dog or disability dog) to be or remain:

- 9.1 at an organised community or sporting event; or
- 9.2 on local government land or public place to which the Council has resolved that this subclause applies,

unless the dog is secured by a strong leash not exceeding 2 metres in length which:

- 9.3 is either tethered securely to a fixed object capable of securing the dog or held by a person capable of controlling the dog; and
- 9.4 prevents the dog from being a nuisance or a danger to other persons.

10. Dog Prohibited Areas

A person must not allow a dog under that person's control, charge or authority (except a guide dog, hearing dog or disability dog) to enter or remain:

- 10.1 within any enclosed area on local government land where there is children's play equipment;

- 10.2 within 3 metres of children's play equipment on local government land which is not enclosed; or
- 10.3 on any other local government land or public place to which the Council has determined that this subclause applies.

11. *Dog Faeces*

No person is to allow a dog under that person's control, charge or authority to be in a public place or on local government land unless that person has in their possession a bag or other suitable container for the collection and lawful disposal of any faeces that the dog may deposit for the purpose of complying with their obligation under Section 45A (6) of the Dog and Cat Management Act 1995.

PART 4—ENFORCEMENT

12. *Recovery of Expenses*

Where the Council incurs expenses by action taken under Section 262 (3) of the Act to carry out an order issued for the breach of a by-law under Section 262 (1) of the Act, the Council may recover those expenses as a debt from the person who failed to comply with the order by an action in a court of competent jurisdiction pursuant to Section 144 (1) of the Act.

This by-law was duly made and passed at a meeting of the Corporation of the City of Unley held on 27 July 2015, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

P. TSOKAS, Chief Executive Officer

CITY OF WEST TORRENS

ROADS (OPENING AND CLOSING) ACT 1991

Road Closure—Hurtle Street, Underdale

NOTICE is hereby given, pursuant to Section 10 of the Roads (Opening and Closing) Act 1991, that the City of West Torrens proposes to make a Road Process Order to close portion of Hurtle Street and merge with the adjoining Allotment 15 in Filed Plan 122909, more particularly delineated and lettered 'A' on Preliminary Plan No. 15/0018.

A copy of the plan and a statement of persons affected are available for public inspection at the office of the Council, 165 Sir Donald Bradman Drive, Hilton and the Adelaide office of the Surveyor-General, 101 Grenfell Street, Adelaide, S.A. 5000, during normal office hours.

Any application for easement or objections must be made in writing within 28 days of this notice to the City of West Torrens, 165 Sir Donald Bradman Drive, Hilton, S.A. 5033 and the Surveyor-General, G.P.O. Box 1354, Adelaide, S.A. 5001. Where a submission is made, Council will give notification of a meeting at which the matter will be considered.

Dated 23 July 2015.

T. BUSS, Chief Executive Officer

CITY OF WHYALLA

Adoption of Valuations and Declaration of Rates, 2015-2016

NOTICE is hereby given that City of Whyalla at a meeting of the Council on 20 July 2015, resolved for the financial year ending 30 June 2016, as follows:

Adoption of Valuations

To adopt, the most recent valuations of the Valuer-General available to the Council of the site value of land within the Council's area, totalling \$1 029 430 000 for rating purposes for the 2015-2016 financial year.

Declaration of Rates

1. To declare differential general rates according to the locality of rateable land and its use and based upon the site value of the land as follows:

- (a) Locality and use as differentiating factors:
- (i) In respect of all rateable land situated in the Commercial, District Centre, Local Centre, Town Centre, Open Space, Recreation and Caravan and Tourist Park Zones and so recorded in the

assessment records of the Council, a differential general rate of 2.330 cents in the dollar on the assessed site value of the land, excluding any land categorised as Residential and for which the general differential rate is declared in paragraph (b) hereunder;

- (ii) In respect of all rateable land situated in the Industry, Light Industry and Deferred Industry Zones, and so recorded in the assessment records of the Council, a differential general rate of 2.330 cents in the dollar on the assessed site value of the land, excluding any land categorised as Residential and for which the general differential rate is declared in paragraph (b) hereunder;
- (iii) In respect of all rateable land situated in the Residential, Residential Character and Community Zones and so recorded in the assessment records of the Council, a differential general rate of 0.954 cents in the dollar on the assessed site value of the land, excluding any land categorised as Commercial—Shop, Commercial—Office, Commercial—Other, Industry—Light, Industry—Other and Primary Production and for which the general differential rate is declared in paragraph (b) hereunder;
- (iv) In respect of all rateable land situated in the Rural Living Zone and so recorded in the assessment records of the Council, a differential general rate of 0.373 cents in the dollar on the assessed site value of the land, excluding any land categorised as Commercial—Shop, Commercial—Office, Commercial—Other, Industry—Light and Industry—Other and for which the general differential rate is declared in paragraph (b) hereunder;
- (v) In respect of all rateable land situated in the Special Industry (Hydrocarbons) and Coastal Conservation Zones and so recorded in the assessment records of the Council, a differential general rate of 15.3394 cents in the dollar on the assessed site value of the land, excluding any land categorised as Residential and Commercial—Other and for which the general differential rate is declared in paragraph (b) hereunder;
- (vi) In respect of all rateable land situated in the Coastal Settlement and Settlement Zones and so recorded in the assessment records of the Council, a differential general rate of 0.2153 cents in the dollar on the assessed site value of the land, excluding any land categorised as Commercial—Shop, Commercial—Office, Commercial—Other, Industry—Light and Industry—Other and for which the general differential rate is declared in paragraph (b) hereunder;
- (vii) In respect of all rateable land situated in the Regional Centre Zone and so recorded in the assessment records of the Council, a differential general rate of 2.7615 cents in the dollar on the assessed site value of the land, excluding any land categorised as Residential and for which the general differential rate is declared in paragraph (b) hereunder;
- (viii) In respect of all rateable land situated in the Remote Area Zone and so recorded in the assessment records of the Council, a differential general rate of 0.0147 cents in the dollar on the assessed site value of the land, excluding any land categorised as Residential, Commercial—Shop, Commercial—Office, Commercial—Other, Industry—Light and Industry—Other and for which the general differential rate is declared in paragraph (b) hereunder;
- (b) Land use as a differentiating factor in respect of all land not otherwise falling within paragraph (a) above, as follows:
- (i) Residential: a differential general rate of 0.954 cents in the dollar on the assessed site value of such land;

- (ii) Commercial—Shop: a differential general rate of 2.330 cents in the dollar on the assessed site value of such land;
- (iii) Commercial—Office: a differential general rate of 2.330 cents in the dollar on the assessed site value of such land;
- (iv) Commercial—Other: a differential general rate of 2.330 cents in the dollar on the assessed site value of such land;
- (v) Industry—Light: a differential general rate of 2.330 cents in the dollar on the assessed site value of such land;
- (vi) Industry—Other: a differential general rate of 2.330 cents in the dollar on the assessed site value of such land;
- (vii) Primary Production: a differential general rate of 0.0147 cents in the dollar on the assessed site value of such land;
- (viii) Vacant Land: a differential general rate of 2.330 cents in the dollar on the assessed site value of such land;
- (ix) Other (any other land use not referred to in a previous category): a differential general rate of 2.330 cents in the dollar on the assessed site value of such land,

and a fixed charge component of \$430.50.

2. Declaration of a Service Charge

To impose a Service Charge of \$317.20 on rateable land within its area for the provision of the service of collection, treatment and disposal of hard waste where such a service is provided.

3. Declaration of a Separate Rate—City Plaza Rate

To declare a separate rate of 0.69 cents in the dollar based on the site value of the land subject to the rate, situated in the area delineated in the Plan attached as Annexure 'C' to the Report under reference.

4. Declaration of a Separate Rate—Natural Resources Management Levy

To declare a separate rate based on a fixed charge of \$64.20 on all rateable land within its area and within the area of Natural Resources Eyre Peninsula for the purpose of the Natural Resources Management Levy.

P. PEPPIN, Chief Executive Officer

TOWN OF WALKERVILLE

Adoption of Valuations and Declaration of Rates 2015-2016

NOTICE is hereby given that the Council of the Corporation of the Town of Walkerville, at its meeting held on 20 July 2015 and in relation to the 2015-2016 financial year, the Council, in exercise of the powers contained in Chapter 10 of the Local Government Act 1999:

1. Adopted the most recent valuations of the Valuer-General available to the Council of the capital value of land in its area totalling \$2 832 097 700.
2. Declared differential general rates as follows:
 - 2.1 Residential: A rate of 0.0025475 in the dollar on the capital value of such rateable land;
 - 2.2 Commercial—Shop: A rate of 0.0039486 in the dollar on the capital value of such rateable land;
 - 2.3 Commercial—Office: A rate of 0.0039486 in the dollar on the capital value of such rateable land;
 - 2.4 Commercial—Other: A rate of 0.0039486 in the dollar on the capital value of such rateable land;
 - 2.5 Industry—Light: A rate of 0.0039486 in the dollar on the capital value of such rateable land;
 - 2.6 Industry—Other: A rate of 0.0039486 in the dollar on the capital value of such rateable land;

- 2.7 Primary Production: A rate of 0.0039486 in the dollar on the capital value of such rateable land;
- 2.8 Vacant Land: A rate of 0.0039486 in the dollar on the capital value of such rateable land;
- 2.9 Other: A rate of 0.0039486 in the dollar on the capital value of such rateable land.

3. Declared a minimum amount payable by way of general rates of \$1 101.

4. Declared a separate rate of 0.000092 in the dollar on all rateable land in the Council area in respect of the Adelaide and Mount Lofty Ranges Natural Resources Management Board Levy.

Payment of Rates

Rates can be paid in one payment by 17 September 2015 or in four equal or approximately equal parts, which pursuant to Section 181 (2) of the Local Government Act 1999, will fall due on the following dates:

- 17 September 2015;
- 1 December 2015;
- 17 March 2016; and
- 17 June 2016.

A copy of the 2015-2016 Annual Business Plan can be viewed at Council Offices, 66 Walkerville Terrace, Gilberton, S.A. 5081 during business hours, or downloaded from walkerville.sa.gov.au.

K. MAGRO, Chief Executive Officer

TOWN OF WALKERVILLE

BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

By-law No. 1 of 2015—Permits and Penalties

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

PART 1—PRELIMINARY

1. Short Title

This by-law may be cited as the Permits and Penalties By-law 2015.

2. Commencement

This by-law will come into operation four months after the day on which it is published in the *Gazette* in accordance with Section 249 (5) of the Local Government Act 1999.

3. Definitions

In any by-law of the Council, unless the contrary intention is clearly indicated:

- 3.1 *authorised person* means a person appointed as an authorised person pursuant to Section 260 of the Local Government Act 1999;
- 3.2 *person* includes a natural person, a body corporate or incorporated association;
- 3.3 *Council* means the Corporation of the Corporation of the Town of Walkerville.

4. Construction

Every by-law of the Council shall be subject to any Act of Parliament and Regulations made thereunder.

PART 2—PERMITS

5. Council may grant permits

If any by-law of the Council states that a person needs a 'permit' or 'permission' to do a specified thing, then the following provisions apply:

- 5.1 The permit must be in writing.
- 5.2 The Council may:
 - 5.2.1 attach conditions to the permit;
 - 5.2.2 change or revoke a condition, by notice in writing; or
 - 5.2.3 add new conditions, by notice in writing.

- 5.3 A person who holds a permit must comply with every condition attached to it. Failure to do so constitutes a breach of this by-law.
- 5.4 The Council may revoke a permit, by notice in writing, if:
- 5.4.1 the holder of the permit fails to comply with a condition attached to it; or
- 5.4.2 the permit is of a continuing nature, and the Council has reasonable grounds for revoking it.
- 5.5 The Council may, by resolution, fix, vary or revoke fees or charges for the granting of a permit to do a specified thing.

PART 3—ENFORCEMENT

6. Penalties

- 6.1 A person who contravenes, or fails to comply with any by-law of the Council is guilty of an offence and is liable to the maximum penalty referred to in the Local Government Act 1999, which may be fixed for offences against a by-law.
- 6.2 A person who is convicted of an offence against any by-law of the Council in respect of a continuing act or omission is liable, in addition to the penalty otherwise applicable, to a further penalty, being the maximum penalty referred to in the Local Government Act 1999, which may be fixed for offences of a continuing nature against a by-law.

PART 4—MISCELLANEOUS

7. Revocation

Council's By-law No. 1—Permits and Penalties, published in the *Gazette* on 17 July 2008, is revoked on the day on which this by-law comes into operation.

The foregoing by-law was duly made and passed at a meeting of the Council of the Corporation of the Town of Walkerville held on 20 July 2015, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

K. MAGRO, Chief Executive Officer

TOWN OF WALKERVILLE

BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

By-law No. 2 of 2015—Local Government Land

FOR the management and regulation of the use of and access to all land vested in or under the control of the Council including the prohibition and regulation of particular activities on local government land.

PART 1—PRELIMINARY

1. Short title

This by-law may be cited as the Local Government Land By-law 2015.

2. Commencement

This by-law will come into operation four months after the day on which it is published in the *Gazette* in accordance with Section 249 (5) of the Local Government Act 1999.

3. Definitions

In this by-law:

- 3.1 *animal* includes birds, insects and aquatic creatures;
- 3.2 *boat* includes a raft, canoe, personal watercraft or any other similar device;
- 3.3 *camp* includes setting up a camp, or cause a tent, caravan or motorhome to remain on the land for the purpose of staying overnight, whether or not any person is in attendance or sleeps on the land;
- 3.4 *children's playground* means any enclosed area in which there is equipment, apparatus or other installed devices for the purpose of children's play (or within 5 metres of such devices if there is no enclosed area);

3.5 *community garden* means an area of land set aside by the Council for the purposes of being gardened collectively by a group of people;

3.6 *domestic animal* includes any duck, reptile or fish;

3.7 *electoral matter* has the same meaning as in the Electoral Act 1985, provided that such electoral matter is not capable of causing physical damage or injury to any person within its immediate vicinity;

3.8 *emergency worker* has the same meaning as in the Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014;

3.9 *funeral ceremony* means a ceremony only (i.e. a memorial service) and does not include a burial;

3.10 *liquor* has the same meaning as defined in the Liquor Licensing Act 1997;

3.11 *local government land* has the same meaning as in the Local Government Act 1999, but does not include any road;

3.12 *open container* means a container which:

3.12.1 after the contents thereof have been sealed at the time of manufacture and:

3.12.1.1 being a bottle, has had its cap, cork or top removed (whether or not it has since been replaced);

3.12.1.2 being a can, it has been opened or punctured;

3.12.1.3 being a cask, has had its tap placed in a position to allow it to be used;

3.12.1.4 being any form of container, it has been opened, broken, punctured or manipulated in such a way as to allow access to the contents thereof; or

3.12.2 is a flask, glass or mug or other container used for drinking purposes;

3.13 *personal watercraft* means a device that:

3.13.1 is propelled by a motor; and

3.13.2 has a fully enclosed hull; and

3.13.3 is designed not to retain water if capsized; and

3.13.4 is designed to be operated by a person who sits astride, stands, or kneels on the device,

and includes the device commonly referred to as a jet ski;

3.14 *waters* means any body of water including a pond, lake, river, creek or wetlands under the care, control and management of Council.

PART 2—MANAGEMENT OF LOCAL GOVERNMENT LAND

4. Activities requiring permission

A person must not on any local government land, without the permission of Council:

4.1 Access to waters

enter any waters, or swim or use a boat in or on waters:

4.1.1 in an area where a nearby sign erected by the Council states that one or more of these activities is prohibited;

4.1.2 contrary to any condition or requirement stated on a nearby sign erected by the Council;

4.2 Advertising

display any sign for the purpose of commercial advertising, other than a moveable sign that is displayed in accordance with the Moveable Signs By-law 2015;

4.3 Alteration to Local Government Land

make an alteration to the land, including:

4.3.1 altering the construction or arrangement of the land to permit or facilitate access from an adjacent property; or

4.3.2 erecting or installing a structure (including pipes, wires, cables, pavers, fixtures, fittings and other objects) in, on, across, under or over the land; or

- 4.3.3 changing or interfering with the construction, arrangement or materials of the land; or
- 4.3.4 changing, interfering with or removing a structure (including pipes, wires, cables, fixtures, fittings or other objects) associated with the land; or
- 4.3.5 planting a tree or other vegetation on the land, interfering with the vegetation on the land or removing vegetation from the land;
- 4.4 *Amplification*
use an amplifier or other device whether mechanical or electrical for the purpose of amplifying sound;
- 4.5 *Animals on Local Government Land*
- 4.5.1 ride, lead or drive any horse, cattle or sheep, except on any track or car park on local government land that the Council has set aside (through the erection of signage) for the use by, or in connection with that animal;
- 4.5.2 allow or suffer any animal under his or her control to swim or bathe in any waters to the inconvenience, annoyance or danger of any other person bathing or swimming;
- 4.5.3 allow an animal in that persons control, charge or ownership to damage Council property;
- 4.5.4 release or leave any domestic animal;
- 4.6 *Attachments*
attach anything to a tree, plant, structure or fixture on local government land;
- 4.7 *Bees*
place, or allow to remain, any bee hive;
- 4.8 *Boats*
- 4.8.1 hire or offer for hire a boat, raft, pontoon or other watercraft;
- 4.8.2 launch, propel, float or otherwise use any boat, raft, pontoon or other watercraft on any waters;
- 4.9 *Bridge jumping*
jump from or dive from a bridge;
- 4.10 *Buildings and structures*
erect or install a building or structure (including pipes, wires, cables, fences, memorials, fixtures, fittings or other objects);
- 4.11 *Busking*
sing, busk or play a musical instrument for the apparent purpose of either entertaining others or receiving money;
- 4.12 *Camping*
- 4.12.1 erect any tent or other structure of calico, canvas, plastic or similar material as a place of habitation;
- 4.12.2 camp or sleep overnight;
except where a sign or signs erected by the Council indicate that camping on the land is permitted or where the person is in a caravan park (the proprietor of which has been given permission to operate the caravan park on that land);
- 4.13 *Cemeteries*
Comprising a cemetery:
- 4.13.1 bury or inter any human or animal remains;
- 4.13.2 erect any memorial;
- 4.14 *Closed lands*
enter or remain on any part of the land:
- 4.14.1 at any time during which the Council has declared that it shall be closed to the public, and which is indicated by a sign to that effect; or
- 4.14.2 where the land is enclosed with fences and/or walls and gates, at any time when the gates have been closed and locked; or
- 4.14.3 where admission charges are payable, without paying those charges;
- 4.15 *Distribution*
distribute anything to any bystander, passer-by or other person;
- 4.16 *Donations*
ask for or receive or indicate that he or she desires a donation of money or any other thing;
- 4.17 *Fires*
light any fire except:
- 4.17.1 in a place provided by the Council for that purpose; or
- 4.17.2 in a portable barbeque, as long as the barbeque is used in an area that is clear of flammable material for a distance of at least four metres; and
- 4.17.3 in accordance with the Fire and Emergency Services Act 2005;
- 4.18 *Flora, fauna and other living things*
subject to the Native Vegetation Act 1991 and the National Parks and Wildlife Act 1972:
- 4.18.1 except in a community garden, damage, pick, or interfere with any plant, fungi or lichen thereon; or
- 4.18.2 tease, remove or cause harm to any animal or bird or the eggs or young of any animal or bird or aquatic creature;
- 4.18.3 use, possess or have control of any device for the purpose of killing or capturing any animal or bird;
- 4.19 *Funerals and scattering ashes*
conduct or participate in a funeral ceremony, or scatter ashes on land to which the Council has resolved this sub-paragraph will apply;
- 4.20 *Golf*
play or practice golf;
- 4.21 *No liquor*
- 4.21.1 consume, carry or be in possession or charge of any liquor on any local government land to which this sub-paragraph applies (provided the land constitutes a park or reserve);
- 4.21.2 excepting sealed containers, consume, carry or be in possession or charge of any liquor in an open container on any local government land to which this sub-paragraph applies (provided the land constitutes a park or reserve);
- 4.22 *Model aircraft*
subject to the Civil Aviation Act 1988, fly or operate a model aircraft or drone aircraft;
- 4.23 *Picking of fruit, nuts or berries*
except in any community garden, pick fruit, nuts, seeds or berries from any plant;
- 4.24 *Posting of bills, etc.*
post any bills, advertisements or other papers or items on a building, or structure on local government land;
- 4.25 *Preaching and canvassing*
preach, canvass, harangue or otherwise solicit for religious purposes except on any land or part thereof where the Council has, by resolution, determined this restriction shall not apply;
- 4.26 *Removing*
carry away or remove any earth, rocks, minerals, plant material (dead or living), animal remains (including shells and fossils) or any part of the land;
- 4.27 *Selling*
sell anything or display anything for sale;

- 4.28 *Skateboards and small wheeled vehicles*
subject to the Road Traffic Act 1961, and the Local Government Act 1999, ride on a skateboard or use roller skates or roller blades on land to which the Council has resolved this sub-paragraph will apply;
- 4.29 *Vehicles*
- 4.29.1 drive or propel a motor vehicle thereon, unless on an area or road constructed or set aside by the Council for the parking or travelling of motor vehicles;
- 4.29.2 except on an area properly constructed for the purpose, promote, organise or take part in any race, test or trial of any kind in which motor vehicles, motor cycles, motor scooters or bicycles take part;
- 4.30 *Weddings*
conduct or participate in a marriage ceremony on land to which the Council has resolved this sub-paragraph will apply;
- 4.31 *Wetlands*
subject to the Natural Resources Management Act 2004, where that land constitutes a wetland:
- 4.31.1 operate a model boat;
- 4.31.2 fish, or take any aquatic creature;
- 4.31.3 introduce any fish or aquatic creature;
- 4.31.4 take or draw water;
- 4.32 *Working on vehicles*
perform the work of repairing, washing, painting, panel beating or other work of any nature on or to any vehicle, except for running repairs in the case of breakdown.
5. *Prohibited activities*
A person must not, on any local government land:
- 5.1 *Annoyances*
unreasonably annoy or interfere with any other person's use of the land by making a noise or creating a disturbance that has not been authorised by the Council;
- 5.2 *Children's playgrounds*
use any device, equipment or apparatus installed in a children's playground if that person is of or over the age indicated by sign or notice as the age limit for using such equipment, apparatus or other installed device;
- 5.3 *Fishing*
- 5.3.1 return any noxious species including European carp (*Cyprinus carpio*) or redfin perch (*Perca fluviatilis*) caught by the person to any land or waters;
- 5.3.2 deposit or leave any dead fish (in part or whole) or offal;
- 5.4 *Interference with permitted use*
interrupt, disrupt or interfere with any other person's use of local government land which is permitted or for which permission has been granted;
- 5.5 *Playing games*
- 5.5.1 play or practice a game in any area where a sign indicates that the game is prohibited;
- 5.5.2 promote, organise or take part in any organised athletic sport in any area to which this sub-paragraph applies;
- 5.5.3 play any organised competition sport, as distinct from organised social play, in any area to which this sub-paragraph applies;
- 5.6 *Smoking*
smoke tobacco or any other substance in any building or part of any building to which this sub-paragraph applies;
- 5.7 *Toilets*
in any public convenience:
- 5.7.1 urinate other than in a urinal or pan or defecate other than in a pan provided for that purpose;
- 5.7.2 smoke tobacco or any other substance;
- 5.7.3 deposit anything in a pan, urinal or drain which is likely to cause a blockage;
- 5.7.4 use it for a purpose for which it was not designed or constructed;
- 5.7.5 enter any toilet that is set aside for use by the opposite sex except where:
- 5.7.5.1 a child under the age of five years accompanied by an adult person of that other sex; and/or
- 5.7.5.2 to provide assistance to a disabled person;
- 5.8 *Use of equipment*
use any item of equipment or property belonging to the Council other than in the manner and for the purpose for which it was designed or set aside.
- PART 3—MISCELLANEOUS
6. *Directions*
A person must comply with any reasonable direction or request from an authorised person relating to:
- 6.1 that person's use of the land;
- 6.2 that person's conduct and behaviour on the land;
- 6.3 that person's safety on the land;
- 6.4 the safety and enjoyment of the land by other persons.
7. *Removal of animals and exclusion of persons*
- 7.1 If any animal is found on local government land in breach of this by-law:
- 7.1.1 any person in charge of the animal shall forthwith remove it from that land on the request of an authorised person; and
- 7.1.2 any authorised person may remove any animal from the land if the person fails to comply with the request, or if no person is in charge of the animal.
- 7.2 An authorised person may direct any person who is considered to be committing, or has committed, a breach of this by-law to leave local government land.
8. *Exemptions*
- 8.1 The restrictions in this by-law do not apply to any Police Officer, Council Officer or Council employee acting in the course and within the scope of that person's normal duties, or to a contractor while performing work for the Council and while acting under the supervision of a Council Officer, or to an emergency worker performing emergency duties.
- 8.2 The restrictions in paragraphs 4.6, 4.15, 4.24 and 4.25 of this by-law do not apply to:
- 8.2.1 electoral matters authorised by a candidate and which relate to a Commonwealth or State election that occurs during the period commencing on the issue of the writ or writs for the election and ending at the close of polls on polling day; or
- 8.2.2 electoral matters authorised by a candidate and which relate to an election under the Local Government Act 1999 or the Local Government (Elections) Act 1999, that occurs during the period commencing four weeks immediately before the date that has been set (either by or under either Act) for polling day and ending at the close of voting on polling day; or
- 8.2.3 matters which relate to, and occur during the course of and for the purpose of a referendum.
9. *Application*
Any of paragraphs 4.14.1, 4.19, 4.21, 4.28, 4.29.1, 4.30, 5.5.2, 5.5.3 and 5.6 of this by-law shall apply only in such portion or portions of the area as the Council may by resolution direct from time to time in accordance with Section 246 (3) (e) of the Local Government Act 1999.

10. *Revocation*

Council's By-law No. 2—Local Government Land, published in the *Gazette* on 17 July 2008, is revoked on the day on which this by-law comes into operation.

The foregoing by-law was duly made and passed at a meeting of the Council of the Corporation of the Town of Walkerville held on 20 July 2015, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

K. MAGRO, Chief Executive Officer

TOWN OF WALKERVILLE

BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

By-law No. 3 of 2015—Roads

FOR the management of public roads.

PART 1—PRELIMINARY

1. *Short title*

This by-law may be cited as the Roads By-law 2015.

2. *Commencement*

This by-law will come into operation four months after the day on which it is published in the *Gazette* in accordance with Section 249 (5) of the Local Government Act 1999.

3. *Definitions*

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

- 3.1 *camp* includes setting up a camp, or causing a tent, caravan or motorhome to remain on the road for the purpose of staying overnight, whether or not any person is in attendance or sleeps on the road;
- 3.2 *electoral matter* has the same meaning as in the Electoral Act 1985, provided that such electoral matter is not capable of causing physical damage or injury to any person within its immediate vicinity;
- 3.3 *emergency worker* has the same meaning as in the Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014; and
- 3.4 *road* has the same meaning as in the Local Government Act 1999.

PART 2—MANAGEMENT OF ROADS

4. *Activities requiring permission*

A person must not on any road, without the permission of the Council:

4.1 *Advertising*

display any sign for the purpose of commercial advertising, other than a moveable sign which is displayed on a public road in accordance with the Moveable Signs By-law 2015;

4.2 *Amplification*

use an amplifier or other device whether mechanical or electrical for the purposes of emitting or amplifying sound or broadcasting any announcement or advertisement;

4.3 *Animals*

lead or drive any horse, cattle or sheep;

4.4 *Camping*

- 4.4.1 erect any tent or other structure of calico, canvas, plastic or similar material as a place of habitation;
- 4.4.2 camp or sleep overnight;
- 4.4.3 camp or sleep overnight in a motorhome, except where a sign or signs erected by the Council indicate that camping on the road in such a vehicle is permitted;

4.5 *Donations*

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

4.6 *Handbills on vehicles*

place on any vehicle, or cause to be placed on any vehicle (without the consent of the owner of the vehicle), any handbill, book, notice, leaflet, or other printed matter;

4.7 *Posting of bills, etc.*

post any bills, advertisements or other papers or items on a building or structure on a road;

4.8 *Preaching*

preach or harangue;

4.9 *Working on vehicles*

perform the work of repairing, washing, painting, panel beating or other work of any nature on or to any vehicle, except for running repairs in the case of breakdown.

PART 3—MISCELLANEOUS

5. *Removal of animals*

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

- 5.1.1 any person in charge of the animal shall forthwith remove it from that land on the request of an authorised person; and
- 5.1.2 any authorised person may remove any animal from the road if the person fails to comply with the request, or if no person is in charge of the animal.

6. *Exemptions*

6.1 The restrictions in this by-law do not apply to any Police Officer, Council Officer or Council employee acting in the course and within the scope of that person's normal duties, or to a contractor while performing work for the Council and while acting under the supervision of a Council Officer, or to an emergency worker performing emergency duties.

6.2 The restrictions in paragraphs 4.6, 4.7 and 4.8 of this by-law do not apply to:

- 6.2.1 electoral matters authorised by a candidate and which relate to a Commonwealth or State election that occurs during the period commencing on the issue of the writ or writs for the election and ending at the close of polls on polling day; or
- 6.2.2 electoral matters authorised by a candidate and which relate to an election under the Local Government Act 1999 or the Local Government (Elections) Act 1999, that occurs during the period commencing four weeks immediately before the date that has been set (either by or under either Act) for polling day and ending at the close of voting on polling day; or
- 6.2.3 matters which relate to, and occur during the course of and for the purpose of a referendum.

7. *Revocation*

Council's By-law No. 3—Roads, published in the *Gazette* on 17 July 2008, is revoked on the day on which this by-law comes into operation.

The foregoing by-law was duly made and passed at a meeting of the Council of the Corporation of the Town of Walkerville held on 20 July 2015, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

K. MAGRO, Chief Executive Officer

TOWN OF WALKERVILLE

BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

By-law No. 4 of 2015—Moveable Signs

TO set standards for moveable signs on roads, to provide conditions for and the placement of such signs, to protect public safety and to protect or enhance the amenity of the area of the Council.

PART 1—PRELIMINARY

1. *Short title*

This by-law may be cited as the Moveable Signs By-law 2015.

2. Commencement

This by-law will come into operation four months after the day on which it is published in the *Gazette* in accordance with Section 249 (5) of the Local Government Act 1999.

3. Definitions

In this by-law:

- 3.1 *banner* means a moveable sign constituted of a strip of cloth, plastic or other material hung or attached to a pole, fence or other structure;
- 3.2 *footpath* means:
 - 3.2.1 a footway, lane or other place made or constructed for the use of pedestrians; or
 - 3.2.2 that part of road between the property boundary of the road and the edge of the carriageway on the same side as that boundary;
- 3.3 *moveable sign* has the same meaning as the Local Government Act 1999;
- 3.4 *road* has the same meaning as in the Local Government Act 1999;
- 3.5 *road related area* has the same meaning as in the Road Traffic Act 1961.

PART 2—PROVISIONS APPLICABLE TO MOVEABLE SIGNS

4. Design and construction

A moveable sign displayed on a road must:

- 4.1 be constructed so as not to present a hazard to any member of the public;
- 4.2 be constructed so as to be stable when in position and to be able to keep its position in adverse weather conditions;
- 4.3 not be unsightly or offensive in appearance;
- 4.4 not contain flashing or moving parts;
- 4.5 be not more than one metre high, 60 cm in width or 60 cm in depth;
- 4.6 in the case of an ‘A’ frame or sandwich board sign:
 - 4.6.1 be hinged or joined at the top;
 - 4.6.2 be of such construction that its sides can be and are securely fixed or locked in position when erected;
- 4.7 in the case of an inverted ‘T’ sign, contain no struts or members that run between the display area of the sign and the base of the sign.

5. Placement

A moveable sign displayed on a road must:

- 5.1 not be placed anywhere except on the footpath;
- 5.2 not be placed on a sealed footpath, unless the sealed part is wide enough to contain the sign and still leave a clear thoroughfare at least 1.2 metres wide;
- 5.3 be placed at least 40 cm from the kerb (or if there is no kerb, from the edge of the roadway);
- 5.4 not be placed on a landscaped area, other than on landscaping that comprises only lawn;
- 5.5 not be placed on a designated parking area or within 1 metre of an entrance to any premises or corner of a road; and
- 5.6 not be fixed, tied or chained to, leaned against or placed closer than 2 metres to any other structure, object or plant (including another moveable sign);
- 5.7 not be placed in a position that puts the safety of any person at risk;
- 5.8 not be placed on a median strip, traffic island or on a carriageway;
- 5.9 within 10 metres of an intersection of a road.

6. Restrictions

A moveable sign displayed on a road must:

- 6.1 only contain material which advertises a business being conducted on commercial premises adjacent to the sign, or the goods and services available from that business;
- 6.2 be limited to one per business premises;
- 6.3 not be displayed unless the business to which it relates is open to the public;
- 6.4 be securely fixed in position such that it cannot be blown over or swept away;
- 6.5 not be displayed during the hours of darkness unless it is clearly visible.

7. Appearance

A moveable sign displayed on a road must:

- 7.1 be painted or otherwise detailed in a competent and professional manner;
- 7.2 be attractive, legible and simply worded to convey a precise message;
- 7.3 be of such design and contain such colours that are compatible with the architectural design of the premises adjacent to the sign and are compatible with the townscape and overall amenity of the locality in which the sign is situated;
- 7.4 contain a combination of colours and typographical styles that blend in with and reinforce the heritage qualities of the locality and the buildings in which the sign is situated;
- 7.5 not have any balloons, flags, streamers or other things attached to it.

8. Banners

A banner must:

- 8.1 only be displayed on a road, footpath or road related area;
- 8.2 be securely fixed to a pole, fence or other structure so that it does not hang loose or flap;
- 8.3 not be attached to any building, structure, fence, vegetation or other item owned by the Council on a road, or other improvement to a road owned by the Council;
- 8.4 not be displayed more than one month before and two days after the event it advertises;
- 8.5 not be displayed for a continuous period of more than one month and two days in any twelve month period;
- 8.6 not exceed 3m² in size.

PART 3—ENFORCEMENT

9. Removal of unauthorised moveable signs

9.1 If:

- 9.1.1 a moveable sign has been placed on any road or footpath in contravention of this by-law or of Section 226 of the Local Government Act 1999, an authorised person may order the owner of the sign to remove the moveable sign from the road or footpath;
 - 9.1.2 the authorised person cannot find the owner, or the owner fails to comply immediately with the order, the authorised person may remove and dispose of the sign;
 - 9.1.3 a moveable sign is removed under sub-paragraph 9.1.2 of this by-law and is not claimed within 30 days of such removal the authorised person may sell, destroy or otherwise dispose of the moveable sign as the authorised person thinks fit.
- 9.2 Any person who displays an unauthorised moveable sign or who is the owner of an unauthorised moveable sign which has been removed under sub-paragraph 9.1 of this by-law must pay the Council any reasonable costs incurred in removing, storing or attempting to dispose of the moveable sign before being entitled to recover the moveable sign.

10. Removal of authorised moveable signs

A moveable sign must be removed or relocated by the person who placed the moveable sign on a road or footpath or the owner of the sign, at the request of an authorised person if:

- 10.1 in the opinion of the authorised person, and notwithstanding compliance with this by-law, there is any hazard or obstruction or there is likely to be a hazard or obstruction arising out of the location of the moveable sign; or
- 10.2 so required by the authorised person for the purpose of special events, parades, road or footpath works or any other circumstances which, in the opinion of the authorised person, requires relocation or removal of the moveable sign.

PART 4—MISCELLANEOUS

11. Specified exemptions

- 11.1 This by-law does not apply to a moveable sign which:
 - 11.1.1 is a moveable sign that is placed on a public road pursuant to an authorisation under the Local Government Act 1999 or another Act;
 - 11.1.2 directs people to the open inspection of any land or building that is available for purchase or lease;
 - 11.1.3 directs people to a garage sale that is being held on residential premises;
 - 11.1.4 directs people to a charitable function;
 - 11.1.5 is related to a State or Commonwealth election and is displayed during the period commencing on the issue of writ or writs for the election and ending at the close of polls on polling day;
 - 11.1.6 is related to an election held under the Local Government Act 1999 or the Local Government (Elections) Act 1999 and is displayed during the period commencing four weeks immediately before the date that has been set for polling day and ending at the close of voting on polling day;
 - 11.1.7 is related to a referendum and is displayed during the course and for the purpose of that referendum;
 - 11.1.8 is displayed with permission of the Council and in accordance with any conditions attached to that permission; or
 - 11.1.9 is a sign of a class prescribed in regulations.
- 11.2 Clauses 6.2 and 6.3 of this by-law do not apply to a flat sign containing only the banner or headlines of a newspaper or magazine.
- 11.3 Clauses 3, 6.2, 6.3 and 7 of this by-law do not apply to a directional sign to an event run by a charitable body.

12. Revocation

Council's By-law No. 4—Moveable Signs, published in the *Gazette* on 17 July 2008, is revoked on the day on which this by-law comes into operation.

The foregoing by-law was duly made and passed at a meeting of the Council of the Corporation of the Town of Walkerville held on 20 July 2015, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

K. MAGRO, Chief Executive Officer

TOWN OF WALKERVILLE

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

By-law No. 5 of 2015—Dogs

FOR the management and control of dogs within the Council's area.

PART 1—PRELIMINARY

1. Short title

This by-law may be cited as the Dogs By-law 2015.

2. Commencement

This by-law will come into operation four months after the day on which it is published in the *Gazette* in accordance with Section 249 (5) of the Local Government Act 1999.

3. Definitions

In this by-law:

- 3.1 *approved kennel establishment* means a building, structure or area approved by the relevant authority, pursuant to the Development Act 1993 for the keeping of dogs on a temporary or permanent basis;
- 3.2 *assistant dog* means a guide dog, hearing dog or disability dog as those terms are defined in the Dog and Cat Management Act 1995;
- 3.3 *children's playground* means any enclosed area in which there is equipment, apparatus or other installed devices for the purpose of children's play (or within 5 metres of such devices if there is no enclosed area);
- 3.4 *control*, in relation to a dog, includes the person having ownership, possession or charge of, or authority over, the dog;
- 3.5 *dog* has the same meaning as in the Dog and Cat Management Act 1995;
- 3.6 *dog management officer* means a person appointed pursuant to Section 27 of the Dog and Cat Management Act 1995;
- 3.7 *effective control* means a person exercising effective control of a dog either:
 - 3.7.1 by means of a physical restraint;
 - 3.7.2 by command, the dog being in close proximity to the person, and the person being able to see the dog at all times;
- 3.8 *keep* includes the provision of food or shelter;
- 3.9 *local government land* has the same meaning as in the Local Government Act 1999;
- 3.10 *small property* means a property involving any self-contained dwelling where the property or part thereof (i.e. flat, home unit, etc.) contains a secured unobstructed yard area of less than 100 square metres;
- 3.11 *wetland area* includes any park, reserve, scrub, trail or other land adjacent to a wetland.

PART 2—DOG MANAGEMENT AND CONTROL

4. Dog free areas

A person must not on any local government land to which this paragraph applies allow a dog in that person's control to be in, or remain in that place unless the dog is an assistant dog.

5. Dog on leash areas

A person must not allow a dog under that person's control to be or remain:

- 5.1 on local government land or public place to which the Council has resolved that this subparagraph applies;
- 5.2 on any park or reserve during times when organised sport is being played;
- 5.3 within 5 metres of children's playground equipment;
- 5.4 in any wetland area;

unless the dog is secured by a strong leash not exceeding 2 metres in length which is either tethered securely to a fixed object capable of securing the dog or held by a person capable of controlling the dog and preventing it from being a nuisance or a danger to other persons.

6. Dog exercise areas

- 6.1 A person may enter upon any part of local government land identified by the Council as a dog exercise area in accordance with paragraph 9 for the purpose of exercising a dog under his or her control.
- 6.2 Where a person enters upon such part of local government land for that purpose, he or she must ensure that the dog under his or her control remain under effective control while on that land.

7. *Limit on dog numbers*

- 7.1 The limit on the number of dogs kept:
- 7.1.1 in a small property shall be one dog;
- 7.1.2 in premises other than a small property, the limit shall be two dogs.
- 7.2 A person must not, without permission, keep any dog on any premises where the number of dogs on the premises exceeds the limit unless:
- 7.2.1 the premises is an approved kennel establishment; or
- 7.2.2 the Council has exempted the premises from compliance with this sub-paragraph.

8. *Dog faeces*

A person must not, on local government land or on any road or footpath, be in control of a dog, unless the person has, in his or her possession, a bag or other object for the purpose of picking up and lawfully disposing of any faeces that the dog may generate while in that place.

PART 3—MISCELLANEOUS

9. *Application*

- 9.1 Any of paragraphs 4, 5.1 and 6.1 of this by-law shall apply only in such portion or portions of the area as the Council may by resolution direct from time to time in accordance with Section 246 of the Local Government Act 1999 and as are denoted by signs erected by the Council and information provided to the public in a manner determined by the Council's Chief Executive Officer.
- 9.2 The limits prescribed in paragraph 7 of this by-law do not include any dog that is under three months of age.

10. *Revocation*

Council's By-law No. 5—Dogs, published in the *Gazette* on 17 July 2008, is revoked on the day on which this by-law comes into operation.

The foregoing by-law was duly made and passed at a meeting of the Council of the Corporation of the Town of Walkerville held on 20 July 2015, by an absolute majority of the members for the time being constituting the Council, there being at least two-thirds of the members present.

K. MAGRO, Chief Executive Officer

ALEXANDRINA COUNCIL
LOCAL GOVERNMENT ACT 1934

Road Closure, Portion of Lode Road, Ashbourne

NOTICE is hereby given that Alexandrina Council at its meeting held on 20 July 2015, resolved pursuant to Section 359 of the Local Government Act 1934, to exclude all vehicles with the exception of Council vehicles, emergency services vehicles, utilities vehicles (SA Water, SA Power Networks, Telstra, etc.) and persons approved by Council, from a 900 metre length of Lode Road between Sundew Road and Ashbourne Road, Ashbourne.

P. DINNING, Chief Executive

ALEXANDRINA COUNCIL
LOCAL GOVERNMENT ACT 1934

Road Closure, Portion of Haines Road, Ashbourne

NOTICE is hereby given that Alexandrina Council at its meeting held on 20 July 2015, resolved pursuant to Section 359 of the Local Government Act 1934, to exclude all vehicles with the exception of Council vehicles, emergency services vehicles, utilities vehicles (SA Water, SA Power Networks, Telstra, etc.) from 1.5 kms of the eastern extent of Haines Road, Ashbourne.

P. DINNING, Chief Executive

DISTRICT COUNCIL OF CEDUNA

Adoption of 2015-2016 Annual Business Plan

PURSUANT to and in accordance with Section 123 of the Local Government Act 1999 and Regulation 6 of the Local Government (Financial Management) Regulations 2011, and having considered all submissions in accordance with Section 123 (6) of the Local Government Act 1999, the Council adopt the 2015-2016 Annual Business Plan as presented.

Adoption of 2015-2016 Annual Budget

Pursuant to, and in accordance with Section 123 of the Local Government Act 1999 and Regulation 7 of the Local Government (Financial Management) Regulations 2011, the Council adopt a budget comprising the following Financial Budget Statements for 2015-2016 as presented having considered the budget in conjunction with, and determined it to be consistent with, the Council's Annual Business Plan.

Adoption of Valuations

In accordance with Section 167 (2) (a) of the Local Government Act 1999, the Council adopt, for the financial year ending 30 June 2016, the most recent valuations of the Valuer-General available to the Council of Site Values that are to apply to land in the area of the Council for rating purposes, with the total of the valuations being \$199 686 620.

Differential General Rates

That, having taken into account the general principles of rating contained in Section 150 of the Local Government Act 1999 and the requirements of Section 153 (2) of the Local Government Act 1999, pursuant to Sections 153 (1) (b) and 156 (1) (b) of the Local Government Act 1999, the Council declare the following differential general rates on the assessed Site Values of all rateable land for the financial year ending 30 June 2016, varying on the basis of the locality of the land:

- (a) Ceduna
- In respect of land within the township of Ceduna:
- For land within the Industry Zone and within, Decres Bay Policy Area 11 as described in that part of the Development Plan consolidated 18 October 2012 (refer map CED/30) under the Development Act 1993 applicable to Council—28.03073 cents in the dollar.
 - For all other land within the township of Ceduna—1.44879 cents in the dollar.
- (b) Thevenard
- In respect of land within the township of Thevenard—1.23373 cents in the dollar.
- (c) Smoky Bay
- In respect of land within the township of Smoky Bay—1.01197 cents in the dollar.
- (d) Denial Bay
- In respect of land within the township of Denial Bay—0.85622 cents in the dollar.
- (e) Ceduna Waters
- In respect of land within the locality of Ceduna Waters—1.30392 cents in the dollar.
- (f) Rural
- In respect of all other land not hereinbefore referred to in the Council area—1.30392 cents in the dollar.

Fixed Charge

Pursuant to Sections 151 (1) (c) and 152 (1) (c) of the Local Government Act 1999, for the financial year ending 30 June 2016, the Council declares a fixed charge of \$700 in respect of each separate piece of rateable land in the area of the Council.

Maximum Increase

Pursuant to Section 153 (3) of the Local Government Act 1999, the Council determine that it will not fix a maximum increase in the general rate to be charged on rateable land within its area that constitutes the principal place of residence of a principal ratepayer.

Community Wastewater Management Systems

Pursuant to and in accordance with Section 155 of the Local Government Act 1999, the Council impose the following annual service charge based on the nature of the service and varying according to the CWMS Property Units Code in accordance with Regulation 12 (4) (b) of the Local Government (General) Regulations 2013 on all land in the Townships of Ceduna, Thevenard and Smoky Bay excluding land within Smoky Bay Aquaculture Park, to which it provides or makes available the Community Wastewater Management Systems being prescribed services for the collection, treatment and disposal of waste for the financial year ending 30 June 2016 as follows:

Occupied Unit	\$460
Vacant Unit	\$345

Smoky Bay Aquaculture Park

Pursuant to and in accordance with Section 155 of the Local Government Act 1999, the Council impose the following annual service charge based on the nature of the service and varying according to the CWMS Property Units Code in accordance with Regulation 12 (4) (b) of the Local Government (General) Regulations 2013 on all land within Smoky Bay Aquaculture Park to which it provides or makes available the Community Wastewater Management Systems being prescribed services for the collection, treatment and disposal of waste for the financial year ending 30 June 2016 as follows:

Per Unit	\$133
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Annual Waste Management Charge

Pursuant to and in accordance with Section 155 of the Local Government Act 1999, the Council impose the following annual service charge based on the level of usage of the service, on all land to which the Council provides or makes available the prescribed service of the collection, treatment or disposal (including by re-cycling) of waste for the financial year ending 30 June 2016 as follows:

Occupied Unit	\$134.90
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Ceduna Water West Service Charge

Pursuant to and in accordance with Section 155 of the Local Government Act 1999, the Council impose the following annual service charge based on the level of usage of the service and land use in accordance with Regulation 12 (4) (a) of the Local Government (General) Regulations 2013, on all land to which the Council provides or makes available the prescribed service of the supply of potable water on the Ceduna Water West Scheme for the financial year ending 30 June 2016 as follows:

- (a) All unconnected properties where the service is made available, a Water Service Charge of \$248 per assessment.
- (b) All connected properties with a Local Government Land Use Code of Residential, Vacant Land or Commercial—Other:
 - Supply of one water meter to one assessment, a Water Service Charge of \$413.38 per assessment, or
 - Supply of two water meters to one assessment, a Water Service Charge of \$826.76 per assessment.
- (c) All connected properties not hereinbefore referred to in the Service Area, and
 - Supply of one water meter to one assessment, a Water Service Charge of \$706.58 per assessment, or
 - Supply of two water meters to one assessment, a Service Charge of \$1 413.16 per assessment.

Eyre Peninsula Natural Resources Management Board Levy

Pursuant to Section 95 of the Natural Resources Management Act 2004 and Section 154 of the Local Government Act 1999, in order to reimburse the Council for amounts contributed to the Eyre Peninsula Natural Resources Management Board, the Council declare a separate rate based on a fixed charge on all rateable land in the area of the Council and of the Board of \$64.93.

Payment of Rates

Pursuant to Section 181 of the Local Government Act 1999, all rates declared or payable in respect of or during the financial year ending 30 June 2016 will fall due in four equal or approximately equal instalments, and that these instalments will fall due on:

1st Instalment	4 September 2015;
2nd Instalment	4 December 2015;
3rd Instalment	4 March 2016; and
4th Instalment	3 June 2016.

G. M. MOFFATT, Chief Executive Officer

AERODROME FEES ACT 1998

NOTICE is hereby given that, pursuant to the Aerodrome Fees Act 1998, the District Council of Ceduna hereby advises that Arrival and Departure Fees at the Ceduna Airport are fixed as follows and are effective from 1 August 2015:

Landing Fees

General Aviation Landing Fee—\$15.37/tonne for all aircraft (including helicopters) except Regular Passenger Transport.

Passenger Fees

Regular Passenger Transport operations:

Arrival Fees	\$15.37 per person
Departure Fees	\$15.37 per person

Charter Fee

Arrival Fees	\$15.37 per person
Departure Fees	\$15.37 per person

Note: all above fees are GST inclusive

G. M. MOFFATT, Chief Executive Officer

DISTRICT COUNCIL OF CLEVE

BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

By-Law No. 5 of 2011—Dogs By-Law

PURSUANT to the power contained in Section 246 (3) (e) of the Local Government Act 1999, Council resolves that Clause 9.1.1 (Dogs on leash) of By-Law No. 5—Dogs 2011, applies to the following areas: Turnbull Park, Centenary Park, Arno Bay Foreshore from south of the Northern Breakwater to a point 100 metres south of the Arno Bay Caravan Park Boundary, Arno Bay Estuary Boardwalk and Creek Road Carpark, being the areas outlined in red on the map available for review at the Council Office, 10 Main Street, Cleve.

Pursuant to the power contained in Section 246 (3) (e) of the Local Government Act 1999, Council resolves that Clause 10.1.2 (Dog prohibited area) of By-Law No. 5—Dogs 2011, applies to the Arno Bay Jetty, being the area outlined in red on the map for review at the Council Office, 10 Main Street, Cleve.

P. J. ARNOLD, Chief Executive Officer

THE FLINDERS RANGES COUNCIL*Adoption of Valuations and Declaration of Rates*

NOTICE is hereby given at a meeting of the Council held on Tuesday, 21 July 2015 and for the year ending 30 June 2016, it resolved:

Adoption of Capital Valuations

In accordance with Section 167 (2) (a) of the Local Government Act 1999 (the Act), adopts for rating purposes for the year ending 30 June 2016, the valuations made by the Valuer-General of capital values in relation to all land in the area of the Council, and hereby specifies 19 July 2015, as the day as and from which such valuations shall become and be the valuations of the Council with the total of the valuations being \$249 391 040 comprising \$241 550 000 in respect of rateable land and \$7 841 040 in respect of non-rateable land before alteration.

Declaration of Differential General Rates

Declares, having taken into account the general principles of rating contained in Section 150 of the Act and the requirements of Section 153 (2) of the Act, that pursuant to Sections 152 (1) (a), 153 (1) (b) and 156 (1) (c) of the Act, and Regulation 10 (2) of the Local Government (General) Regulations, 1999 (the Regulations), the following differential general rates based on the assessed capital values of all rateable land within the Council area for the year ending 30 June 2016, the said differential general rates to vary by reference to the predominant land use of the rateable land and the locality of the land.

The said differential general rates declared are as follows:

Locality of Quorn Township, Quorn Rural Area, Hawker Township, Hawker Rural Area:

- (1) A differential general rate of 0.5785 cents in the dollar on rateable land in the Council's area of Category 1 (Residential) land use;
- (2) A differential general rate of 0.6470 cents in the dollar on rateable land in the Council's area of Category 2 (Commercial—Shop) land use;
- (3) A differential general rate of 0.7800 cents in the dollar on rateable land in the Council's area of Category 3 (Commercial—Office) land use;
- (4) A differential general rate of 0.7725 cents in the dollar on rateable land in the Council's area of Category 4 (Commercial—Other) land use;
- (5) A differential general rate of 0.7775 cents in the dollar on rateable land in the Council's area of Category 5 (Industry—Light) land use;
- (6) A differential general rate of 0.8775 cents in the dollar on rateable land in the Council's area of Category 6 (Industry—Other) land use;
- (7) A differential general rate of 0.6940 cents in the dollar on rateable land in the Council's area of Category 7 (Primary Production) land use;
- (8) A differential general rate of 0.8100 cents in the dollar on rateable land in the Council's area of Category 8 (Vacant Land) land use;
- (9) A differential general rate of 0.8100 cents in the dollar on rateable land in the Council's area of Category 9 (Other) land use.

Residential General Rates Cap

Pursuant to Section 153 (3) of the Act, that it is determined not to fix a maximum increase in the general rate to be charged on the principal place of residence of a principal ratepayer for the year ending 30 June 2016.

Declaration of Minimum Rate

Pursuant to Section 158 (1) (a) of the Act, to fix a minimum amount of \$686 payable by way of rates for the year ending 30 June 2016.

Declaration of Garbage Annual Service Charge

Pursuant to and in accordance with Section 155 of the Act, declares an Annual Service Charge for the year ending 30 June 2016, based on the level of usage of the service upon the land to which it provides the prescribed service of the collection and disposal of domestic and commercial waste. The said Annual Service Charge declared are as follows:

- (1) \$200 for 'household' waste for occupied properties in Quorn and Hawker Townships.
- (2) \$130 for 'recycle' waste for occupied properties in Quorn and Hawker Townships.

Declaration of Community Wastewater Management Systems Annual Service Charge

Pursuant to and in accordance with Section 155 of the Act, and in accordance with the Community Wastewater Management System Property Unit Code as provided at Regulation 9A of the Regulations declares an Annual Service Charge for the year ending 30 June 2016, based on the nature of the service and varying according to whether the land is vacant or occupied upon the land to which it provides or makes available the prescribed service of a Community Wastewater Management System, of:

- (a) \$400 per unit in respect of each piece of occupied land serviced by the Quorn Community Wastewater Management System;
- (b) \$390 per unit in respect of each piece of vacant land serviced by the Quorn Community Wastewater Management System;
- (c) \$400 per unit in respect of each piece of occupied land serviced by the Hawker Community Wastewater Management System; and

- (d) \$390 per unit in respect of each piece of vacant land serviced by the Hawker Community Wastewater Management System.

Declaration of Separate Rates (Natural Resources Management Levy—Collected for the State Government)

Pursuant to Section 95 of the Natural Resources Management Act 2004 and Section 154 of the Act, and in order to reimburse the Council for amounts contributed to the Northern and Yorke Natural Resources Management Board, being \$33 957, declares a separate rate of 0.01415 cents in the dollar for the year ending 30 June 2016, based on the capital value of all rateable properties in the area of the Council and of the Northern and Yorke Natural Resources Management Board.

Declaration of Payment of Rates

Pursuant to Section 181 (1) and (2) of the Act, declares that all rates for the year ending 30 June 2016, be payable by four equal or approximately equal instalments, with the:

- first instalment payable on 1 September 2015;
- second instalment payable on 1 December 2015;
- third instalment payable on 1 March 2016; and
- fourth instalment payable on 1 June 2016.

C. J. DAVIES, Chief Executive Officer

[REPUBLISHED]

NOTICE published in the *Government Gazette* on Thursday, 23 July 2015 on page 3570, because of typographical errors *should* be replaced with the following notice:

DISTRICT COUNCIL OF KAROONDA EAST MURRAY

NOTICE is hereby given that the District Council of Karoonda East Murray at its meeting held on Tuesday, 14 July 2015, resolved the following:

Adoption of 2015-2016 Annual Business Plan

That in accordance with Section 123 of the Local Government Act 1999, the Council adopt the 2015-2016 Annual Business Plan.

Adoption of 2015-2016 Council Budget

That pursuant to Section 123 of the Local Government Act 1999 and Regulation 7 of the Local Government (Financial Management) Regulations 2011, the Council adopt the Budget for the 2015-2016 financial year.

The Budget operating expenses including full cost attribution and depreciation for the 2015-2016 financial year total \$3 090 972 with income being \$3 412 423, net \$321 451. Total Net Capital Expenditure for 2015-2016 is \$2 690 400.

Adoption of Valuations

That in accordance with provision of Section 167 (1) and (2) (a) of the Local Government Act 1999, the Council adopt the most recent valuation of the Valuer-General capital values that is to apply for rating purposes for the year ending 30 June 2016 being capital valuation totalling \$263 926 420 of which \$252 883 420 represents rateable land.

Declaration of General Rates

Pursuant to Section 153 (1) (a) of the Local Government Act 1999, the Council declare a general rate of 0.4410 cents in the dollar on the capital value of all rateable land within the area for the 2015-2016 financial year.

Minimum Amount Payable

Pursuant to Section 158 (1) (a) of the Local Government Act 1999, the Council declare a minimum rate of \$210 to be fixed for rateable land within the whole of the Council area for the 2015-2016 financial year.

Service Charge

Pursuant to Section 155 of the Local Government Act 1999, the Council declare a service charge for the Community Wastewater Management System of \$335 per unit and \$310 per vacant allotment in Karoonda for properties serviced by the system for the 2015-2016 financial year.

Payment of Rates

Pursuant to Section 181 of the Local Government Act 1999, the Council declare that the Council rates for the financial year ending 30 June 2016 shall be payable in four equal instalments with instalments falling due on 19 September 2015, 19 December 2015, 19 March 2016 and 19 June 2016.

Natural Resources Management Levy—Declaration of Separate Rate

Pursuant to Section 95 of the Natural Resources Management Act 2004 and Section 154 of the Local Government Act 1999, in order to reimburse to the Council the amount contributed to the South Australian Murray Darling Basin Natural Resources Management Board being \$27 300, that Council declares a separate rate of 0.0108 cents in the dollar, based on the capital value of all rateable land for the 2015-2016 financial year.

P. SMITHSON, Chief Executive Officer

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DISTRICT COUNCIL OF LOXTON WAIKERIE

Adoption of Valuations and Declaration of Rates, 2015-2016

NOTICE is hereby given that at its meeting on 3 July 2015, the District Council of Loxton Waikerie for the financial year ending 30 June 2016 and in exercise of the powers contained in Chapter 10 of the Local Government Act 1999, resolved as follows:

Adoption of Valuations

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 Council's area, totalling \$1 788 469 680.

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 townships of Loxton and Waikerie within the following planning zones under the Loxton Waikerie (DC) Development Plan:
 - Residential;
 - Town Centre;
 - Public Purpose; and
 - Industry,
 a rate of 0.4297 cents in the dollar.
- (2) For all other land of any land use in the Council area a rate of 0.4082 cents in the dollar.

Fixed Charge

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

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—\$485 per unit on each occupied allotment and \$465 per unit on each vacant allotment.
- For the Loxton Community Wastewater Management Scheme system—\$485 per unit on each occupied allotment and \$465 per unit on each vacant allotment.
- For the Moorook Community Wastewater Management System scheme—\$425 per unit on each occupied allotment and \$405 per unit on each vacant allotment.
- For the Kingston on Murray Community Wastewater Management System scheme—\$425 per unit on each occupied allotment and \$405 per unit on each vacant allotment.

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 \$172.

- Within the townships of Loxton and Waikerie for all other properties an amount of \$259.
- Outside any area designated as Loxton and Waikerie townships but within the prescribed collection area an amount of \$205.

Separate Rate

In order to raise the amount of \$181 744 payable to the SA Murray Darling Basin Natural Resources Management Board declared a separate rate of 0.01311 cents in the dollar (but with a maximum amount payable of \$50), on all rateable land in the Council area.

P. ACKLAND, Chief Executive Officer

MID MURRAY COUNCIL

Adoption of Valuations and Declaration of Rates

NOTICE is hereby given that on 14 July 2015 the Mid Murray Council, pursuant to the provisions of the Local Government Act 1999 and for the year ending 30 June 2016 made the following resolutions:

To adopt the most recent valuations of capital value made by the Valuer-General for rating purposes totalling the area aggregate \$2 180 010 800 of which \$2 120 120 215 is the valuation of rateable land.

To declare differential general rates on the capital value of all rateable land within the area, varying according to the locality and use of the land, as follows:

- (1) in respect of all rateable land within the Township of Mannum a rate of 0.6170 cents in the dollar;
- (2) in respect of rateable land within the Townships of Barton, Blanchetown, Cadell, Cambrai, Dutton, Greenways, Keyneton, Morgan, Palmer, Nildottie, Purnong, Sedan, Swan Reach, Truro and Tungkillo and with land use categories (a), (b), (c), (d), (e), (f), (h) and (i) a differential rate of 0.6140 cents in the dollar;
- (3) in respect of rateable land within the Townships of Blanchetown, Cadell, Cambrai, Dutton, Keyneton, Morgan, Palmer, Nildottie, Purnong, Sedan and Tungkillo with land use category (g) a differential rate of 0.6140 cents in the dollar;
- (4) in respect of rateable land within the Townships of Barton, Greenways, Swan Reach and Truro with land use category (g) a differential rate of 0.4560 cents in the dollar;
- (5) in respect of rateable land outside of the Townships of Barton, Blanchetown, Cadell, Cambrai, Dutton, Greenways, Keyneton, Mannum, Morgan, Palmer, Nildottie, Purnong, Sedan, Swan Reach, Truro and Tungkillo with the land use category (a) a differential rate of 0.4860 cents in the dollar;
- (6) in respect of rateable land in Marina Berths with a land use code of 6680 Marina or 6681 Berth/Hardstand a differential rate of 0.4860 cents in the dollar; and
- (7) in respect of all other rateable land a differential rate of 0.4560 cents in the dollar.

To fix a minimum amount of \$605 payable by way of general rates.

To declare a separate rate of 0.01060 cents in the dollar based on all rateable land in the Council area of the Murray-Darling Basin Natural Resources Management Board.

To declare annual service charges in respect of all land to which the Council provides or makes available the prescribed service of a Community Wastewater Management System in the following areas:

	Per unit \$
Big Bend area.....	400
Bowhill area.....	400
Greenways Landing area.....	650
Kroehn's Landing area.....	750
Seven Mile Shacks area.....	700
Scrubby Flat area.....	700
Swan Reach area.....	500

Walker Flat area.....	350
Truro area.....	450
North Punyelroo area.....	250
Caloote Landing area.....	300
Bolto Reserve area.....	500
Old Teal Flat area.....	600
The Rocks area.....	750
Caurnamont area.....	250
Five Mile Shacks and Kia Marina areas.....	600
Pellaring Flat area.....	350
Blanchetown area.....	1 046
Brenda Park/Morphett Flat areas.....	350
Marks Landing area.....	250
Scotts Creek area.....	400
Teal Flat area.....	450
Pelican Point area.....	1 338
South Punyelroo area.....	300
North West Bend/Beaumonts areas.....	1 237
Idyll Acres area.....	1 691
Rob Loxton Road area.....	1 075
Julanker/Youngusband Holdings areas.....	2 328

To declare an annual service charge in respect of all land to which the Council provides the prescribed service of television transmission known as the Bowhill Multi Access Television Transmission Service of \$125.

To declare an annual service charge in respect of each property to which the Council provides the prescribed service of the treatment or provision of water known as the Bowhill Reticulated Water Supply System:

Consumption of up to 120 kilolitres of water.....	\$220
All water consumed in excess of 120 kilolitres.....	75 cents per kilolitre

To declare an annual service charge for all residential properties in the Townships of Barton, Blanchetown, Cadell, Cambrai, Dutton, Greenways, Keyneton, Mannum, Morgan, Palmer, Nildottie, Purnong, Sedan, Swan Reach, Truro and Tungkillo known as the kerbside collection of recyclables service of \$85.

R. J. PEATE, Chief Executive Officer

DISTRICT COUNCIL OF MOUNT REMARKABLE

Adoption of Valuations and Declaration of Rates

NOTICE is hereby given that the District Council of Mount Remarkable at an Ordinary Meeting held on 21 July 2015, for the financial year ending 30 June 2016:

Adoption of Valuations

Adopted for rating purposes the Valuer-General's most recent capital valuations of land available to the Council, totalling \$640 556 400 and specified 12 July 2015, as the day they become the valuations of the Council.

Declaration of Rates

To declare differential general rates of 0.3416 cents in the dollar and a fixed charge component of the general rates of \$275.60 on each assessment.

Separate Rates

Natural Resources Management Levy

To declare a rate of 0.0207 cents in the dollar on all rateable properties located within the area of the Council to recover the amount payable to the Northern and Yorke Natural Resources Management Board.

Annual Service Charges

1. To impose an annual service charge for the collection, treatment and disposal of wastewater in respect of all assessments within the townships of Wilmington, Melrose and Booleroo Centre to which Council makes available a Community Wastewater Management Scheme and for each of the seven assessments of land associated with the Port Germein mini Community Wastewater Management Scheme as follows:

Wilmington:	\$452.50 per unit on each assessment;
Melrose:	\$452.50 per unit on each assessment;
Booleroo Centre:	\$452.50 per unit on each assessment; and

Port Germein: \$452.50 per unit on each of the seven assessments of land.

2. To declare an annual service charge of \$210.60 for waste management, on:

- all occupied land in the defined townships of Appila, Booleroo Centre, Hammond, Melrose, Murray Town, Port Germein, Port Flinders, Willowie, Wilmington and Wirrabara; and
- all land outside of the townships abutting the defined collection route on which a habitable dwelling exists.

3. To declare an annual service charge of \$286.40 per annum on each assessment of land within the township of Weeroona Island to which Council makes available the Weeroona Island Water Supply, and a service charge of \$3.63 per kilolitre for each kilolitre of water supplied, and that these Service Charges also apply to non-rateable land to which the service is made available.

W. HART, Chief Executive Officer

DISTRICT COUNCIL OF PETERBOROUGH

Adoption of Valuations and Declaration of Rates

NOTICE is hereby given that the District Council of Peterborough, at the meeting held on 9 July 2015, for the financial year ending 30 June 2016, resolved as follows:

Adoption of Valuations

The District Council of Peterborough, in accordance with Section 167 (2) (a) of the Local Government Act 1999, adopts for the year ending 30 June 2016, for rating purposes, the valuations of Valuation SA of capital values in relation to the area of the Council and hereby specifies 29 June 2015, as the day as and from which such valuations shall become and be the valuations of the Council with the total of the valuations being \$187 104 400 comprising \$179 003 100 in respect of rateable land and \$8 101 300 in respect of non-rateable land before alteration.

Adoption of 2015-2016 Budget and Annual Business Plan

Pursuant to Section 123 of the Local Government Act 1999, the District Council of Peterborough, after considering all submissions made in accordance with Section 123 (4) adopt the 2015-2016 Annual Business Plan which reflects:

- Total estimated expenditure (including capital) as \$5 270 286;
- Total estimated income from service other than rates of \$2 826 087; and
- Total amount of income by way of rates \$1 495 776.

Differential General Rates

Pursuant to Sections 153 (1) (b) and 156 (1) (b) of the Local Government Act 1999, the District Council of Peterborough, declare the following differential general rates on the assessed capital values of all rateable properties within the Council area for the year ending 30 June 2016, the said differential general rates to vary by reference to locality in which the rateable land is situated. The said differential general rates declared are as follows:

Peterborough township	0.5400 cents in the dollar
Oodlawirra township	0.3800 cents in the dollar
Yongala township	0.3800 cents in the dollar
Rural property	0.3775 cents in the dollar

Annual Service Charge

Pursuant to Section 155 (1) (b) of the Local Government Act 1999, the District Council of Peterborough, declare an Annual Service Charge of \$99 per Mobile Garbage Bin (Wheelie Bin) for the year ending 30 June 2016 upon, the land to which it provides the service of the collection and disposal of domestic and commercial waste.

Fixed Charge

Pursuant to Section 152 (1) (c) of the Local Government Act 1999, the District Council of Peterborough, declare a fixed charge of \$330 on each separate assessed rateable property for the financial year ending 30 June 2016.

Separate Rates

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 for amounts contributed to the Northern Yorke Natural Resources Management Board, being \$25 612, declare:

- (a) a separate rate of 0.01455 cents in the dollar, based on the assessed capital value of all rateable properties in the area of the Council and of the Northern Yorke Natural Resources Management Board.

Payment of Rates

Pursuant to Section 181 of the Local Government Act 1999, the District Council of Peterborough, declare that all rates be payable by four instalments, with the first instalment payable on 4 September 2015, second instalment payable on 4 December 2015, third instalment payable on 4 March 2016 and the fourth instalment payable on 3 June 2016.

P. J. MCGUINNESS, Chief Executive Officer

WATTLE RANGE COUNCIL

ROADS (OPENING AND CLOSING) ACT 1991

Road Closure—Mulligan Road, Maaoupe

NOTICE is hereby given, pursuant to Section 10 of the Roads (Opening and Closing) Act 1991, that the Wattle Range Council hereby gives notice of its intent to implement a Road Process Order to close portion of the Public Road and portion of Mulligan Road and merge with the adjoining Allotment 100 in Deposited Plan 77035, shown delineated as 'A' and 'B' respectively on Preliminary Plan No. 15/0014.

A copy of the plan and a statement of persons affected are available for public inspection at the office of the Council, George Street, Millicent and the Adelaide office of the Surveyor-General during normal office hours or can be viewed on Council's website:

www.wattlerange.sa.gov.au

Any application for easement or objection must set out the full name, address and details of the submission and must be fully supported by reasons. The application for easement or objection must be made in writing to the Council, P.O. Box 27, Millicent, S.A. 5280, within 28 days of this notice and a copy must be forwarded to the Surveyor-General, G.P.O. Box 1354, Adelaide, S.A. 5001. Where a submission is made, the Council will give notification of a meeting at which the matter will be considered.

Dated 30 July 2015.

P. A. HARRIOTT, Chief Executive Officer

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

Carroll, Brett, late of 20 Mau Street, Mannum, barperson, who died on 14 March 2015.

Chesson, Desmond Garth, late of 95-97 Awoonga Road, Hope Valley, retired mechanical engineer, who died on 18 April 2015.

Dyer, Trevor, late of 31 Dudley Avenue, Daw Park, cleaner, who died on 7 June 2015.

Kerstens, Frank Anthony, late of 74 Edward Street, Cumberland Park, retired home handyman, who died on 10 January 2015.

Macadam, Belinda Miriam, late of 21 Reserve Parade, Findon, home duties, who died on 28 February 2015.

Rumbelow, Phylis Grickson, late of 4 Fell Street, Encounter Bay, retired retail pharmacy sales assistant, who died on 12 April 2015.

Vincent, Dawn Kathleen, late of 2 Kenwyn Drive, Campbelltown, retired booking clerk, who died on 5 March 2015.

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 28 August 2015, 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 30 July 2015.

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.

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