No. 80 4847



# THE SOUTH AUSTRALIAN

# **GOVERNMENT GAZETTE**

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### PUBLISHED BY AUTHORITY

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

# ADELAIDE, THURSDAY, 8 DECEMBER 2016

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### **GOVERNMENT GAZETTE NOTICES**

Notices for publication in the *South Australian Government Gazette* should be emailed to *GovernmentGazetteSA@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: <a href="www.governmentgazette.sa.gov.au">www.governmentgazette.sa.gov.au</a>.

Department of the Premier and Cabinet Adelaide, 8 December 2016

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

No. 55 of 2016—Statutes Amendment (National Electricity and Gas Laws—Information Collection and Publication) Act 2016. An Act to amend the National Electricity (South Australia) Act 1996 and the National Gas (South Australia) Act 2008.

No. 56 of 2016—National Electricity (South Australia) (Australian Energy Regulator—Wholesale Market Monitoring) Amendment Act 2016. An Act to amend the National Electricity (South Australia) Act 1996.

No. 57 of 2016—Statutes Amendment (Budget 2016) Act 2016. An Act to amend various Acts for the purposes of the 2016 State Budget.

No. 58 of 2016—Electoral (Funding, Expenditure and Disclosure) Amendment Act 2016. An Act to amend the Electoral Act 1985.

No. 59 of 2016—Statutes Amendment (SACAT) Amendment Act 2016. An Act to amend the Statutes Amendment (SACAT) Act 2014

No. 60 of 2016—Police Complaints and Discipline Act 2016. An Act to provide for the resolution of complaints made in respect of police officers and certain other persons, to make provision in relation to disciplinary proceedings in respect of police officers and other persons, to repeal the Police (Complaints and Disciplinary Proceedings) Act 1985, to make related amendments to other Acts and for other purposes.

No. 61 of 2016—Public Sector (Data Sharing) Act 2016. An Act to facilitate the sharing of data between public sector agencies; to provide for the sharing of data between public sector agencies and other entities; to provide for an Office of Data Analytics; and for other purposes.

No. 62 of 2016—Statutes Amendment (Courts and Justice Measures) Act 2016. An Act to amend the Bail Act 1985; the Criminal Law Consolidation Act 1935; the Cross-border Justice Act 2009; the Evidence Act 1929; the Judicial Conduct Commissioner Act 2015; the Legislation Revision and Publication Act 2002; the Summary Procedure Act 1921; the Victims of Crime Act 2001; the Young Offenders Act 1993 and the Youth Court Act 1993.

No. 63 of 2016—Statutes Amendment (South Australian Employment Tribunal) Act 2016. An Act to amend various Acts relating to the jurisdiction of the South Australian Employment Tribunal.

By command,

IAN KEITH HUNTER, for Premier

DPC16/0084

Department of the Premier and Cabinet Adelaide, 8 December 2016

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the South Australian Health Practitioners Tribunal, pursuant to the provisions of the Health Practitioner Regulation National Law (South Australia) Act 2010:

Section 10 (1) Panel Member: (from 8 December 2016 until 7 December 2019)

Kym Robert Davis Neil Bruce Murray Aimee Chui-Yee Patten

Section 10 (2) Panel Member: (from 8 December 2016 until 7 December 2019)

Louise Elizabeth Denley

By command,

IAN KEITH HUNTER, for Premier

Department of the Premier and Cabinet Adelaide, 8 December 2016

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Police Disciplinary Tribunal, pursuant to the provisions of the Police (Complaints and Disciplinary Proceedings) Act 1985:

Panel Member: (from 12 December 2016 until 28 April 2017) John Cardale Wells

By command,

IAN KEITH HUNTER, for Premier

AGO0139/16CS

Department of the Premier and Cabinet Adelaide, 8 December 2016

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Protective Security Officers Disciplinary Tribunal, pursuant to the provisions of the Police (Complaints and Disciplinary Proceedings) Act 1985:

Panel Member: (from 12 December 2016 until 28 April 2017) John Cardale Wells

By command,

IAN KEITH HUNTER, for Premier

AGO0139/16CS

Department of the Premier and Cabinet Adelaide, 8 December 2016

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Kyam Joseph Maher, MLC, Minister for Employment, Minister for Aboriginal Affairs and Reconciliation, Minister for Manufacturing and Innovation, Minister for Automotive Transformation and Minister for Science and Information Economy to be appointed as Acting Deputy Premier, Acting Attorney-General, Acting Minister for Justice Reform, Acting Minister for Planning, Acting Minister for Industrial Relations, Acting Minister for Child Protection Reform, Acting Minister for the Public Sector, Acting Minister for Consumer and Business Services and Acting Minister for the City of Adelaide for the period from 14 December 2016 to 25 December 2016 inclusive, during the absence of the Honourable John Robert Rau, MP.

By command,

IAN KEITH HUNTER, for Premier

DPC16/105CS

Department of the Premier and Cabinet Adelaide, 8 December 2016

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable John Robert Rau, MP, Deputy Premier, Attorney-General, Minister for Justice Reform, Minister for Planning, Minister for Industrial Relations, Minister for Child Protection Reform, Minister for the Public Sector, Minister for Consumer and Business Services and Minister for the City of Adelaide to be appointed as Acting Premier for the period from 12 January 2017 to 13 January 2017 inclusive, during the absence of the Honourable Jay Wilson Weatherill, MP.

By command,

IAN KEITH HUNTER, for Premier

DPC16/105CS

HEAC-2016-00089

Department of the Premier and Cabinet Adelaide, 8 December 2016

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Kyam Joseph Maher, MLC, Minister for Employment, Minister for Aboriginal Affairs and Reconciliation, Minister for Manufacturing and Innovation, Minister for Automotive Transformation and Minister for Science and Information Economy to be appointed as Acting Premier for the period from 14 January 2017 to 21 January 2017 inclusive, during the absence of the Honourable Jay Wilson Weatherill, MP.

By command,

IAN KEITH HUNTER, for Premier

DPC16/105CS

Department of the Premier and Cabinet Adelaide, 8 December 2016

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable Kyam Joseph Maher, MLC, Minister for Employment, Minister for Aboriginal Affairs and Reconciliation, Minister for Manufacturing and Innovation, Minister for Automotive Transformation and Minister for Science and Information Economy to be appointed as Acting Attorney-General, Acting Minister for Justice Reform, Acting Minister for Planning, Acting Minister for Industrial Relations, Acting Minister for Child Protection Reform, Acting Minister for the Public Sector, Acting Minister for Consumer and Business Services and Acting Minister for the City of Adelaide for the period from 14 January 2017 to 21 January 2017 inclusive, during the absence of the Honourable John Robert Rau, MP.

By command,

IAN KEITH HUNTER, for Premier

DPC16/105CS

Department of the Premier and Cabinet Adelaide, 8 December 2016

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable John James Snelling, MP, Minister for Health, Minister for the Arts and Minister for Health Industries to be appointed as Acting Deputy Premier for the period from 14 January 2017 to 21 January 2017 inclusive, during the absence of the Honourable John Robert Rau, MP.

By command,

IAN KEITH HUNTER, for Premier

DPC16/105CS

Department of the Premier and Cabinet Adelaide, 8 December 2016

HIS Excellency the Governor in Executive Council has been pleased to appoint the Honourable John Robert Rau, MP, Deputy Premier, Attorney-General, Minister for Justice Reform, Minister for Planning, Minister for Industrial Relations, Minister for Child Protection Reform, Minister for the Public Sector, Minister for Consumer and Business Services and Minister for the City of Adelaide to be appointed as Acting Premier for the period from 22 January 2017 to 2 February 2017 inclusive, during the absence of the Honourable Jay Wilson Weatherill, MP.

By command,

IAN KEITH HUNTER, for Premier

DPC16/105CS

Department of the Premier and Cabinet Adelaide, 8 December 2016

HIS Excellency the Governor in Executive Council has been pleased to appoint John Cardale Wells as a Magistrate commencing on 12 December 2016, pursuant to the provisions of the Magistrates Act 1983.

By command,

IAN KEITH HUNTER, for Premier

Department of the Premier and Cabinet Adelaide, 8 December 2016

HIS Excellency the Governor in Executive Council has been pleased to authorise John Cardale Wells to issue recognition certificates for the purposes of the Sexual Reassignment Act 1988, effective from 12 December 2016, pursuant to Section 7 of the Sexual Reassignment Act 1988.

By command,

IAN KEITH HUNTER, for Premier

AGO0139/16CS

Department of the Premier and Cabinet Adelaide, 8 December 2016

HIS Excellency the Governor in Executive Council has been pleased to appoint David Graeme Hardy as the Commissioner of the Lotteries Commission of South Australia for a term commencing on 1 January 2017 and expiring on 31 December 2017 inclusive, pursuant to the provisions of the State Lotteries Act 1966.

By command,

IAN KEITH HUNTER, for Premier

T&F16-087CS

DEVELOPMENT ACT 1993, SECTION 25 (17): LIGHT REGIONAL COUNCIL KAPUNDA TOWN CENTRE, MINE HISTORIC SITE AND ENVIRONS DEVELOPMENT PLAN AMENDMENT

Preamble

- 1. The Kapunda Town Centre, Mine Historic Site and Environs Development Plan Amendment (the Amendment) by the Light Regional Council 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 25 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 1 December 2016.

JOHN RAU, Deputy Premier, Minister for Planning

DEVELOPMENT ACT 1993, SECTION 25 (17): MOUNT BARKER DISTRICT COUNCIL REGIONAL TOWN CENTRE DEVELOPMENT AMENDMENT PLAN

Preamble

- 1. The Regional Town Centre Development Plan Amendment (the Amendment) by the Mount Barker District Council 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 25 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 1 December 2016.

JOHN RAU, Deputy Premier, Minister for Planning

AGO0139/16CS

#### DEVELOPMENT ACT 1993, SECTION 25 (17): BERRI BARMERA COUNCIL MINOR AMENDMENTS DEVELOPMENT PLAN AMENDMENT

#### Preamble

- 1. The Minor Amendments Development Plan Amendment (the Amendment) by the Berri Barmera Council 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 25 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 1 December 2016.

JOHN RAU, Deputy Premier, Minister for Planning

#### **DEVELOPMENT ACT 1993**

NOTICE UNDER SECTION 26 (9)

Mixed Use (Glenside) Zone Policy Review Development Plan Amendment

#### Preamble

- 1. The 'Mixed Use (Glenside) Policy Review 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 1 December 2016.

JOHN RAU, Deputy Premier, Minister for Planning

### ELECTORAL ACT 1985

Registration of Political Parties

NOTICE is hereby given pursuant to Section 42 of the Electoral Act 1985, that I have this day registered the change of party name for the following political party:

Name of existing Party: Dignity for Disability
Name of Party: Dignity Party Inc.

Abbreviation: DIG

Dated 8 December 2016.

D. N. GULLY, Acting Electoral Commissioner

ECSA 145/16

### **EXPLOSIVES ACT 1936**

- I, JOHN RAU, Minister for Industrial Relations in and for the State of South Australia, hereby revoke the appointment of the following person as an Inspector for the purposes of the Explosives Act 1936, pursuant to Section 9 (1) of that Act:
  - Nicholas Perry

Dated 5 December 2016.

JOHN RAU, Deputy Premier, Minister for Industrial Relations

#### FISHERIES MANAGEMENT ACT 2007: SECTION 115

Exemption Number ME9902907

TAKE notice that pursuant to Section 115 of the Fisheries Management Act 2007, licence holders in the Northern Zone Rock Lobster Fishery listed in Schedule 1 (the 'exemption holders') are exempt from Regulation 7 and Clause 18 (1) (a) and (b) of Schedule 6 of the Fisheries Management (General) Regulations 2007, but only insofar as the exemption holders are permitted to operate alternate pots described in column 3 of the table in Schedule 1, subject to conditions specified in Schedule 2, from 3 November 2016 until 30 October 2017, unless varied or revoked earlier.

### SCHEDULE 1

Licence	Licence Holder	Alternate Pot	Max Number
N007	Southern Sea Eagles	Rectangular pot (1200mm x 800mm x 600mm), with two internal chambers, one cove at the top, and two coves on the side of the pot fitted with escape gaps. Alternate squeezy neck SLED on all coves (20.7 cm x 15.5 cm). Weight >40 kg.	5
N044	Hurbert Hurrell	3 x standard round pot as used in the NZRLF with vertical bars reaching from the base of the pot to the top of the pot.	3
N023	Bernard Evans	Round pot (1200 mm diameter, 600 mm high) with two coves on the side fitted with alternate SLED.	5

### SCHEDULE 2

- 1. The exemption holder may operate no more alternate pots than the maximum number described in column 4 of the table in Schedule 1 related to their licence.
- 2. The exemption holder or registered master must record information as instructed on SARDI Catch Sampling data sheets.
- 3. Whilst engaged in the exempted activity, the exemption holder must have in their possession a copy of this notice, and produce that notice to a PIRSA Fisheries Officer upon request.
- 4. The exemption holder must not contravene or fail to comply with the Fisheries Management Act 2007, or any other regulations made under that Act, except where specifically exempted by this notice.

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 or her 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 2 December 2016.

S. SLOAN, Director, Fisheries and Aquaculture Policy

#### FISHERIES MANAGEMENT ACT 2007: SECTION 79

TAKE note that the notice made under Section 79 of the Fisheries Management Act 2007, dated 18 December 2015, and published in the South Australian Government Gazette on 24 December 2015 on page 5304, being the sixth notice on that page, referring to the Spencer Gulf Prawn Fishery, is hereby varied such that it will not be unlawful for a person fishing pursuant to a Spencer Gulf Prawn Fishery licence to use prawn trawl nets in the areas specified in Schedule 1, during the period specified in Schedule 2, and under the conditions specified in Schedule 3.

### SCHEDULE 1

The waters of the Spencer Gulf Prawn Fishery:

- (a) Except the Northern Closure area, which is defined as the area north of the following index points:
  - 1. latitude 33°12.50'S, longitude 137°52.00'E
  - 2. latitude 33°12.50′S, longitude 137°37.00′E 3. latitude 33°18.50′S, longitude 137°32.00′E 4. latitude 33°27.00′S, longitude 137°29.50′E

  - 5. latitude 33°27.00'S, longitude 137°18.00'E.
- (b) Except the Southern Closure area, which is defined as the waters contained within and bounded by the following index points:
  - 1. latitude 33°41.00'S, longitude 137°06.20'E 2. latitude 33°55.90'S, longitude 137°18.20'E

  - 3. latitude 34°01.11'S, longitude 137°07.76'E
  - 4. latitude 33°57.16'S, longitude 137°03.80'E
  - 5. latitude 34°05.83'S, longitude 136°53.22'E
  - 6. latitude 34°06.80'S, longitude 136°58.00'E
  - 7. latitude 34°38.00'S, longitude 136°58.00'E
  - 8. latitude 34°38.00'S, longitude 136°35.00'E
  - 9. latitude 34°25.00′S, longitude 136°40.50′E

  - 10. latitude 34°19.00'S, longitude 136°38.50'E 11. latitude 34°16.00'S, longitude 136°42.10'E 12. latitude 34°03.50'S, longitude 136°49.00'E

  - 13. latitude 33°52.50'S, longitude 136°37.00'E.
- (c) Except the Wardang Closure area, which is defined as the waters contained within and bounded by the

following index points:

- 1. latitude  $34^{\circ}10.00'$ S, longitude  $137^{\circ}28.00'$ E 2. latitude  $34^{\circ}21.00'$ S, longitude  $137^{\circ}12.00'$ E 3. latitude  $34^{\circ}45.00'$ S, longitude  $137^{\circ}15.00'$ E
- 4. latitude 34°48.53'S, longitude 137°09.45'E 5. latitude 34°48.53'S, longitude 137°06.00'E 6. latitude 34°50.75'S, longitude 137°06.00'E
- 7. latitude 34°54.00'S, longitude 137°01.00'E.
- (d) Except the Broughton/Wallaroo Closure area, which is defined as the waters contained within and bounded by the following index points:
  - 1. latitude 33°17.00'S, longitude 137°53.00'E

  - 1. latitude 33°17.00°S, longitude 137°42.90′E 2. latitude 33°27.00′S, longitude 137°42.90′E 3. latitude 33°27.00′S, longitude 137°34.50′E 4. latitude 33°37.00′S, longitude 137°33.00′E
  - 5. latitude 33°46.00'S, longitude 137°29.00'E
  - 6. latitude 33°51.00'S, longitude 137°39.00'E.

### SCHEDULE 2

Commencing at sunset on 27 November 2016 and ending at sunrise on 7 December 2016.

### SCHEDULE 3

- $1.\,\mathrm{The}$  co-ordinates in Schedule 1 are defined as degrees decimal minutes and based on the World Geodetic System 1984(WGS 84).
- 2. No fishing activity may be undertaken between the prescribed times of sunrise and sunset for Adelaide (as published in the South Australian Government Gazette, pursuant to the requirements of the Proof of Sunrise and Sunset Act 1923) during the period specified in Schedule 2.
- 3. Fishing must cease in the area specified in Schedule 1 if the total catch for pre-Christmas fishing runs including the dates of this notice, reach a total of 425 tonnes.

- 4. Fishing must cease in an area if the average prawn bucket count for all vessels exceeds 260 prawns per bucket count.
  - Fishing must cease:
    - (a) in the fishing area known as the 'Mid/North Gulf' area (as described on page 48 of the Management Plan for the South Australian Commercial Spencer Gulf Prawn Fishery October 2014) if the average catch per vessel, per night (based on the best information available to the committee at sea) drops below 400 kg; and
    - (b) in the fishing area known as the 'Southern Gulf' area (as described on page 48 in the Management Plan for the South Australian Commercial Spencer Gulf Prawn Fishery October 2014) if the average catch per vessel over two consecutive nights (based on the best information available to the committee at sea) falls below
- 6. No fishing activity may occur without the authorisation of Co-ordinator at Sea, Greg Palmer, or other nominated Co-ordinator at Sea appointed by the Spencer Gulf and West Coast Prawn Fishermen's Association.
- 7. The authorisation of the Co-ordinator at Sea must be in writing, signed and record the day, date and permitted fishing area within the waters of Schedule 1 in the form of a notice sent to the fishing fleet or vary an earlier authorisation issued by the Co-ordinator at Sea.
- 8. The Co-ordinator at Sea must cause a copy of any authorisation for fishing activity or variation of same, made under this notice to be emailed to the Prawn Fisheries Manager immediately after it is made.
- 9. The Co-ordinator at Sea must keep records of all authorisations issued pursuant to this notice.

Dated 27 November 2016.

S. SHANKS, Prawn Fisheries Manager

### FISHERIES MANAGEMENT ACT 2007: SECTION 79

TAKE notice that it is hereby declared that it shall be unlawful for any person to engage in the class of fishing activity specified in Schedule 1 in the area described in Schedule 2 during the period specified in Schedule 3.

### SCHEDULE 1

The act of taking or an act preparatory to or involved in the taking of King George Whiting (Sillaginodes punctatus); and/or the possession of King George Whiting (Sillaginodes punctatus).

# SCHEDULE 2

The King George Whiting Spawning spatial closure comprises the State waters contained within and bounded by a line commencing at latitude  $35^{\circ}06'42''S$ , longitude  $138^{\circ}00'00''E$ , then south to latitude 35°33′10″S, longitude 138°00′00″E, then west to latitude 35°33′10″S, longitude 136°40′00″E, then north to latitude 34°30′00″S, longitude 136°40′00″E, then east to the location on 34°30'00"S, longitude 136°40'00"E, then east to the location on mean high water springs closest to latitude 34°30'00"S, longitude 137°20'14.16"E, then beginning southerly following the line of mean high water springs to the location closest to latitude 34°31'39"S, longitude 137°20'48"E, then south to the location on mean high water springs closest to latitude 34°55'48.19"S, longitude 137°20'48"E, then beginning north-westerly following the line of mean high water springs to the location closest to the line of mean high water springs to the location closest to latitude 35°06'42"S, longitude 137°45'23.36"E, then east to the point of commencement.

### SCHEDULE 3

00.01 hours on 1 May 2017 until 23.59 hours on 31 May 2017.

For the purpose of this notice the spatial descriptions are geodesics based on the Geocentric Datum of Australia 1994 (GDA94).

Dated 2 December 2016.

S. SLOAN, Director, Fisheries and Aquaculture Policy

### LAND ACQUISITION ACT 1969

(SECTION 16)

Notice of Acquisition

THE SOUTH EASTERN WATER CONSERVATION AND DRAINAGE BOARD (the 'Authority'), of P.O. Box 335, Millicent, S.A. 5280, acquires the following interests in the following land:

Comprising an estate as Crown Lessee of portion of Allotment comprising Pieces 213, 214 and 215 in Deposited Plan 59184 in Crown Lease Volume 6179, Folio 394 (formerly in Crown Lease Volume 1365, Folio 50), being the whole of the land identified as Allotment 302 in D113238 that has been lodged in the Lands Titles Office.

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

#### Compensation

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

Inquiries

Inquiries should be directed to:

Brett Pendlebury, P.O. Box 1046,

Mount Gambier, S.A. 5290 Mobile: 0447 973 160 Dated 2 December 2016.

Signed and Sealed, Mr Francis Newman Brennan, Presiding Member of the South Eastern Water Conservation and Drainage

Witness to Affixing of Seal Name of Witness: Jenny Kelm, Address: P.O. Box 531, Millicent, S.A. 5280

DPTI: 2015/17515/01

# LOCAL GOVERNMENT (FINANCIAL MANAGEMENT) REGULATIONS 2011

EXEMPTION FROM THE REQUIREMENT FOR A REGIONAL SUBSIDIARY TO ESTABLISH AN AUDIT COMMITTEE—FLEURIEU REGIONAL AQUATIC CENTRE AUTHORITY

Notice of Exemption by the Minister for Local Government

PURSUANT to Regulation 18 of the Local Government (Financial Management) Regulations 2011, I, Geoffrey Graeme Brock, MP, Minister for Local Government, grant the Fleurieu Regional Aquatic Centre Authority an exemption from the requirement to establish an audit committee until 30 December 2017.

GEOFF BROCK, Minister for Local Government

### MINING ACT 1971

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

Applicant: S Uranium Pty Ltd

Location: Mullaquana area—Approximately 80 km south-west of Port Augusta.

Term: 2 years Area in km<sup>2</sup>: 444 Ref.: 2016/00143

Plan and co-ordinates can be found on the Department of State Development website: <a href="http://www.minerals.statedevelopment.sa.gov.au/exploration/public\_notices">http://www.minerals.statedevelopment.sa.gov.au/exploration/public\_notices</a> or by contacting Mineral Tenements on (08) 8463 3103.

Community information on mineral exploration licence processes and requirements under the Mining Act 1971 is available from: <a href="http://www.minerals.statedevelopment.sa.gov.au/land\_access/community\_information">http://www.minerals.statedevelopment.sa.gov.au/land\_access/community\_information</a> or hard copy on request to Mineral Tenements.

J. MARTIN, Mining Registrar

### MINING ACT 1971

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

Applicant: Gawler Resources Pty Ltd

Location: Mount Nott area—Approximately 80 km north-

west of Kimba.

Pastoral Leases: Yardea, Mount Ive

Term: 2 years Area in km<sup>2</sup>: 173 Ref.: 2016/00147

Plan and co-ordinates can be found on the Department of State Development website: <a href="http://www.minerals.statedevelopment.sa.gov.au/exploration/public notices">http://www.minerals.statedevelopment.sa.gov.au/exploration/public notices</a> or by contacting Mineral Tenements on (08) 8463 3103.

Community information on mineral exploration licence processes and requirements under the Mining Act 1971 is available from: <a href="http://www.minerals.statedevelopment.sa.gov.au/land-access/community-information">http://www.minerals.statedevelopment.sa.gov.au/land-access/community-information</a> or hard copy on request to Mineral Tenements.

J MARTIN, Mining Registrar

### MINING ACT 1971

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

Applicant: Gawler Resources Pty Ltd

Location: Morgans area—Approximately 60 km north-west of Whyalla.

Pastoral Leases: Wartaka, Corunna, Siam, Uno

Term: 2 years Area in km<sup>2</sup>: 98 Ref: 2016/00148

Plan and co-ordinates can be found on the Department of State Development website: <a href="http://www.minerals.statedevelopment.sa.gov.au/exploration/public notices">http://www.minerals.statedevelopment.sa.gov.au/exploration/public notices</a> or by contacting Mineral Tenements on (08) 8463 3103.

Community information on mineral exploration licence processes and requirements under the Mining Act 1971 is available from: <a href="http://www.minerals.statedevelopment.sa.gov.au/land\_access/community\_information">http://www.minerals.statedevelopment.sa.gov.au/land\_access/community\_information</a> or hard copy on request to Mineral Tenements.

J. MARTIN, Mining Registrar

## MINING ACT 1971

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

Applicant: Havilah Resources Limited

Location: Emu Dam area—Approximately 80 km north of Olary

Pastoral Leases: Frome Downs, Erudina, Mulyungarie, Mooleulooloo, Kalabity.

Term: 2 years Area in km<sup>2</sup>: 614 Ref.: 2016/00149

Plan and co-ordinates can be found on the Department of State Development website: <a href="http://www.minerals.statedevelopment.sa.gov.au/exploration/public\_notices">http://www.minerals.statedevelopment.sa.gov.au/exploration/public\_notices</a> or by contacting Mineral Tenements on (08) 8463 3103.

Community information on mineral exploration licence processes and requirements under the Mining Act 1971 is available from: http://www.minerals.statedevelopment.sa.gov.au/ land access/community information or hard copy on request to Mineral Tenements.

J. MARTIN, Mining Registrar

Plan and co-ordinates can be found on the Department of State Development website: <a href="http://www.minerals.statedevelopment.sa">http://www.minerals.statedevelopment.sa</a> gov.au/exploration/public notices or by contacting Mineral

Community information on mineral exploration licence processes and requirements under the Mining Act 1971 is available from: http://www.minerals.statedevelopment.sa.gov.au/

### MINING ACT 1971

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

Applicant: Pirie Resources Pty Ltd

Location: Carappee Hill area—Approximately 60 km north-

west of Cowell.

Term: 2 years Area in km<sup>2</sup>: 54 Ref.: 2016/00150

Plan and co-ordinates can be found on the Department of State Development website: <a href="http://www.minerals.statedevelopment.sa.gov.au/exploration/public\_notices">http://www.minerals.statedevelopment.sa.gov.au/exploration/public\_notices</a> or by contacting Mineral Tenements on (08) 8463 3103.

Community information on mineral exploration licence processes and requirements under the Mining Act 1971 is available from: http://www.minerals.statedevelopment.sa.gov.au/ land access/community information or hard copy on request to Mineral Tenements.

J. MARTIN, Mining Registrar

### MINING ACT 1971

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

Applicant: Lincoln Minerals Limited

Location: Cummins area—Approximately 70 km north-north-

east of Port Lincoln.

Term: 2 years Area in km<sup>2</sup>: 112 Ref.: 2016/00152

Plan and co-ordinates can be found on the Department of State Development website: <a href="http://www.minerals.statedevelopment.sa.gov.au/exploration/public notices">http://www.minerals.statedevelopment.sa.gov.au/exploration/public notices</a> or by contacting Mineral Tenements on (08) 8463 3103.

Community information on mineral exploration licence processes and requirements under the Mining Act 1971 is available from: http://www.minerals.statedevelopment.sa.gov.au/ land access/community information or hard copy on request to Mineral Tenements.

J. MARTIN, Mining Registrar

### MINING ACT 1971

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

Applicant: Lincoln Minerals Limited

Location: Wanilla area—Approximatley 40 km north-west of Port Lincoln

Term: 2 years Area in km<sup>2</sup>: 441 Ref.: 2016/00153

Tenements on (08) 8463 3103.

land access/community information or hard copy on request to Mineral Tenements.

J. MARTIN, Mining Registrar

#### MINING ACT 1971

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

Applicant: Renascor Resources Limited

Location: Lake Harris area—Approximately 90 km south-east

of Tarcoola.

Pastoral Lease: Kokatha

Term: 2 years Area in km<sup>2</sup>: 132 Ref.: 2016/00154

Plan and co-ordinates can be found on the Department of State Development website: <a href="http://www.minerals.statedevelopment.sa.">http://www.minerals.statedevelopment.sa.</a> gov.au/exploration/public\_notices or by contacting Tenements on (08) 8463 3103.

Community information on mineral exploration licence processes and requirements under the Mining Act 1971 is available from: http://www.minerals.statedevelopment.sa.gov.au/ land\_access/community\_information or hard copy on request to Mineral Tenements

J. MARTIN, Mining Registrar

## NATIONAL ELECTRICITY LAW

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

Under ss 102 and 103, the making of the National Electricity Amendment (Local Generation Network Credits) Rule 2016 No. 12 (Ref. ERC0191) and related final determination. Schedule 1 commences 1 July 2017, Schedule 2 commences 15 December

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 Website: www.aemc.gov.au

8 December 2016.

### OATHS ACT 1936

**SECTION 33 (3)** 

Notice of Termination of Appointment of Proclaimed Members of the Police Force to Take Declarations and Attest the Execution of Documents—Notice by the Attorney-General

PURSUANT to Section 33 (3) of the Oaths Act 1936, the appointment of the persons named below to take declarations and attest the execution of documents has, by virtue of the operation of Section 33 (2) (b) of that Act, been terminated by reason of those persons ceasing to be members of the Police Force:

Bernard Anderson, appointed on 18 January 2007;

Andrew John Baker, appointed on 22 May 2003;

Patrick Thomas Bird, appointed on 15 November 2001;

Aaron John Burgess, appointed on 27 May 2004;

Steven Melville Clark, appointed on 20 July 2000;

Quentin Howard Cooper, appointed on 11 March 1999;

Peter John Cox, appointed on 15 November 2001; Trevor Paul Dewick, appointed on 19 December 2013; Henry Siddons Dickson, appointed on 14 April 2005; Anthony Howard Flavel, appointed on 21 December 2000; Brian Eric Forrester, appointed on 26 July 2012; Jeffery Dennis Frankish, appointed on 15 November 2001; Ian Walter Gregor, appointed on 13 March 2008; Daniel Benjamin Haig, appointed on 19 December 2013; Christopher Edward Hare, appointed on 26 July 2012; Anthony Gerard Harrison, appointed on 16 December 1999; Rex Ernst Heins, appointed on 15 November 2001; Barry David Howson, appointed on 28 September 2006; Kevin Charles Jenkins, appointed on 22 May 2003; Kenneth Michael Knolder, appointed on 14 April 2005; Ashley Warren Lange, appointed on 29 April 1999; Daniel Jon Lee, appointed on 30 April 2009; Geoffrey Kevin Lehmann, appointed on 27 January 2012; Kevin Maguire, appointed on 19 December 2013; Stephen Alec McCoy, appointed on 22 April 2010; Gavin John McCulloch, appointed on 30 April 2009; Daniel Bruce McKay, appointed on 27 January 2012; Dean Andrew Millman, appointed on 15 November 2001; Andrew Peter Minnis, appointed on 21 December 2000; Matthew Adrian Newlands, appointed on 19 December 2013; Alan James Orchard, appointed on 21 December 2000; Graham John Phillips, appointed on 8 October 2009; Roman Michael Pomazak, appointed on 19 December 2013; Kelly Louise Rourke, appointed on 10 July 2014; Garry William Stewart, appointed on 13 March 2008; Amy Ellen Tierney, appointed on 19 December 2013; Gregory Charles Turner, appointed on 13 March 2008; Elise Ellen Twiggs, appointed on 26 July 2012; Michael James Westbrook, appointed on 22 May 2003; Robert John Williams, appointed on 15 November 2001; and Kerstin Gabriele Wojciechowski, appointed on 28 July 2011. Dated 26 November 2016.

> JOHN RAU, Deputy Premier, Attorney-General

### PETROLEUM AND GEOTHERMAL ENERGY ACT 2000

Statement of Environmental Objectives— Five Yearly Review

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 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

 Cooper Basin Petroleum Production Operations— Statement of Environmental Objectives (SEO), Beach Energy, November 2016.

This document is available for public inspection on the Environmental Register section of DSD's website: <a href="https://www.petroleum.statedevelopment.sa.gov.au/legislation\_and\_compliance/environmental\_register">www.petroleum.statedevelopment.sa.gov.au/legislation\_and\_compliance/environmental\_register</a>, 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 6 December 2016.

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

#### PETROLEUM AND GEOTHERMAL ENERGY ACT 2000

Grant of Preliminary Survey Licence—PSL 37

NOTICE is hereby given that the abovementioned Preliminary Survey Licence has been granted with effect from 30 November 2016, under the provisions of the Petroleum and Geothermal Energy Act 2000, pursuant to delegated powers dated 21 March 2012.

Licence No.	Licensees	Locality	Date of Expiry	Approx. Area in km²
PSL 37	Australian Gas Networks Limited	Murray Bridge - Mt Barker	29.11.2017	198.23

General Description of the Licence Area

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

-35° 07' 17.21" S	-35° 06' 57.73" S	139° 15' 44.14" E
-35° 06' 58.49" S	-35° 07' 17.21" S	139° 15' 27.89" E
-35° 06' 54.09" S		
-35° 06' 43.70" S		
-35° 06' 44.80" S		
-35° 06' 44.03" S		
-35° 06' 44.28" S		
-35° 06' 44.63" S		
-35° 06' 44.74" S		
-35° 06' 45.82" S 139° 13' 17.93" E -35° 06' 47.02" S 139° 13' 15.48" E -35° 06' 48.29" S 139° 13' 12.90" E 139° 06' 51.05" S 139° 13' 12.94" E 135° 06' 51.05" S 139° 13' 12.94" E 135° 06' 55.08" S 139° 13' 12.94" E 135° 06' 55.08" S 139° 11' 38.09" E 135° 07' 34.63" S 139° 05' 57.61" E 135° 07' 33.90" S 139° 05' 57.61" E 135° 07' 30.81" S 139° 05' 59.66" E 135° 07' 32.83" S 139° 05' 52.38" E 135° 07' 32.83" S 139° 05' 52.38" E 135° 07' 19.97" S 139° 05' 41.27" E 135° 06' 55.71" S 139° 01' 58.05" E 135° 06' 55.71" S 139° 01' 58.05" E 135° 06' 49.60" S 138° 52' 51.07" E 135° 04' 15.72" S 139° 01' 58.05" E 135° 04' 15.72" S 139° 15' 15.05" E 135° 04' 15.72" S 139° 11' 55.05" E 135° 04' 33.63" S 139° 15' 13.70" E 135° 05' 58.63" S 139° 15' 17.28" E 135° 06' 04.03" S 139° 15' 17.28" E 135° 06' 04.03" S 139° 15' 17.28" E 135° 06' 04.03" S 139° 15' 35.34" E 135° 06' 04.03" S 139° 15' 35.34" E 135° 06' 04.03" S 139° 15' 35.33" E 135° 06' 04.18" S 139° 15' 35.33" E 135° 06' 04.18" S 139° 15' 35.33" E 135° 06' 43.17" S 139° 14' 57.49" E 135° 06' 43.17" S 139° 15' 35.33" E 135° 06' 43.17" S 139° 15' 53.33" E 135° 06' 43.17" S 139° 15' 30.87" E 135° 06' 55.83" S 139° 15' 31.75" E		
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but excluding the Kinchina Conservation Park and the Aboriginal Lands Trust—Monarto (CT 5079/142).

All co-ordinates in GDA94.

Area: 198.23 km<sup>2</sup> approximately.

Dated 30 November 2016.

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

#### PETROLEUM AND GEOTHERMAL ENERGY ACT 2000

Suspension of Geothermal Exploration Licence—GEL 611

PURSUANT to Section 90 of the Petroleum and Geothermal Energy Act 2000, notice is hereby given that the abovementioned Geothermal Exploration Licence has been suspended for the period from and including 1 December 2016 until 31 May 2017, under the provisions of the Petroleum and Geothermal Energy Act 2000, pursuant to delegated powers dated 21 March 2012.

The expiry date of GEL 611 is now determined to be 23 July 2019

Dated 29 November 2016.

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

ROADS (OPENING AND CLOSING) ACT, 1991: SECTION 24

# NOTICE OF CONFIRMATION OF ROAD PROCESS ORDER

Road Closure—Unnamed Public Roads

BY Road Process Order made on 18 October 2016, The Council of Goyder ordered that:

- 1. The unnamed Public Roads, situated between adjoining Section 50 and 538 in the Hundred of Hallett, Section 108 in the Hundred of Mongolata and Sections 51 and 3 in the Hundred of Tomkinson and more particularly delineated and lettered 'A', 'B', 'C' and 'D' on Preliminary Plan No. 13/0041 be closed.
- 2. The whole of the land subject to closure to vest in the Crown under the care and control of the Minister for Sustainability, Environment and Conservation without a dedicated purpose.

On 7 November 2016 that order was confirmed by the Minister for Transport and Infrastructure conditionally upon the deposit by the Registrar-General of Deposited Plan 114056, 114057, 114058 and 114059 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 8 November 2016.

M. P. BURDETT, Surveyor-General

### ROADS (OPENING AND CLOSING) ACT, 1991: SECTION 24

# NOTICE OF CONFIRMATION OF ROAD PROCESS ORDER

Road Closure—Public Road, City of Adelaide

BY Road Process Order made on 6 November 2016, The Corporation of the City of Adelaide ordered that:

- 1. The Unnamed Public Road, situated west of Clarendon Street, adjacent to Allotment 503 in Deposited Plan 46982 and Allotment 91 in Filed Plan 203714 in the Hundred of Adelaide, more particularly delineated and lettered 'A' in the Preliminary Plan No. 16/0009 be closed.
- 2. Transfer the whole of the land subject to closure lettered 'A' to University of South Australia in accordance with the agreement for transfer dated 24 June 2016 entered into between The Corporation of the City of Adelaide and University of South Australia.
- On 7 November 2016 that order was confirmed by the Minister for Transport and Infrastructure conditionally upon the deposit by the Registrar-General of Deposited Plan 113772 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 8 November 2016.

M. P. BURDETT, Surveyor-General

#### WORK HEALTH AND SAFETY REGULATIONS 2012 (SA)

Exemption

PURSUANT to Regulation 684 of the Work Health and Safety Regulations 2012 (SA), I, Marie Boland, Executive Director, SafeWork SA hereby exempt the following class of persons:

Suppliers of hazardous chemicals from complying with Regulation 338 of the Work Health and Safety Regulations 2012 (SA), where the hazardous chemicals were manufactured or, in the case of imported hazardous chemicals, imported before 1 January 2017.

This exemption is subject to the condition that the hazardous chemicals are labelled in accordance with the National Code of Practice for Labelling of Workplace Substances [NOHSC:2012(1994)] as in force at the time.

Dated 30 November 2016.

M. BOLAND, Executive Director SafeWork SA

#### **ENVIRONMENT PROTECTION ACT 1993**

Approval of Additional Collection Depots

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:

Approval of Additional Collection Depots:

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

- (a) the name of the collection depot described in column 1 of Schedule 1 of this Notice;
- (b) the name of the 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; and

#### Conditions of Approval:

Impose the following conditions of these approvals:

- (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 the Act, for presenting interstate containers for refund.

#### SCHEDULE 1

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	Column 7
Depot Name	Company/Trading Name	Proprietors	Depot Location Street	Depot Location Suburb	Certificate of Title No. Volume/Folio No.	Collection Area
Sims Metal Roseworthy	Sims Group Australia Holdings Limited	Peter Farmer	Lot 45 Leitch Road	Roseworthy, S.A. 5371	6102/662	Regional

### **ENVIRONMENT PROTECTION ACT 1993**

### Revocation of Approval of Category B Containers

- I, ANDREA KAYE WOODS, Delegate of the Environment Protection Authority ('the Authority'), pursuant to Section 68 of the Environment Protection Act 1993 (SA) ('the Act') hereby revoke the approvals of the classes of category B containers sold in South Australia as identified by reference to the following matters, which are described in the first 4 columns of Schedule 1 of this Notice.
  - (a) the product which each class of containers shall contain;
  - (b) the size of the containers;
  - (c) the type of containers; and
  - (d) the name of the holders of these approvals.

These approvals are revoked as the Authority is satisfied that the waste management arrangement between the approval holder and the party named in column 5 of Schedule 1 of this Notice has been cancelled.

### SCHEDULE 1

Column 1	Column 2	Column 3	Column 4	Column 5
Product Name	Container Size (mL)	Container Type	Approval Holder	Collection Arrangements
Balance Water	500	PET	Balance Trading Company Pty Ltd	Statewide Recycling
Balance Water	1000	PET	Balance Trading Company Pty Ltd	Statewide Recycling
Balance Water for Travelling	1000	PET	Balance Trading Company Pty Ltd	Statewide Recycling
Balance Water for Travelling	500	PET	Balance Trading Company Pty Ltd	Statewide Recycling
Balance Water for Women	1000	PET	Balance Trading Company Pty Ltd	Statewide Recycling
Balance Water for Women	500	PET	Balance Trading Company Pty Ltd	Statewide Recycling
Beloka Estate Lightly Sparkling Natural Mineral Water	750	Glass	Petania Foods Pty Ltd	Marine Stores Ltd
Beloka Estate Lightly Sparkling Natural Mineral Water	500	Glass	Petania Foods Pty Ltd	Marine Stores Ltd
Beloka Estate Natural Still Mineral Water	750	Glass	Petania Foods Pty Ltd	Marine Stores Ltd

Column 1	Column 2	Column 3	Column 4	Column 5
Product Name	Container Size (mL)	Container Type	Approval Holder	Collection Arrangements
Beloka Estate Natural Still Mineral Water	500	Glass	Petania Foods Pty Ltd	Marine Stores Ltd
Cool Ridge Super H2O Citrus Flavoured Water	500	PET	Schweppes Australia Pty Ltd	Statewide Recycling
Cottees Fruit Crush Apple & Raspberry Fruit Drink	250	LPB—Aseptic	Schweppes Australia Pty Ltd	Statewide Recycling
Cottees Fruit Crush Apple Fruit Drink	250	LPB—Aseptic	Schweppes Australia Pty Ltd	Statewide Recycling
Cottees Fruit Crush Orange Fruit Drink	250	LPB—Aseptic	Schweppes Australia Pty Ltd	Statewide Recycling
Cottees Fruit Crush Tropical Fruit Drink	250	LPB—Aseptic	Schweppes Australia Pty Ltd	Statewide Recycling
Crystal Clear Cola Low Joule	375	Can	Schweppes Australia Pty Ltd	Statewide Recycling
Crystal Cocktail	375	Can	Schweppes Australia Pty Ltd	Statewide Recycling
Crystal Creamy Soda	375	Can	Schweppes Australia Pty Ltd	Statewide Recycling
Crystal Diet Low Joule Cola	375	Can	Schweppes Australia Pty Ltd	Statewide Recycling
Crystal Fresh Water	375	Can	Schweppes Australia Pty Ltd	Statewide Recycling
Crystal Lemon Mineral Water Drink	375	Can	Schweppes Australia Pty Ltd	Statewide Recycling
Crystal Lemonade	375	Can	Schweppes Australia Pty Ltd	Statewide Recycling
Crystal Lime	375	Can	Schweppes Australia Pty Ltd	Statewide Recycling
Crystal Orange	375	Can	Schweppes Australia Pty Ltd	Statewide Recycling
Crystal Raspberry	375	Can	Schweppes Australia Pty Ltd	Statewide Recycling
Crystal Rebel Cola	375	Can	Schweppes Australia Pty Ltd	Statewide Recycling
Evian Millenium Still Water	1000	Glass	Schweppes Australia Pty Ltd	Statewide Recycling
Extra Juicy Apple Blackcurrant Juice	400	PET	Schweppes Australia Pty Ltd	Statewide Recycling
Extra Juicy Apple Blackcurrant Juice	250	LPB—Aseptic	Schweppes Australia Pty Ltd	Statewide Recycling
Extra Juicy Apple Juice	250	LPB—Aseptic	Schweppes Australia Pty Ltd	Statewide Recycling Statewide Recycling
Extra Juicy Apple Juice	400	PET	Schweppes Australia Pty Ltd	
Extra Juicy Apple Mango Banana Juice	250	LPB—Aseptic PET	Schweppes Australia Pty Ltd	Statewide Recycling
Extra Juicy Burst Apple & Blackcurrant	2000	PET	Schweppes Australia Pty Ltd	Statewide Recycling
Extra Juicy Burst Orange & Mango Extra Juicy Burst Orange & Passionfruit	2000 2000	PET	Schweppes Australia Pty Ltd Schweppes Australia Pty Ltd	Statewide Recycling Statewide Recycling
Extra Juicy Burst Orange & Passioniful Extra Juicy Burst Orange Lemon & Lime	2000	PET	Schweppes Australia Pty Ltd Schweppes Australia Pty Ltd	Statewide Recycling Statewide Recycling
Extra Juicy Burst Tropical	2000	PET	Schweppes Australia Pty Ltd Schweppes Australia Pty Ltd	Statewide Recycling Statewide Recycling
Extra Juicy Multi Fruits	250	LPB—Aseptic	Schweppes Australia Pty Ltd	Statewide Recycling Statewide Recycling
Extra Juicy Orange Juice	400	PET	Schweppes Australia Pty Ltd	Statewide Recycling Statewide Recycling
Extra Juicy Orange Juice	250	LPB—Aseptic	Schweppes Australia Pty Ltd	Statewide Recycling
Fiji Water	500	PET	Schweppes Australia Pty Ltd	Statewide Recycling
Fiji Water	1000	PET	Schweppes Australia Pty Ltd	Statewide Recycling
Glo Apple Fruit Juice	250	LPB—Aseptic	Schweppes Australia Pty Ltd	Statewide Recycling
Glo Apple Raspberry Fruit Juice	250	LPB—Aseptic	Schweppes Australia Pty Ltd	Statewide Recycling
Glo Berry Blast Fruit Juice	250	LPB—Aseptic	Schweppes Australia Pty Ltd	Statewide Recycling
Glo Orange Fruit Juice	250	LPB—Aseptic	Schweppes Australia Pty Ltd	Statewide Recycling
Glo Orange Mango Fruit Juice	250	LPB—Aseptic	Schweppes Australia Pty Ltd	Statewide Recycling
Glo Pine Punch Fruit Juice	250	LPB—Aseptic	Schweppes Australia Pty Ltd	Statewide Recycling
KoKomo Mango Coconut Water	330	LPB—Aseptic	Schweppes Australia Pty Ltd	Statewide Recycling
KoKomo Original Coconut Water	330	LPB—Aseptic	Schweppes Australia Pty Ltd	Statewide Recycling
Monster Energy Import	550	Can—Aluminium	Schweppes Australia Pty Ltd	Statewide Recycling
Monster Energy Low Carb	500	Can—Aluminium	Schweppes Australia Pty Ltd	Statewide Recycling
Monster Nitrous Anti Gravity	340	Can—Aluminium	Schweppes Australia Pty Ltd	Statewide Recycling
Monster Nitrous Super Dry	340	Can—Aluminium	Schweppes Australia Pty Ltd	Statewide Recycling
Monster Ripper Energy + Juice	500	Can—Aluminium	Schweppes Australia Pty Ltd	Statewide Recycling
Monster X Presso Coffee Energy Drink	285	Can—Aluminium	Schweppes Australia Pty Ltd	Statewide Recycling
Pepsi Light	2000	PET	Schweppes Australia Pty Ltd	Statewide Recycling
Pepsi Light	1250	PET	Schweppes Australia Pty Ltd	Statewide Recycling
Pepsi Max	390	PET	Schweppes Australia Pty Ltd	Statewide Recycling
Pepsi Max Ceasefire Lime	1250	PET	Schweppes Australia Pty Ltd	Statewide Recycling
Pepsi Max Ceasefire Lime	600	PET	Schweppes Australia Pty Ltd	Statewide Recycling
Pepsi Max Ceasefire Lime	2000	PET	Schweppes Australia Pty Ltd	Statewide Recycling
Play Fruit Water Blackcurrant Flavoured Water	250	PET	Schweppes Australia Pty Ltd	Statewide Recycling
Play Fruit Water Fruit Tingle Flavoured Water	250	PET	Schweppes Australia Pty Ltd	Statewide Recycling
Schweppes Dry Crisp Apple Flavoured Sparkling Water	330	Glass	Schweppes Australia Pty Ltd	Statewide Recycling
Schweppes Dry Wild Raspberry Flavoured Sparkling Water	330	Glass	Schweppes Australia Pty Ltd	Statewide Recycling
Schweppes Dry Zesty Lemon Flavoured Sparkling Water	330	Glass	Schweppes Australia Pty Ltd	Statewide Recycling
Schweppes Soda Water Berry Twist	300	Glass	Schweppes Australia Pty Ltd	Statewide Recycling

Column 1	Column 2	Column 3	Column 4	Column 5
Product Name	Container Size (mL)	Container Type	Approval Holder	Collection Arrangements
Schweppes Soda Water Lemon Twist	300	Glass	Schweppes Australia Pty Ltd	Statewide Recycling
Schweppes Soda Water Twist	300	Glass	Schweppes Australia Pty Ltd	Statewide Recycling
Select Real Juice Apple Raspberry	250	LPB—Aseptic	Schweppes Australia Pty Ltd	Statewide Recycling
Select Real Juice Tropical	250	LPB—Aseptic	Schweppes Australia Pty Ltd	Statewide Recycling
Solo Extreme Lemon	440 2000	Can—Aluminium PET	Schweppes Australia Pty Ltd	Statewide Recycling
Solo Low Carb Full Flavour Lemon Solo Low Carb Full Flavour Lemon	2000 600	PET	Schweppes Australia Pty Ltd Schweppes Australia Pty Ltd	Statewide Recycling Statewide Recycling
Solo Low Carb Full Flavour Lemon	375	Can—Aluminium	Schweppes Australia Pty Ltd Schweppes Australia Pty Ltd	Statewide Recycling Statewide Recycling
Solo Low Carb Full Flavour Lemon	1250	PET PET	Schweppes Australia Pty Ltd	Statewide Recycling Statewide Recycling
Spring Valley Crush Apples & Berries	375	Glass	Schweppes Australia Pty Ltd	Statewide Recycling
Spring Valley Crush Citrus & Peaches	375	Glass	Schweppes Australia Pty Ltd	Statewide Recycling
Spring Valley Crush Pineapples & Guavas	375	Glass	Schweppes Australia Pty Ltd	Statewide Recycling
Spring Valley Crush Tropical & Goji Berries	375	Glass	Schweppes Australia Pty Ltd	Statewide Recycling
Spring Valley Juicy Tea Apple & Pomegranate	500	PET	Schweppes Australia Pty Ltd	Statewide Recycling
Spring Valley Juicy Tea Blackberry & Vanilla	500	PET	Schweppes Australia Pty Ltd	Statewide Recycling
Spring Valley Juicy Tea Forest Berries	500	PET	Schweppes Australia Pty Ltd	Statewide Recycling
Sunkist 30% Sugar Out	1250	PET	Schweppes Australia Pty Ltd	Statewide Recycling
Westcliff Apple & Blackcurrant Juice	250	LPB—Aseptic	Schweppes Australia Pty Ltd	Statewide Recycling
Westcliff Mega Apple Raspberry Fruit Drink	250	LPB—Aseptic	Schweppes Australia Pty Ltd	Statewide Recycling
Westcliff Mega Juice Apple	250	LPB—Aseptic	Schweppes Australia Pty Ltd	Statewide Recycling
Westcliff Mega Juice Apple	250	LPB—Aseptic	Schweppes Australia Pty Ltd	Statewide Recycling
Westcliff Mega Orange Juice	250	LPB—Aseptic	Schweppes Australia Pty Ltd	Statewide Recycling
Westcliff Mega Tropical Flavoured Drink Woolworths Select Real Juice	250 250	LPB—Aseptic LPB—Aseptic	Schweppes Australia Pty Ltd	Statewide Recycling
Apple & Blackcurrant	250	LPB—Aseptic	Schweppes Australia Pty Ltd	Statewide Recycling
Woolworths Select Real Juice Crunchy Apple	250	LPB—Aseptic	Schweppes Australia Pty Ltd	Statewide Recycling
Woolworths Select Real Juice Juicy Orange	250	LPB—Aseptic	Schweppes Australia Pty Ltd	Statewide Recycling
Badger Apple Wood Cider	500	Glass	The Beer and Cider Company	Statewide Recycling
Badger First Gold Bitter	500	Glass	The Beer and Cider Company	Statewide Recycling
Badger Fursty Ferret	500	Glass	The Beer and Cider Company	Statewide Recycling
Badger Golden Champion Ale	500	Glass	The Beer and Cider Company	Statewide Recycling
Badger Golden Glory	500	Glass	The Beer and Cider Company	Statewide Recycling
Badger Hopping Hare	500	Glass	The Beer and Cider Company	Statewide Recycling
Badger Pear Wood Cider Badger Tanglefoot Strong Ale	500 500	Glass Glass	The Beer and Cider Company	Statewide Recycling
Badger Tanglefoot Strong Ale	500	Can—Aluminium	The Beer and Cider Company The Beer and Cider Company	Statewide Recycling Statewide Recycling
Black Sheep Ale	500	Glass	The Beer and Cider Company  The Beer and Cider Company	Statewide Recycling Statewide Recycling
Black Sheep Monty Python Holy Ale	500	Glass	The Beer and Cider Company	Statewide Recycling
Black Sheep Progress Ale	750	Glass	The Beer and Cider Company	Statewide Recycling
Box Steam Dark And Handsome	500	Glass	The Beer and Cider Company	Statewide Recycling
Box Steam Funnel Blower	500	Glass	The Beer and Cider Company	Statewide Recycling
Brakspear Bitter	500	Glass	The Beer and Cider Company	Statewide Recycling
Brakspear Oxford Gold Ale	500	Glass	The Beer and Cider Company	Statewide Recycling
Brakspear Triple Ale	500	Glass	The Beer and Cider Company	Statewide Recycling
Crumpton Oaks Cider	500	Can—Aluminium	The Beer and Cider Company	Statewide Recycling
Cruzcampo Pilsner	330	Glass	The Beer and Cider Company	Statewide Recycling
Durham Bombay 106	500	Glass	The Beer and Cider Company	Statewide Recycling
Durham Temptation	500	Glass	The Beer and Cider Company	Statewide Recycling
Durham White Stout	500	Glass	The Beer and Cider Company	Statewide Recycling
Everards Tiger Premium Ale	500	Glass	The Beer and Cider Company	Statewide Recycling
Frosty Jacks Strong Dry White	500	Can—Aluminium PET	The Beer and Cider Company	Statewide Recycling
Frosty Jacks White Cider Frosty Jacks White Cider	2000 3000	PET	The Beer and Cider Company The Beer and Cider Company	Statewide Recycling Statewide Recycling
Fursty Ferret Ale	500	Glass	The Beer and Cider Company  The Beer and Cider Company	Statewide Recycling Statewide Recycling
Gold Label Barley	550	Can—Aluminium	The Beer and Cider Company  The Beer and Cider Company	Statewide Recycling Statewide Recycling
Innis & Gunn	330	Glass	The Beer and Cider Company  The Beer and Cider Company	Statewide Recycling Statewide Recycling
Innis & Gunn Irish Whiskey Beer	330	Glass	The Beer and Cider Company  The Beer and Cider Company	Statewide Recycling Statewide Recycling
Innis & Gunn Spiced Rum Beer	330	Glass	The Beer and Cider Company  The Beer and Cider Company	Statewide Recycling Statewide Recycling
Jenlain Ambree Beer	330	Glass	The Beer and Cider Company	Statewide Recycling
Jenlain Ambree Beer	750	Glass	The Beer and Cider Company	Statewide Recycling
Jenlain Blonde Beer	330	Glass	The Beer and Cider Company	Statewide Recycling
Jenlain Blonde Beer	750	Glass	The Beer and Cider Company	Statewide Recycling

Column 1	Column 2	Column 3	Column 4	Column 5
Product Name	Container Size (mL)	Container Type	Approval Holder	Collection Arrangements
Jenlain Or Beer	750	Glass	The Beer and Cider Company	Statewide Recycling
John Smith Extra Smooth English Ale	500	Can—Aluminium	The Beer and Cider Company	Statewide Recycling
John Smiths Extra Smooth	440	Can—Aluminium	The Beer and Cider Company	Statewide Recycling
John Smiths Extra Smooth Draught Bitter	500	Can—Aluminium	The Beer and Cider Company	Statewide Recycling
Marstons Burton Strong Ale	500	Glass	The Beer and Cider Company	Statewide Recycling
Marstons Old Empire	500	Glass	The Beer and Cider Company	Statewide Recycling
Marstons Oyster Stout	500	Glass	The Beer and Cider Company	Statewide Recycling
Marstons Pedigree Draught Bitter	500	Glass	The Beer and Cider Company	Statewide Recycling
Marstons Single Malt	500	Glass	The Beer and Cider Company	Statewide Recycling
Monty Pythons Holy Grail	500	Glass	The Beer and Cider Company	Statewide Recycling
Mort Subite Framboise Xtreme Framboise	250	Glass	The Beer and Cider Company	Statewide Recycling
Mort Subite Xtreme Framboise Kriek	250	Glass	The Beer and Cider Company	Statewide Recycling
Murphys Draught Irish Stout	440	Can—Aluminium	The Beer and Cider Company	Statewide Recycling
Newcastle Brown Ale	550	Glass	The Beer and Cider Company	Statewide Recycling
Newcastle Brown Ale	330	Glass	The Beer and Cider Company	Statewide Recycling
Orchard Choice Strong Dry	2000	PET	The Beer and Cider Company	Statewide Recycling
Riggwelter Strong Ale	500	Glass	The Beer and Cider Company	Statewide Recycling
Saltaire Cascade	500	Glass	The Beer and Cider Company	Statewide Recycling
Saltaire Kala Black IPA	500	Glass	The Beer and Cider Company	Statewide Recycling
Saltaire Raspberry Blonde	500	Glass	The Beer and Cider Company	Statewide Recycling
Springhead The Leveller	500	Glass	The Beer and Cider Company	Statewide Recycling
Thatchers Green Goblin Cider	500	Glass	The Beer and Cider Company	Statewide Recycling
Timothy Taylor Landlord	500	Glass	The Beer and Cider Company	Statewide Recycling
Ushers Founders English Ale	500	Glass	The Beer and Cider Company	Statewide Recycling
Wild Beer Epic	330	Glass	The Beer and Cider Company	Statewide Recycling
Wild Beer Fresh	330	Glass	The Beer and Cider Company	Statewide Recycling
Wild Beer Madness	330	Glass	The Beer and Cider Company	Statewide Recycling
Wild Beer Scarlet Fever	330	Glass	The Beer and Cider Company	Statewide Recycling
William Bros Black	500	Glass	The Beer and Cider Company	Statewide Recycling
William Bros Ebulum	330	Glass	The Beer and Cider Company	Statewide Recycling
William Bros March Of The Penguins	500	Glass	The Beer and Cider Company	Statewide Recycling
William Bros Midnight Sun	500	Glass	The Beer and Cider Company	Statewide Recycling
William Bros Profanity Stout	330	Glass	The Beer and Cider Company	Statewide Recycling
William Bros Red	500	Glass	The Beer and Cider Company	Statewide Recycling
Wychwood Black Wych Ale	500	Glass	The Beer and Cider Company	Statewide Recycling
Wychwood Ginger Beard Ginger Beer	500	Glass	The Beer and Cider Company	Statewide Recycling
Wychwood Goliath Ale	660	Glass	The Beer and Cider Company	Statewide Recycling
Wychwood Goliath Ale	500	Glass	The Beer and Cider Company	Statewide Recycling
Wychwood Hobgoblin Ale	500	Glass	The Beer and Cider Company	Statewide Recycling
Wychwood Hobgoblin Ale	440	Can—Aluminium	The Beer and Cider Company	Statewide Recycling
Wychwood Scarecrow Ale	500	Glass	The Beer and Cider Company	Statewide Recycling
Wychwood Wychcraft Ale	500	Glass	The Beer and Cider Company  The Beer and Cider Company	Statewide Recycling

#### **ENVIRONMENT PROTECTION ACT 1993**

### Approval of Category B Containers

I, ANDREA KAYE WOODS, Delegate of the Environment Protection Authority ('the Authority'), pursuant to Section 68 of the Environment Protection Act 1993 (SA) ('the Act') hereby:

Vary the Approval of Category B Containers:

Approve as Category B Containers, subject to the conditions 1-4 below, each of the classes of containers identified by reference to the following matters described in the first 4 columns of Schedule 1 of this Notice which are sold in South Australia:

- (a) the product which each class of containers shall contain;
- (b) the size of the containers;
- (c) the type of containers; and
- (d) the name of the holders of these approvals.
- (1) That containers of the class to which the approval relates must bear the refund marking specified by the Authority for containers of that class. The Authority specifies the following refund markings for Category B containers:
  - (a) '10c refund at collection depots when sold in SA'; or
  - (b) '10c refund at SA/NT collection depots in State/Territory of purchase'.
- (2) The holder of the approval must have in place an effective and appropriate waste management arrangement in relation to containers of that class. For the purpose of this approval notice the company named in column 5 of Schedule 1 of this Notice is the nominated super collector.
- (3) In the case of an approval in relation to category B containers that the waste management arrangement must require the holder of the approval to provide specified super collectors with a declaration in the form determined by the Authority in relation to each sale of such containers by the holder of the approval as soon as practicable after the sale.
- (4) The holder of these approvals must ensure that if a sticker bearing the refund marking has been approved, and is applied to the container, then the sticker must not be placed on any portion of the opening mechanism or in any other place that would require complete or partial removal of the sticker before the contents may be consumed.

#### SCHEDULE 1

Column 1	Column 2	Column 3	Column 4	Column 5
Product Name	Container Size (mL)	Container Type	Approval Holder	Collection Arrangements
Mountain Fresh Spring Water	600	Plastic	Mountain Fresh Fruit Juices	Marine Stores Ltd
Rocky Coffee Expresso	30	PET	Drink Craft Pty Ltd	Statewide Recycling
Little Fat Lamb Brewed Lemon	500	Glass	Drink Craft Pty Ltd	Statewide Recycling
Little Fat Lamb Brewed Berry	500	Glass	Drink Craft Pty Ltd	Statewide Recycling
Little Fat Lamb Brewed Ginger	500	Glass	Drink Craft Pty Ltd	Statewide Recycling
Little Fat Lamb Hard Apple Cider	500	Glass	Drink Craft Pty Ltd	Statewide Recycling
Little Fat Lamb Hard Pear Cider	500	Glass	Drink Craft Pty Ltd	Statewide Recycling
Little Fat Lamb Ale Ginger Beer	330	Glass	Drink Craft Pty Ltd	Statewide Recycling
Little Fat Lamb Ale Apple Cider	330	Glass	Drink Craft Pty Ltd	Statewide Recycling
Little Fat Lamb WPA Limonada	330	Glass	Drink Craft Pty Ltd	Statewide Recycling
Little Fat Lamb Ginger Radler	330	Glass	Drink Craft Pty Ltd	Statewide Recycling
Little Fat Lamb Lemon Radler	330	Glass	Drink Craft Pty Ltd	Statewide Recycling
Little Fat Lamb Ale Full Strength	330	Glass	Drink Craft Pty Ltd	Statewide Recycling
Little Fat Lamb Ale Double Strength	330	Glass	Drink Craft Pty Ltd	Statewide Recycling
Choctini	30	PET	Drink Craft Pty Ltd	Statewide Recycling
QF	30	PET	Drink Craft Pty Ltd	Statewide Recycling
Cowboy	30	PET	Drink Craft Pty Ltd	Statewide Recycling
Pink Daiquiri	30	PET	Drink Craft Pty Ltd	Statewide Recycling
Jam Donut Raspberry & Cream	30	PET	Drink Craft Pty Ltd	Statewide Recycling
Caramel Crisp	30	PET	Drink Craft Pty Ltd	Statewide Recycling
Wild Boar Rum & Cola	640	Glass	Drink Craft Pty Ltd	Statewide Recycling
Wild Boar Bourbon Whiskey & Cola	640	Glass	Drink Craft Pty Ltd	Statewide Recycling
Wild Boar Bourbon Whiskey & Cola	500	Can—Aluminium	Drink Craft Pty Ltd	Statewide Recycling
Wild Boar Bourbon Whiskey & Cola	375	Can—Aluminium	Drink Craft Pty Ltd	Statewide Recycling
Little Fat Lamb Brewed Berry	1250	PET	Drink Craft Pty Ltd	Statewide Recycling
Little Fat Lamb Hard Pear Cider	1250	PET	Drink Craft Pty Ltd	Statewide Recycling
Little Fat Lamb Hard Apple Cider	1250	PET	Drink Craft Pty Ltd	Statewide Recycling
Little Fat Lamb Brewed Lemon	1250	PET	Drink Craft Pty Ltd	Statewide Recycling
Little Fat Lamb Brewed Ginger	1250	PET	Drink Craft Pty Ltd	Statewide Recycling
Little Fat Lamb Brewed Berry	375	Can—Aluminium	Drink Craft Pty Ltd	Statewide Recycling
Little Fat Lamb Hard Pear Cider	375	Can—Aluminium	Drink Craft Pty Ltd	Statewide Recycling
Little Fat Lamb Hard Apple Cider	375	Can—Aluminium	Drink Craft Pty Ltd	Statewide Recycling
Little Fat Lamb Brewed Lemon	375	Can—Aluminium	Drink Craft Pty Ltd	Statewide Recycling
Little Fat Lamb Brewed Ginger	375	Can—Aluminium	Drink Craft Pty Ltd	Statewide Recycling

# **Liquor Licensing (Dry Areas) Notice 2016**

under section 131(1a) of the Liquor Licensing Act 1997

# 1—Short title

This notice may be cited as the *Liquor Licensing (Dry Areas) Notice 2016*.

## 2—Commencement

This notice comes into operation on 16 December 2016.

# 3—Interpretation

(1) In this notice—

*principal notice* means the *Liquor Licensing (Dry Areas) Notice 2015* published in the *Gazette* on 5.1.15, as in force from time to time.

(2) Clause 3 of the principal notice applies to this notice as if it were the principal notice.

- (1) Pursuant to section 131 of the Act, the consumption and possession of liquor in the area described in the Schedule is prohibited in accordance with the provisions of the Schedule.
- (2) The prohibition has effect during the periods specified in the Schedule.
- (3) The prohibition does not extend to private land in the area described in the Schedule.
- (4) Unless the contrary intention appears, the prohibition of the possession of liquor in the area does not extend to—
  - (a) a person who is genuinely passing through the area if—
    - (i)the liquor is in the original container in which it was purchased from licensed premises; and
    - (ii)the container has not been opened; or
  - (b) a person who has possession of the liquor in the course of carrying on a business or in the course of his or her employment by another person in the course of carrying on a business; or
  - (c) a person who is permanently or temporarily residing at premises within the area or on the boundary of the area and who enters the area solely for the purpose of passing through it to enter those premises or who enters the area from those premises for the purpose of leaving the area.

# Schedule—Two Wells Area 1

# 1—Extent of prohibition

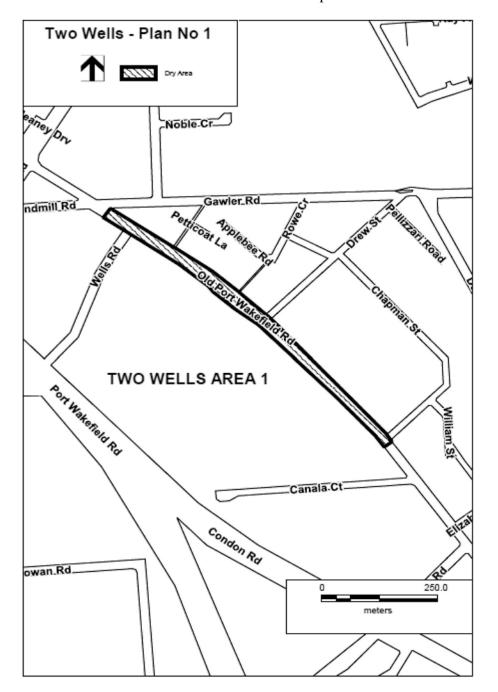
The consumption of liquor is prohibited and the possession of liquor is prohibited.

# 2—Period of prohibition

From 5pm on 16 December 2016 to 5am on 17 December 2016.

# 3—Description of area

Old Port Wakefield Road between Gawler Road and Chapman Street in Two Wells.



Made by the Acting Liquor and Gambling Commissioner

On 6 December 2016

# **Liquor Licensing (Dry Areas) Notice 2016**

under section 131(1a) of the Liquor Licensing Act 1997

### 1—Short title

This notice may be cited as the Liquor Licensing (Dry Areas) Notice 2016.

# 2—Commencement

This notice comes into operation on 31 December 2016.

# 3—Interpretation

(1) In this notice—

*principal notice* means the *Liquor Licensing (Dry Areas) Notice 2015* published in the *Gazette* on 5.1.15, as in force from time to time.

(2) Clause 3 of the principal notice applies to this notice as if it were the principal notice.

- (1) Pursuant to section 131 of the Act, the consumption and possession of liquor in the area described in the Schedule is prohibited in accordance with the provisions of the Schedule.
- (2) The prohibition has effect during the periods specified in the Schedule.
- (3) The prohibition does not extend to private land in the area described in the Schedule.
- (4) Unless the contrary intention appears, the prohibition of the possession of liquor in the area does not extend to—
  - (a) a person who is genuinely passing through the area if—
    - (i) the liquor is in the original container in which it was purchased from licensed premises; and
    - (ii) the container has not been opened; or
  - (b) a person who has possession of the liquor in the course of carrying on a business or in the course of his or her employment by another person in the course of carrying on a business; or
  - (c) a person who is permanently or temporarily residing at premises within the area or on the boundary of the area and who enters the area solely for the purpose of passing through it to enter those premises or who enters the area from those premises for the purpose of leaving the area.

# Schedule—Kimba Area 1

# 1—Extent of prohibition

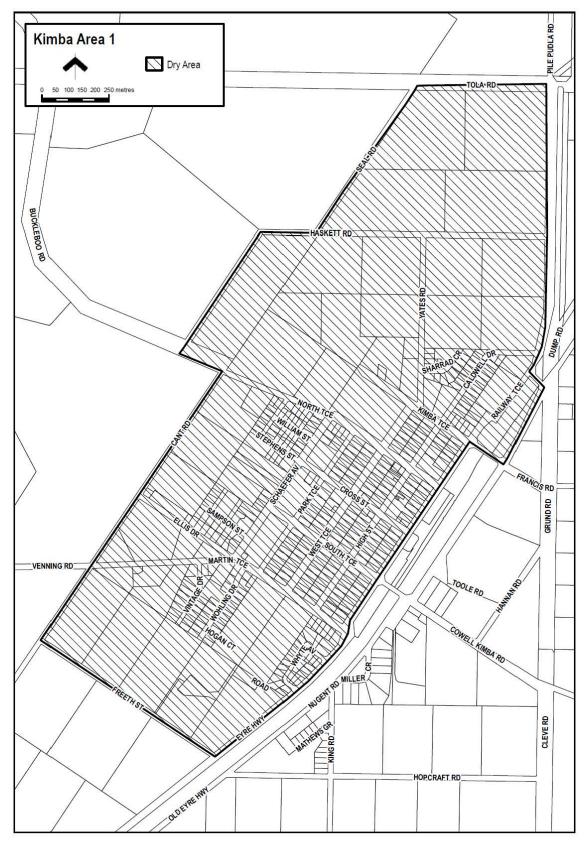
The consumption of liquor is prohibited and the possession of liquor is prohibited.

### 2—Period of prohibition

From 9 pm on 31 December 2016 to 8 am on 1 January 2017.

### 3—Description of area

The area in and adjacent to Kimba bounded as follows: commencing at the point at which the prolongation in a straight line of the eastern boundary of Railway Terrace intersects the northern boundary of Tola Road, then westerly along the northern boundary of Tola Road to the point at which it is intersected by the prolongation in a straight line of the north-western boundary of Seal Road, then south-westerly along that prolongation and boundary of Seal Road to the northern boundary of Haskett Road, then westerly and south-westerly along that boundary of Haskett Road, and the prolongation in a straight line of that boundary, to the southern boundary of Buckleboo Road, then south-easterly along that boundary of Buckleboo Road to the north-western boundary of Cant Road, then south-westerly along that boundary of Cant Road to the point at which it is intersected by the prolongation in a straight line of the south-western boundary of Freeth Road, then south-easterly along that prolongation and boundary of Freeth Road, and the prolongation in a straight line of that boundary, to the south-eastern boundary of Eyre Highway, then generally north-easterly along that boundary of Eyre Highway to the southern side of the intersection at which Eyre Highway, South Terrace and Railway Terrace meet, then in a straight line by the shortest route (across the intersection) to the south-western end of the south-eastern boundary of Railway Terrace, then generally north-easterly along the south-eastern boundary of Railway Terrace to the south-western boundary of Kimba Terrace, then south-easterly along that boundary of Kimba Terrace to the north-western boundary of Eyre Highway, then generally north-easterly along that boundary of Eyre Highway to the south-western boundary of Grund Road, then northwesterly along that boundary of Grund Road to the south-eastern boundary of Railway Terrace, then generally north-easterly and northerly along that boundary of Railway Terrace, and the prolongation in a straight line of that boundary, to the point of commencement.



Made by the Acting Liquor and Gambling Commissioner

on 2 December 2016

# **Liquor Licensing (Dry Areas) Notice 2016**

under section 131(1a) of the Liquor Licensing Act 1997

### 1—Short title

This notice may be cited as the *Liquor Licensing (Dry Areas) Notice 2016*.

### 2—Commencement

This notice comes into operation on 16 January 2017.

# 3—Interpretation

- (1) In this notice
  - *principal notice* means the *Liquor Licensing (Dry Areas) Notice 2015* published in the *Gazette* on 5.1.15, as in force from time to time.
- (2) Clause 3 of the principal notice applies to this notice as if it were the principal notice.

- (1) Pursuant to section 131 of the Act, the consumption and possession of liquor in the area described in the Schedule is prohibited in accordance with the provisions of the Schedule.
- (2) The prohibition has effect during the periods specified in the Schedule.
- (3) The prohibition does not extend to private land in the area described in the Schedule.
- (4) Unless the contrary intention appears, the prohibition of the possession of liquor in the area does not extend to—
  - (a) a person who is genuinely passing through the area if—
    - (i) the liquor is in the original container in which it was purchased from licensed premises; and
    - (ii) the container has not been opened; or
  - (b) a person who has possession of the liquor in the course of carrying on a business or in the course of his or her employment by another person in the course of carrying on a business; or
  - (c) a person who is permanently or temporarily residing at premises within the area or on the boundary of the area and who enters the area solely for the purpose of passing through it to enter those premises or who enters the area from those premises for the purpose of leaving the area.
- (5) The Schedule is in substitution for Schedule—Unley Area 1 in the principal notice.

# Schedule 1—Unley Area 1

### 1—Extent of prohibition

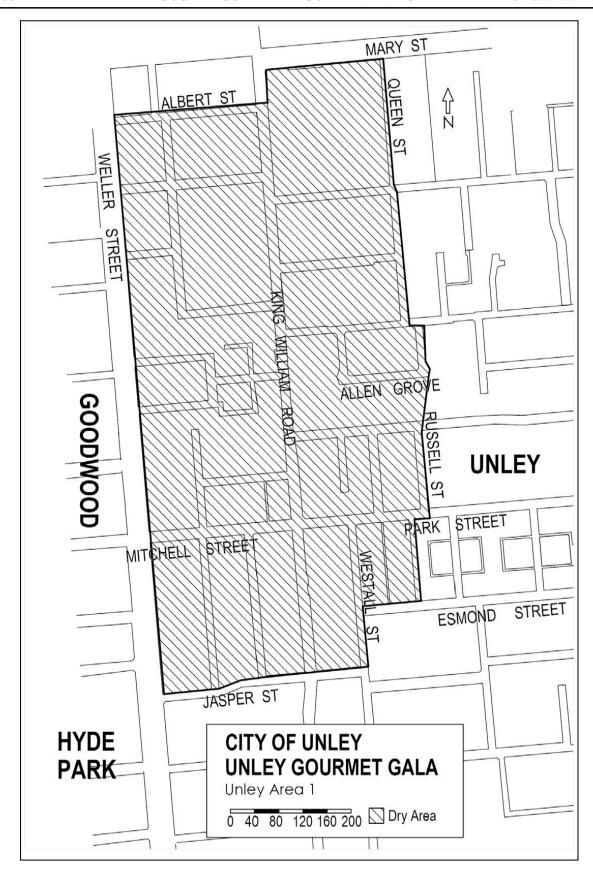
The consumption of liquor is prohibited and the possession of liquor is prohibited.

### 2—Period of prohibition

From 4:00 PM on 16 January 2017 to 1:00 AM on 17 January 2017.

### 3—Description of area

The area in Unley and adjacent suburbs bounded as follows: commencing at the point at which the eastern boundary of Wood Street, Millswood, meets the northern boundary of Jasper Street, then easterly along the northern boundary of Jasper Street and the prolongation in a straight line of that boundary to the eastern boundary of Westall Street, Hyde Park, then northerly along that boundary of Westall Street to the northern boundary of Esmond Street, then easterly along that boundary of Esmond Street to the eastern boundary of Mann Street, then northerly along that boundary of Mann Street to the southern boundary of Park Street, then easterly along that boundary of Park Street to the point at which it is intersected by the prolongation in a straight line of the eastern boundary of Russell Street, then northerly along that prolongation and boundary of Russell Street to the southern boundary of Opey Avenue, then in a straight line by the shortest route to the south-eastern corner of Allen Grove, Unley, then northerly along the easternmost boundary of Allen Grove to the southern boundary of Thomas Street, then westerly along that boundary of Thomas Street to the point at which it is intersected by the prolongation in a straight line of the eastern boundary of Queen Street, then northerly along that boundary of Queen Street to the southern boundary of Mary Street, then westerly along that southern boundary of Mary Street to the eastern boundary of King William Road, then southerly along that boundary of King William Road to the point at which it is intersected by the prolongation in a straight line of the northern boundary of Albert Street, Goodwood, then westerly along that prolongation and boundary of Albert Street to the eastern boundary of Weller Street, then southerly along that eastern boundary of Weller Street and the eastern boundary of Wood Street, Millswood, to the point of commencement.



Made by the Acting Liquor and Gambling Commissioner

on 2 December 2016

# **Liquor Licensing (Dry Areas) Notice 2016**

under section 131(1a) of the Liquor Licensing Act 1997

### 1—Short title

This notice may be cited as the Liquor Licensing (Dry Areas) Notice 2016.

# 2—Commencement

This notice comes into operation on 31 December 2016.

# 3—Interpretation

- (1) In this notice
  - *principal notice* means the *Liquor Licensing (Dry Areas) Notice 2015* published in the *Gazette* on 5.1.15, as in force from time to time.
- (2) Clause 3 of the principal notice applies to this notice as if it were the principal notice.

- (1) Pursuant to section 131 of the Act, the consumption and possession of liquor in the area described in the Schedule is prohibited in accordance with the provisions of the Schedule.
- (2) The prohibition has effect during the periods specified in the Schedule.
- (3) The prohibition does not extend to private land in the area described in the Schedule.
- (4) Unless the contrary intention appears, the prohibition of the possession of liquor in the area does not extend to—
  - (a) a person who is genuinely passing through the area if—
    - (i) the liquor is in the original container in which it was purchased from licensed premises; and
    - (ii) the container has not been opened; or
  - (b) a person who has possession of the liquor in the course of carrying on a business or in the course of his or her employment by another person in the course of carrying on a business; or
  - (c) a person who is permanently or temporarily residing at premises within the area or on the boundary of the area and who enters the area solely for the purpose of passing through it to enter those premises or who enters the area from those premises for the purpose of leaving the area.

# Schedule—Elliston Area 1

# 1—Extent of prohibition

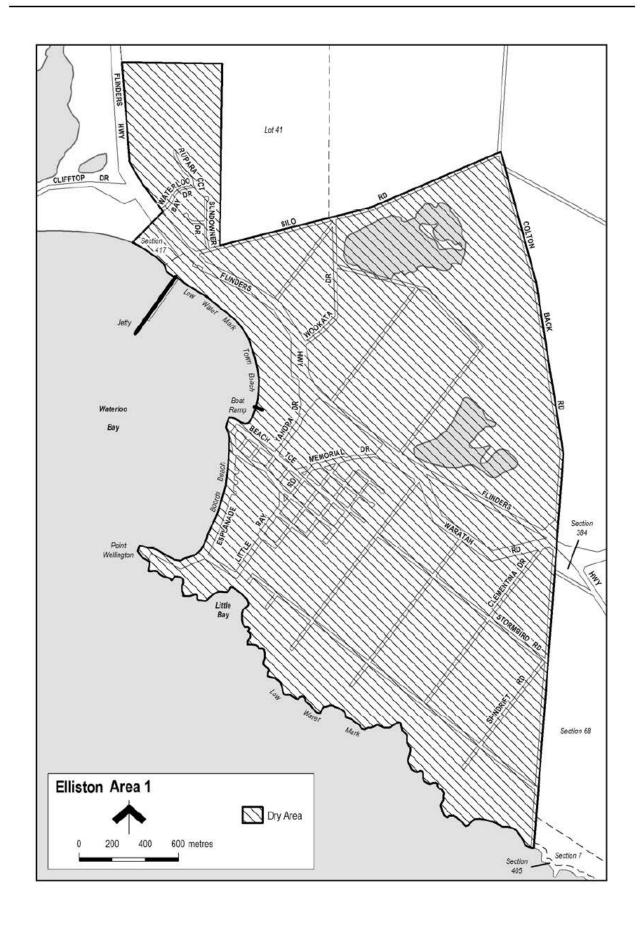
The consumption of liquor is prohibited and the possession of liquor is prohibited.

### 2—Period of prohibition

From 9 pm on 31 December 2016 to 8 am on 1 January 2017.

### 3—Description of area

The area in and adjacent to Elliston bounded as follows: commencing at the point at which the prolongation in a straight line of the north-western boundary of Section 417 Hundred of Ward intersects the low water mark on Waterloo Bay, then generally southeasterly, southerly, westerly and south-easterly along the low water mark to the point at which it is intersected by the prolongation in a straight line of the western boundary of Section 405 Hundred of Ward, then northerly along that prolongation and boundary of Section 405, the western boundary of Section 7 Hundred of Ward and the western boundary of Section 68 Hundred of Ward, to the northern boundary of Section 68, then in a straight line by the shortest route to the point at which the western and southern boundaries of Section 384 Hundred of Ward meet, then northerly along the western boundary of Section 384 to the point at which it meets the north-eastern boundary of the Section, then in a straight line by the shortest route (across Flinders Highway) to the point at which the eastern boundary of Colton Back Road meets the northern boundary of Flinders Highway, then generally northerly and north-westerly along the eastern boundary of Colton Back Road to the point at which it is intersected by the prolongation in a straight line of the northern boundary of Silo Road, then south-westerly along that prolongation and boundary of Silo Road to the western boundary of Lot 41 of DP 72507, then generally northerly and westerly along the western and southern boundaries of Lot 41 to the point at which the southern boundary of the Lot meets the eastern boundary of Flinders Highway, then generally southerly and south-easterly along that boundary to the point at which it is intersected by the prolongation in a straight line of the north-western boundary of Section 417 Hundred of Ward, then south-westerly along that prolongation and boundary of Section 417, and the prolongation in a straight line of that boundary, to the point of commencement. The area does not include any jetty, boat ramp or other structure projecting below the low water mark from within the area described above.



# Schedule—Port Kenny Area 1

### 1—Extent of prohibition

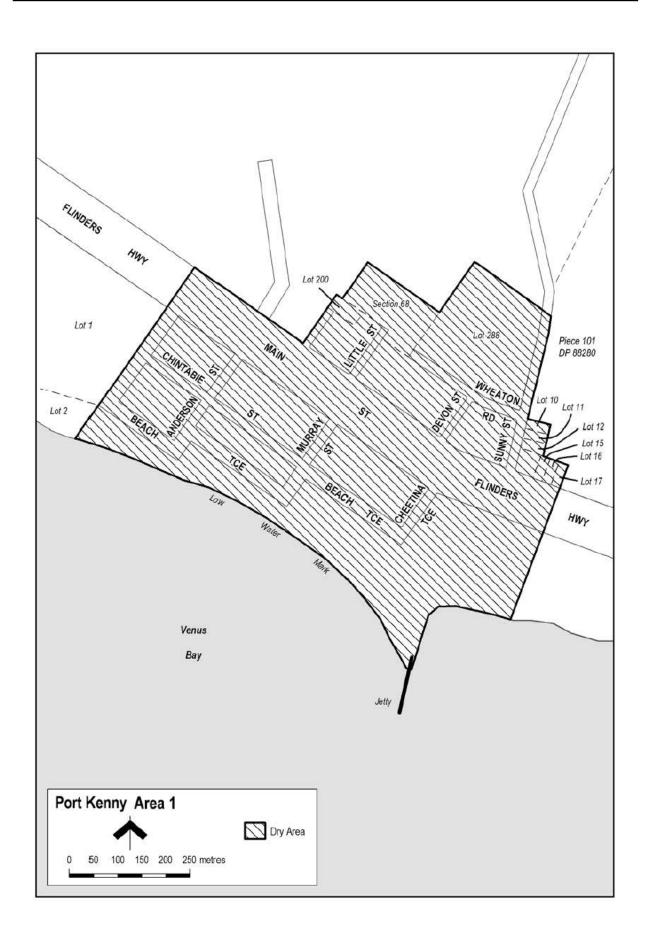
The consumption of liquor is prohibited and the possession of liquor is prohibited.

# 2—Period of prohibition

From 9 pm on 31 December 2016 to 8 am on 1 January 2017.

# 3—Description of area

The area in and adjacent to Port Kenny bounded as follows: commencing at the point at which the prolongation in a straight line of the eastern boundary of Lot 1 of DP 29315 intersects the north-eastern boundary of Main Street (Flinders Highway), then southwesterly along that prolongation and boundary of Lot 1 to the eastern boundary of Lot 2 of DP 29315, then south-westerly along that eastern boundary of Lot 2 and the prolongation in a straight line of that boundary to the low water mark on the northern side of Venus Bay, then generally south-easterly, northerly and easterly along the low water mark to the point at which it is intersected by the prolongation in a straight line of the eastern boundary of Lot 17 of DP 4405, then north-easterly along that prolongation and boundary of Lot 17 to the northern boundary of the Lot, then north-westerly along the northern boundaries of Lots 17, 16 and 15 of DP 4405 to the eastern boundary of Lot 12 of DP 4405, then northerly along the eastern boundary of that Lot, and the eastern boundaries of Lots 11 and 10 of DP 4405, to the northern boundary of Lot 10, then westerly along that boundary of Lot 10 to the eastern boundary of Sunny Street, then northerly along that boundary of Sunny Street and the western boundary of Piece 101 of DP 88280 to the point at which the western boundary of Piece 101 is intersected by the prolongation in a straight line of the north-eastern boundary of Lot 288 of FP 180320, then north-westerly along that prolongation and boundary of Lot 288 to the northwestern boundary of the Lot, then south-westerly along the north-western boundary of Lot 288 to the north-eastern boundary of Section 68 Hundred of Wright, then northwesterly and south-westerly along the north-eastern and north-western boundaries of the Section to the point at which the north-western boundary meets the north-eastern boundary of Lot 200 of DP 84488, then north-westerly along that boundary of Lot 200 to the north-western boundary of the Lot, then south-westerly along the north-western boundary of Lot 200 and the prolongation in a straight line of that boundary to the point at which that prolongation intersects the north-eastern boundary of Main Street (Flinders Highway), then north-westerly along that boundary of Main Street to the point of commencement. The area does not include any jetty, boat ramp or other structure projecting below low water mark from within the area described above.



# Schedule—Venus Bay Area 1

# 1—Extent of prohibition

The consumption of liquor is prohibited and the possession of liquor is prohibited.

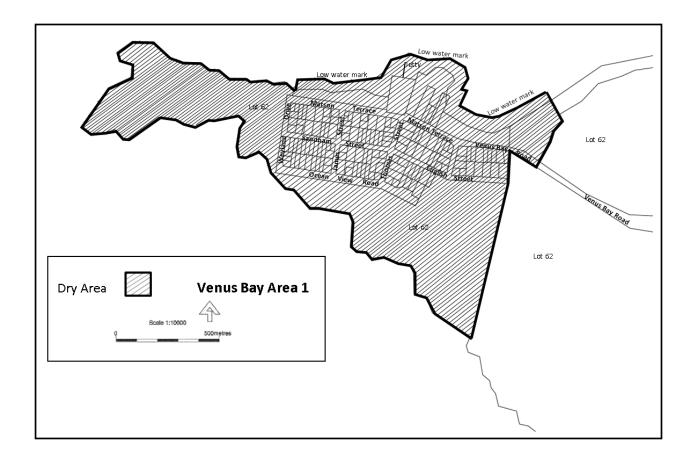
# 2—Period of prohibition

From 9 pm on 31 December 2016 to 8 am on 1 January 2017.

# 3—Description of area

The area in and adjacent to the town of Venus Bay bounded as follows: Commencing at the point at which the prolongation in a straight line of the northern boundary of Lot 62 DP34608 intersects the low water mark of Venus Bay, then in westerly, north-westerly direction along the northern boundary of Lot 62, then generally southerly, south-westerly along the western boundary of the lot, then generally in a south, south-easterly, easterly, north-easterly and northerly along the boundary of Lot 62 to the point at which the common boundary of Lot 62 and Lot 3 FP6331 meets the southern boundary of Venus Bay Road, then in a straight line by the shortest route along (Venus Bay Road) to the south-western corner of Lot 58 DP34994, then in a straight line by the shortest route to the eastern boundary of the lot, then generally north-easterly and north-westerly along that boundary of Lot 58 to the point at which the North-western boundary of the lot intersect the low water mark, then south-westerly and north-westerly along the northern low water mark to the point of commencement.

This area includes any jetty, boat ramp or structure projecting below the low water mark from within the area described above.



# Made by the Acting Liquor and Gambling Commissioner

on 2 December 2016

# **Liquor Licensing (Dry Areas) Notice 2016**

under section 131(1a) of the Liquor Licensing Act 1997

### 1—Short title

This notice may be cited as the *Liquor Licensing (Dry Areas) Notice 2016*.

# 2—Commencement

This notice comes into operation on 31 December 2016.

# 3—Interpretation

- (1) In this notice
  - *principal notice* means the *Liquor Licensing (Dry Areas) Notice 2015* published in the *Gazette* on 5.1.15, as in force from time to time.
- (2) Clause 3 of the principal notice applies to this notice as if it were the principal notice.

- (1) Pursuant to section 131 of the Act, the consumption and possession of liquor in the area described in the Schedule is prohibited in accordance with the provisions of the Schedule.
- (2) The prohibition has effect during the periods specified in the Schedule.
- (3) The prohibition does not extend to private land in the area described in the Schedule.
- (4) Unless the contrary intention appears, the prohibition of the possession of liquor in the area does not extend to—
  - (a) a person who is genuinely passing through the area if—
    - (i) the liquor is in the original container in which it was purchased from licensed premises; and
    - (ii) the container has not been opened; or
  - (b) a person who has possession of the liquor in the course of carrying on a business or in the course of his or her employment by another person in the course of carrying on a business; or
  - (c) a person who is permanently or temporarily residing at premises within the area or on the boundary of the area and who enters the area solely for the purpose of passing through it to enter those premises or who enters the area from those premises for the purpose of leaving the area.

# Schedule—Morgan Area 1

# 1—Extent of prohibition

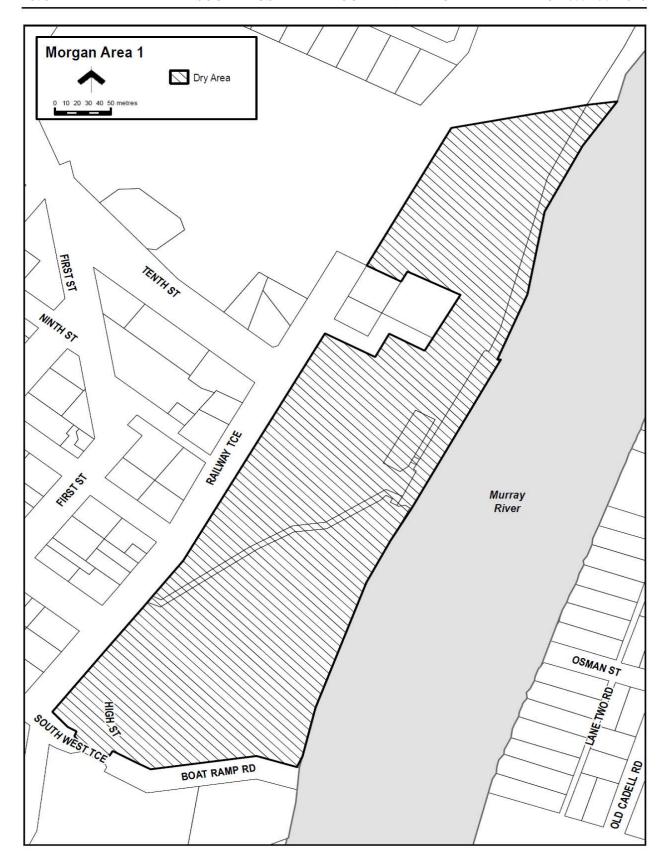
The consumption of liquor is prohibited and the possession of liquor is prohibited.

# 2—Period of prohibition

From 4 pm on 31 December 2016 to 9 am on 1 January 2017.

# 3—Description of area

The area in Morgan bounded as follows: commencing at the point at which the prolongation in a straight line of the southern boundary of Section 432 Hundred of Eba intersects the waterline on the north-western side of the River Murray, then generally north-westerly, westerly and north-westerly along that prolongation and boundary of Section 432 to the south-eastern boundary of Railway Terrace, then generally north-easterly along that south-eastern boundary of Railway Terrace to the point at which it meets the northern corner of Section 484 Hundred of Eba, then generally north-easterly along the north-western boundary of Section 433 Hundred of Eba to the northernmost boundary of Section 429 Hundred of Eba, then north-easterly along that boundary of Section 429 and the prolongation in a straight line of that boundary to the waterline on the north-western side of the River Murray, then generally south-westerly along the waterline of the River to the point of commencement, but excluding Sections 483, 484 and 485 Hundred of Eba.



Made by the Acting Liquor and Gambling Commissioner

On 2 December 2016

# **Liquor Licensing (Dry Areas) Notice 2016**

under section 131(1a) of the Liquor Licensing Act 1997

## 1—Short title

This notice may be cited as the Liquor Licensing (Dry Areas) Notice 2016.

# 2—Commencement

This notice comes into operation on 31 December 2016.

# 3—Interpretation

- (1) In this notice
  - *principal notice* means the *Liquor Licensing (Dry Areas) Notice 2015* published in the *Gazette* on 5.1.15, as in force from time to time.
- (2) Clause 3 of the principal notice applies to this notice as if it were the principal notice.

- (1) Pursuant to section 131 of the Act, the consumption and possession of liquor in the area described in the Schedule is prohibited in accordance with the provisions of the Schedule.
- (2) The prohibition has effect during the periods specified in the Schedule.
- (3) The prohibition does not extend to private land in the area described in the Schedule.
- (4) Unless the contrary intention appears, the prohibition of the possession of liquor in the area does not extend to—
  - (a) a person who is genuinely passing through the area if—
    - (i) the liquor is in the original container in which it was purchased from licensed premises; and
    - (ii) the container has not been opened; or
  - (b) a person who has possession of the liquor in the course of carrying on a business or in the course of his or her employment by another person in the course of carrying on a business; or
  - (c) a person who is permanently or temporarily residing at premises within the area or on the boundary of the area and who enters the area solely for the purpose of passing through it to enter those premises or who enters the area from those premises for the purpose of leaving the area.

# Schedule—Cadell Area 1

# 1—Extent of prohibition

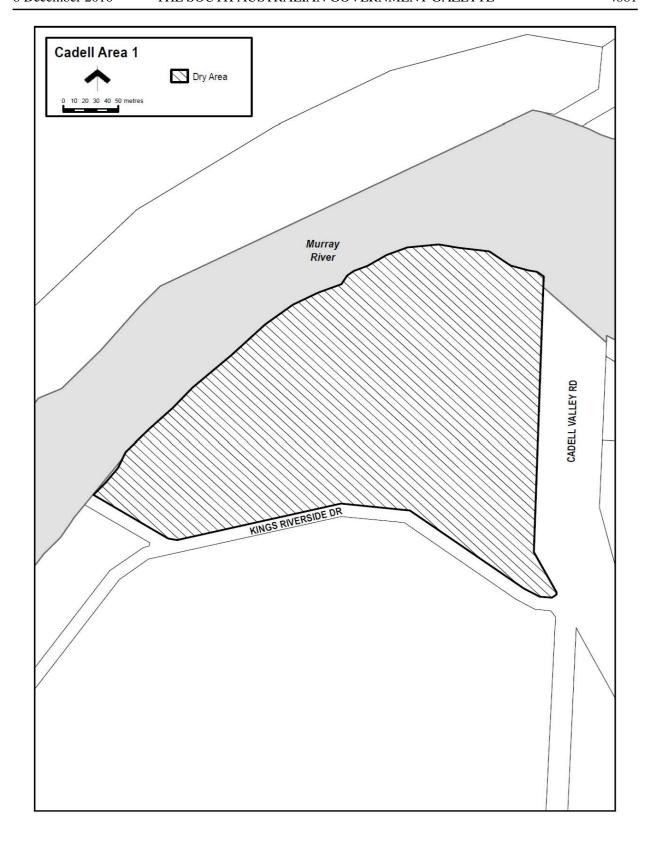
The consumption of liquor is prohibited and the possession of liquor is prohibited.

## 2—Period of prohibition

From 4 pm on 31 December 2016 to 9 am on 1 January 2017.

# 3—Description of area

The area adjacent to and to the north of the town of Cadell, being the whole of the land comprised in Piece 14 DP 75804 (approximately the area bounded on the north-west and north-east by the River Murray, on the east by the Cadell Valley Road and on the south by the portion of Kings Riverside Drive that runs generally east-west and the access road from that portion of Kings Riverside Drive to a boat ramp on the eastern bank of the River Murray).



Made by the Acting Liquor and Gambling Commissioner

on 2 December 2016

4882

# **Liquor Licensing (Dry Areas) Notice 2016**

under section 131(1a) of the Liquor Licensing Act 1997

## 1—Short title

This notice may be cited as the Liquor Licensing (Dry Areas) Notice 2016.

# 2—Commencement

This notice comes into operation on 31 December 2016.

# 3—Interpretation

- (1) In this notice
  - *principal notice* means the *Liquor Licensing (Dry Areas) Notice 2015* published in the *Gazette* on 5.1.15, as in force from time to time.
- (2) Clause 3 of the principal notice applies to this notice as if it were the principal notice.

- (1) Pursuant to section 131 of the Act, the consumption and possession of liquor in the area described in the Schedule is prohibited in accordance with the provisions of the Schedule.
- (2) The prohibition has effect during the periods specified in the Schedule.
- (3) The prohibition does not extend to private land in the area described in the Schedule.
- (4) Unless the contrary intention appears, the prohibition of the possession of liquor in the area does not extend to—
  - (a) a person who is genuinely passing through the area if—
    - (i) the liquor is in the original container in which it was purchased from licensed premises; and
    - (ii) the container has not been opened; or
  - (b) a person who has possession of the liquor in the course of carrying on a business or in the course of his or her employment by another person in the course of carrying on a business; or
  - (c) a person who is permanently or temporarily residing at premises within the area or on the boundary of the area and who enters the area solely for the purpose of passing through it to enter those premises or who enters the area from those premises for the purpose of leaving the area.
- (5) The Schedule is in addition to Schedule—Mannum Area 2 in the principal notice.

### Schedule—Mannum Area 2

#### 1—Extent of prohibition

The consumption of liquor is prohibited and the possession of liquor is prohibited.

#### 2—Period of prohibition

From 6 pm to 11 pm on 31 December 2016.

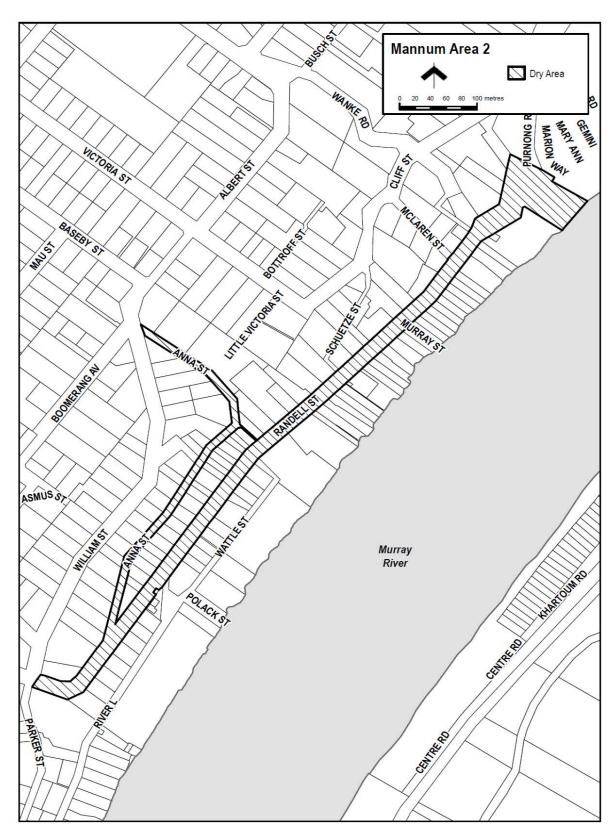
#### 3—Description of area

Anna Street between Randell Street and William Street.

The stairway (generally known as "the Golden Stairs" between Anna Street and Randell

Street, adjacent to Shearer's Carpark.

Randell Street (and Purnong Road) between William Street and River Road.



Made by the Acting Liquor and Gambling Commissioner

on 2 December 2016

# **Liquor Licensing (Dry Areas) Notice 2016**

under section 131(1a) of the Liquor Licensing Act 1997

#### 1—Short title

This notice may be cited as the *Liquor Licensing (Dry Areas) Notice 2016*.

#### 2—Commencement

This notice comes into operation on 31 December 2016.

#### 3—Interpretation

- (1) In this notice
  - *principal notice* means the *Liquor Licensing (Dry Areas) Notice 2015* published in the *Gazette* on 5.1.15, as in force from time to time.
- (2) Clause 3 of the principal notice applies to this notice as if it were the principal notice.

#### 4—Consumption etc of liquor prohibited in dry areas

- (1) Pursuant to section 131 of the Act, the consumption and possession of liquor in the area described in the Schedule is prohibited in accordance with the provisions of the Schedule.
- (2) The prohibition has effect during the periods specified in the Schedule.
- (3) The prohibition does not extend to private land in the area described in the Schedule.
- (4) Unless the contrary intention appears, the prohibition of the possession of liquor in the area does not extend to—
  - (a) a person who is genuinely passing through the area if—
    - (i) the liquor is in the original container in which it was purchased from licensed premises; and
    - (ii) the container has not been opened; or
  - a person who has possession of the liquor in the course of carrying on a business or in the course of his or her employment by another person in the course of carrying on a business; or
  - (c) a person who is permanently or temporarily residing at premises within the area or on the boundary of the area and who enters the area solely for the purpose of passing through it to enter those premises or who enters the area from those premises for the purpose of leaving the area.
- (5) The Schedule is in addition to Schedule—Mannum Area 3 in the principal notice.

# Schedule—Mannum Area 3

#### 1—Extent of prohibition

The consumption of liquor is prohibited and the possession of liquor is prohibited.

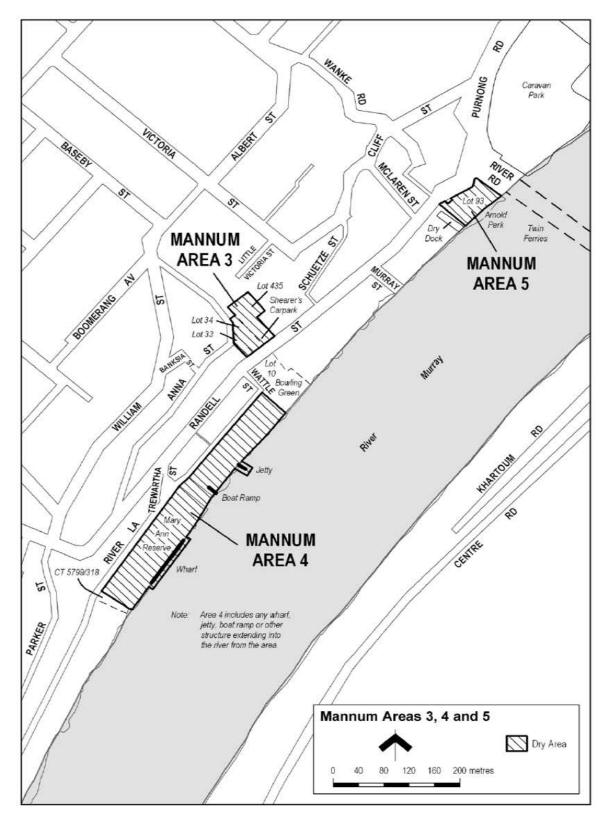
#### 2—Period of prohibition

The prohibition applies during the following periods:

(b) from 6 pm to 11 pm on 31 December 2016.

#### 3—Description of area

The car park in Mannum (generally known as Shearer's Carpark) situated between Randell Street and Anna Street, being Lots 33 and 34 Deposited Plan No. 1091, Hundred of Finniss and Lot 435 of File Plan 208811, Hundred of Finniss.



Made by the Acting Liquor and Gambling Commissioner

on 2 December 2016

# **Liquor Licensing (Dry Areas) Notice 2016**

under section 131(1a) of the Liquor Licensing Act 1997

#### 1—Short title

This notice may be cited as the Liquor Licensing (Dry Areas) Notice 2016.

#### 2—Commencement

This notice comes into operation on 31 December 2016.

#### 3—Interpretation

- (1) In this notice
  - *principal notice* means the *Liquor Licensing (Dry Areas) Notice 2015* published in the *Gazette* on 5.1.15, as in force from time to time.
- (2) Clause 3 of the principal notice applies to this notice as if it were the principal notice.

#### 4—Consumption etc of liquor prohibited in dry areas

- (1) Pursuant to section 131 of the Act, the consumption and possession of liquor in the area described in the Schedule is prohibited in accordance with the provisions of the Schedule.
- (2) The prohibition has effect during the periods specified in the Schedule.
- (3) The prohibition does not extend to private land in the area described in the Schedule.
- (4) Unless the contrary intention appears, the prohibition of the possession of liquor in the area does not extend to—
  - (a) a person who is genuinely passing through the area if—
    - (i) the liquor is in the original container in which it was purchased from licensed premises; and
    - (ii) the container has not been opened; or
  - (b) a person who has possession of the liquor in the course of carrying on a business or in the course of his or her employment by another person in the course of carrying on a business; or
  - (c) a person who is permanently or temporarily residing at premises within the area or on the boundary of the area and who enters the area solely for the purpose of passing through it to enter those premises or who enters the area from those premises for the purpose of leaving the area.
- (5) The Schedule is in addition to Schedule—Mannum Area 4 in the principal notice.

#### Schedule—Mannum Area 4

#### 1—Extent of prohibition

The consumption of liquor is prohibited and the possession of liquor is prohibited.

#### 2—Period of prohibition

From 6 pm to 11 pm on 31 December 2016.

#### 3—Description of area

The area in Mannum known as Mary Ann Reserve (together with abutting land and structures), being the area bounded on the north-east by the south-west boundary of Lot 10 of File Plan 21817 (Bowling Green), on the north-west by River Lane, on the south-west by the north-eastern boundary of Certificate of Title Volume 5799 Folio 318 (24 River Lane) and on the south-east by the River Murray, together with the whole of any wharf, jetty, boat ramp or other structure projecting from that area into the River.

See the plan in Schedule—Mannum Area 3.

#### Made by the Acting Liquor and Gambling Commissioner

on 2 December 2016

# **Liquor Licensing (Dry Areas) Notice 2016**

under section 131(1a) of the Liquor Licensing Act 1997

#### 1—Short title

This notice may be cited as the *Liquor Licensing (Dry Areas) Notice 2016*.

#### 2—Commencement

This notice comes into operation on 31 December 2016.

#### 3—Interpretation

- (1) In this notice
  - *principal notice* means the *Liquor Licensing (Dry Areas) Notice 2015* published in the *Gazette* on 5.1.15, as in force from time to time.
- (2) Clause 3 of the principal notice applies to this notice as if it were the principal notice.

#### 4—Consumption etc of liquor prohibited in dry areas

- (1) Pursuant to section 131 of the Act, the consumption and possession of liquor in the area described in the Schedule is prohibited in accordance with the provisions of the Schedule.
- (2) The prohibition has effect during the periods specified in the Schedule.
- (3) The prohibition does not extend to private land in the area described in the Schedule.
- (4) Unless the contrary intention appears, the prohibition of the possession of liquor in the area does not extend to—
  - (a) a person who is genuinely passing through the area if—
    - (i) the liquor is in the original container in which it was purchased from licensed premises; and
    - (ii) the container has not been opened; or
  - a person who has possession of the liquor in the course of carrying on a business or in the course of his or her employment by another person in the course of carrying on a business; or
  - (c) a person who is permanently or temporarily residing at premises within the area or on the boundary of the area and who enters the area solely for the purpose of passing through it to enter those premises or who enters the area from those premises for the purpose of leaving the area.
- (5) The Schedule is in addition to Schedule—Mannum Area 5 in the principal notice.

#### Schedule—Mannum Area 5

#### 1—Extent of prohibition

The consumption of liquor is prohibited and the possession of liquor is prohibited.

#### 2—Period of prohibition

From 6 pm to 11 pm on 31 December 2016.

#### 3—Description of area

The area in Mannum known as Arnold Park, situated between Randell Street and the River Murray adjacent to the south-western boundary of River Road, being Lot 93 File Plan 213066, Hundred of Finniss.

See the plan in Schedule—Mannum Area 3.

#### Made by the Acting Liquor and Gambling Commissioner

on 2 December 2016

# **Liquor Licensing (Dry Areas) Notice 2016**

under section 131(1a) of the Liquor Licensing Act 1997

#### 1—Short title

This notice may be cited as the Liquor Licensing (Dry Areas) Notice 2016.

#### 2—Commencement

This notice comes into operation on 31 December 2016.

#### 3—Interpretation

- (1) In this notice
  - *principal notice* means the *Liquor Licensing (Dry Areas) Notice 2015* published in the *Gazette* on 5.1.15, as in force from time to time.
- (2) Clause 3 of the principal notice applies to this notice as if it were the principal notice.

#### 4—Consumption etc of liquor prohibited in dry areas

- (1) Pursuant to section 131 of the Act, the consumption and possession of liquor in the area described in the Schedule is prohibited in accordance with the provisions of the Schedule.
- (2) The prohibition has effect during the periods specified in the Schedule.
- (3) The prohibition does not extend to private land in the area described in the Schedule.
- (4) Unless the contrary intention appears, the prohibition of the possession of liquor in the area does not extend to—
  - (a) a person who is genuinely passing through the area if—
    - (i) the liquor is in the original container in which it was purchased from licensed premises; and
    - (ii) the container has not been opened; or
  - (b) a person who has possession of the liquor in the course of carrying on a business or in the course of his or her employment by another person in the course of carrying on a business; or
  - (c) a person who is permanently or temporarily residing at premises within the area or on the boundary of the area and who enters the area solely for the purpose of passing through it to enter those premises or who enters the area from those premises for the purpose of leaving the area.

#### Schedule—Mannum Area 6

#### 1—Extent of prohibition

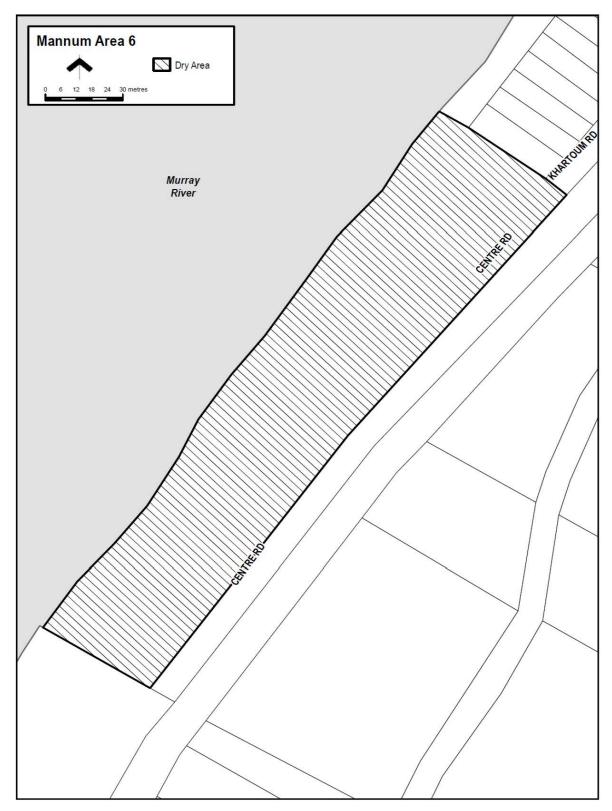
The consumption of liquor is prohibited and the possession of liquor is prohibited.

#### 2—Period of prohibition

From 6 pm on 31 December 2016 to 8 am on 1 January 2017.

#### 3—Description of area

The area adjacent to Mannum, generally known as Bolto Reserve, bounded on the southeast by the north-western boundary of Section 909, Hundred of Younghusband, on the south-west by the north-eastern boundary of Section 914, Hundred of Younghusband, on the north-west by the River Murray and on the north-east by the south-western boundary of Lot 94 Deposited Plan 49431 and the prolongation in a straight line north-westerly and south-easterly of that boundary.



Made by the Acting Liquor and Gambling Commissioner

on 2 December 2016

# **Liquor Licensing (Dry Areas) Notice 2016**

under section 131(1a) of the Liquor Licensing Act 1997

#### 1—Short title

This notice may be cited as the Liquor Licensing (Dry Areas) Notice 2016.

#### 2—Commencement

This notice comes into operation on 31 December 2016.

#### 3—Interpretation

- (1) In this notice
  - *principal notice* means the *Liquor Licensing (Dry Areas) Notice 2015* published in the *Gazette* on 5.1.15, as in force from time to time.
- (2) Clause 3 of the principal notice applies to this notice as if it were the principal notice.

#### 4—Consumption etc of liquor prohibited in dry areas

- (1) Pursuant to section 131 of the Act, the consumption and possession of liquor in the area described in the Schedule is prohibited in accordance with the provisions of the Schedule.
- (2) The prohibition has effect during the periods specified in the Schedule.
- (3) The prohibition does not extend to private land in the area described in the Schedule.
- (4) Unless the contrary intention appears, the prohibition of the possession of liquor in the area does not extend to—
  - (a) a person who is genuinely passing through the area if—
    - (i) the liquor is in the original container in which it was purchased from licensed premises; and
    - (ii) the container has not been opened; or
  - a person who has possession of the liquor in the course of carrying on a business or in the course of his or her employment by another person in the course of carrying on a business; or
  - (c) a person who is permanently or temporarily residing at premises within the area or on the boundary of the area and who enters the area solely for the purpose of passing through it to enter those premises or who enters the area from those premises for the purpose of leaving the area.

#### Schedule—Mannum Area 7

#### 1—Extent of prohibition

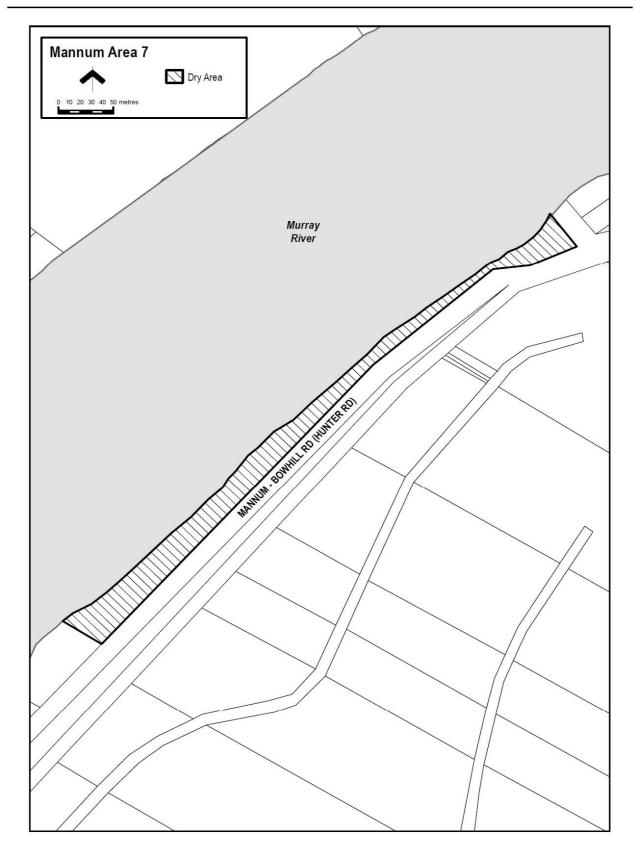
The consumption of liquor is prohibited and the possession of liquor is prohibited.

#### 2—Period of prohibition

From 6 pm on 31 December 2016 to 8 am on 1 January 2017.

#### 3—Description of area

The area adjacent to Mannum, generally known as Haythorpe Reserve, bounded on the south-east by the north-western boundary of the carriageway of Hunter Road, on the south-west by the south-western boundary of Section 727, Hundred of Younghusband and the prolongation in a straight line south-easterly and north-westerly of that boundary, on the north-west by the River Murray and on the north-east by the south-western boundary of Section 397, Hundred of Younghusband and the prolongation in a straight line north-westerly and south-easterly of that boundary.



Made by the Acting Liquor and Gambling Commissioner

on 2 December 2016

#### PROOF OF SUNRISE AND SUNSET ACT 1923—ALMANAC FOR JANUARY, FEBRUARY AND MARCH 2017

PURSUANT to the requirements of the Proof of Sunrise and Sunset Act 1923, I, Michael Francis Deegan, Chief Executive, Department of Planning, Transport and Infrastructure, at the direction of the Honourable the Minister for Transport, publish in the Schedule hereto an almanac setting out the times of sunrise and sunset on every day for the three calendar months of January, February and March 2017. Dated at Adelaide, 1 December 2016.

M. F. DEEGAN, Chief Executive, Department of Planning, Transport and Infrastructure

#### THE SCHEDULE

Times of sunrise and sunset during the months of January, February and March 2017 for Adelaide: latitude  $34^{\circ}56'S$ , longitude  $138^{\circ}36'E$ , GMT +9.50 hours (Daylight saving GMT +10.50).

Month  Date	January		February		March	
	Sunrise hr min	Sunset hr min	Sunrise hr min	Sunset hr min	Sunrise hr min	Sunset hr min
1	06 05	20 33	06 35	20 23	07 02	19 53
2	06 06	20 33	06 36	20 22	07 03	19 52
3	06 07	20 33	06 37	20 21	07 04	19 50
4	06 08	20 33	06 38	20 20	07 05	19 49
5	06 08	20 33	06 39	20 20	07 06	19 48
6	06 09	20 33	06 40	20 19	07 07	19 46
7	06 10	20 33	06 41	20 18	07 08	19 45
8	06 11	20 33	06 42	20 17	07 09	19 44
9	06 12	20 33	06 43	20 16	07 09	19 42
10	06 13	20 33	06 44	20 15	07 10	19 41
11	06 14	20 33	06 45	20 14	07 11	19 40
2	06 15	20 33	06 46	20 13	07 12	19 38
3	06 16	20.32	06 47	20 12	07 13	19 37
4	06 17	20.32	06 48	20 11	07 14	19 36
15	06 18	20 32	06 49	20 10	07 14	19 34
6	06 19	20 32	06 50	20 09	07 15	19 33
7	06 20	20 31	06 51	20 07	07 16	19 31
8	06 21	20 31	06 52	20 06	07 17	19 30
9	06 22	20 31	06 53	20 05	07 18	19 29
20	06 23	20 30	06 54	20 04	07 18	19 27
21	06 24	20 30	06 55	20 03	07 19	19 26
22	06 25	20 29	06 56	20 02	07 20	19 24
23	06 26	20 29	06 57	20 00	07 21	19 23
24	06 27	20 28	06 58	19 59	07 22	19 22
25	06 28	20 28	06 59	19 58	07 23	19 20
26	06 29	20 27	07 00	19 57	07 23	19 19
27	06 30	20 26	07 01	19 56	07 24	19 17
28	06 31	20 26	07 01	19 54	07 25	19 16
29	06 32	20 25			07 26	19 15
30	06 33	20 24			07 26	19 13
31	06 34	20 24			07 27	19 12

<sup>\*</sup>Note: Daylight saving time is subject to change.

Sunrise and Sunset times calculated on 17 November 2016.

# South Australian Civil and Administrative Tribunal Rules 2014 (Amendment No. 2)

THE President and the Deputy President of the South Australian Civil and Administrative Tribunal make the following Rules under the South Australian Civil and Administrative Tribunal Act 2013.

- 1. These Rules may be cited as the South Australian Civil and Administrative Tribunal Rules 2014 (Amendment No. 2).
- 2. This amendment will commence on 11 December 2016.
- 3. The South Australian Civil and Administrative Tribunal (Amendment No. 1) Rules 2015 are renamed and henceforth to be cited as the South Australian Civil and Administrative Tribunal Rules 2014 (Amendment No. 1) and all references and notations are amended accordingly.
- 4. The South Australian Civil and Administrative Tribunal Rules 2014 as varied by the South Australian Civil and Administrative Tribunal Rules 2014 (Amendment No. 1) are referred to herein as "the principal Rules".
- 5. The principal Rules are now amended as indicated in these Rules.
- 6. Rule 49 is deleted.
- 7. Rule 51 is amended by deleting "Presidential Member" and substituting "legally qualified member" in sub-rule (d).
- 8. Rule 53 is amended by:
  - (a) Deleting "A decision-maker" and substituting "Subject to these Rules, a decision-maker" in sub-rule (a);
  - (b) Inserting new sub-rule (d) as follows:
    - "d. Specific provisions are set out in Part 9 of these Rules with respect to provision of section 35 documents in matters under the Freedom of Information Act 1991."
- 9. Rule 54 is amended by:
  - (a) New sub-rule (a) is substituted for existing sub-rule (a) as follows:
    - "a. Subject to these Rules a decision-maker must, when providing a statement of reasons, documents or other thing to the Tribunal under section 35 of the SACAT Act, provide a copy of such reasons, documents or thing, to the applicant and any other party to the review."
  - (b) New sub-rule (b) is substituted for existing sub-rule (b) as follows:
    - "b. Sub-rule (a) does not apply to any document to which sub-rule (a) of Rule 55 applies."
- 10. Rule 55 is amended by:
  - (a) New sub-rule (a) is substituted for existing sub-rule (a) as follows:
    - "a. Where the decision-maker is aware that one or more documents (that are required to be provided under section 35 of the SACAT Act) are the subject of a claim of privilege, public interest immunity or other immunity or a claim of non-disclosure for other proper reason, the decision-maker should divide the section 35 documents into two indexed Volumes."
  - (b) New sub-rule (b) is substituted for existing sub-rule (b) as follows:
    - "b. Volume One should contain all documents concerning which such a claim is made and should be provided to the Tribunal in hardcopy form."
  - (c) New sub-rule (c) is substituted for existing sub-rule (c) as follows:
    - "c. The index should indicate the basis upon which the claim is made for each document."
  - (d) New sub-rule (d) is substituted for existing sub-rule (d) as follows:
    - "d. If the claim relates to part only of a document, that part must be identified."
  - (e) Inserting new sub-rule (e) as follows:
    - "e. Unless otherwise directed by the Tribunal or a registrar, Volume One should be provided to the Tribunal in hardcopy form, in sealed packaging which is clearly marked:
      - So as to identify the matter by name and number;
      - ii. Stating that the package contains confidential documents;
      - iii. With a prominent statement that:
        - "These documents are only to be accessed on the direction of a member of the Tribunal"; and
      - iv. So as to identify the person who provided the documents and the person whom the documents should be returned to at the conclusion of the application."
  - (f) Inserting new sub-rule (f) as follows:
    - "f. Volume Two is to contain all other required documents and is to be provided to the Tribunal and given to the other parties as specified in Rules 53 and 54."
  - (g) Inserting new sub-rule (g) as follows:
    - "g. If a document is included in Volume One but the relevant claim relates to part only of the document, a redacted copy of the document should be included in Volume Two."
- 11. Rule 56 is amended by deleting "The material" and substituting "Subject to these Rules, the material" in sub-rule (a).
- 12. Part 9 is substituted with the following:

#### "Part 9 Applications for review under the Freedom of Information Act 1991—Claimed exempt documents

#### 58. Application of Part

This Part applies to applications for review lodged with the Tribunal under the *Freedom of Information Act 1991* regarding the material to be given to the Tribunal in matters where documents which are the subject of an application for review are claimed to be exempt documents.

#### 59. Section 35 statements and exempt documents where the decision-maker is the Ombudsman or Police Ombudsman

- a. This Rule applies to applications where the Ombudsman or the Police Ombudsman is the decision-maker.
- b. The decision-maker must provide the documents required to be given to the Tribunal under section 35 of the SACAT Act in separate indexed volumes as follows:
  - Volume One should be divided into five parts:
    - Part A should contain all documents claimed by the relevant agency as exempt (and should identify in the index any such documents claimed to be restricted documents);
    - Part B should contain all other documentation (including evidence and representations) submitted to the decisionmaker by the relevant agency, which documents have not been disclosed to the original applicant for access;
    - 3. Where an interested party to a review under s 39 of the *Freedom of Information Act 1991* (other than the relevant agency) has claimed that documents other than those contained in Part A are exempt documents, Part C should contain such documents (and should identify in the index any such documents claimed to be restricted documents);
    - 4. Where an interested party to a review under s 39 of the *Freedom of Information Act 1991* (other than the relevant agency) has provided documentation, evidence or representations to the decision-maker which have not been disclosed to all other parties, Part D should contain those documents;
    - Part E should contain all other relevant documents held by the decision-maker, which documents have not been disclosed to all other parties;
  - ii. Volume One should be provided to the Tribunal in hard copy unless directions are given by the Tribunal or a registrar permitting provision in some other manner.
  - iii. Volume One should be provided in sealed packaging which is clearly marked:
    - 1. So as to identify the matter by name and number;
    - 2. Stating that the package contains section 35 documents;
    - 3. With a prominent statement that:
      - "These documents are only to be accessed on the direction of a member of the Tribunal"; and
    - 4. So as to identify the person who provided the documents and the person whom the documents should be returned to at the conclusion of the application.
  - iv. Volume Two is to contain all other documents required to be provided under section 35.
  - v. Where a document is the subject of an application for review and has been provided to the original applicant for access in redacted form, Volume Two should contain a copy of the redacted document.
  - vi. Volume Two is to be provided to the Tribunal electronically unless the Tribunal or a registrar directs otherwise.
  - vii. A copy of Volume Two is to be served by the decision-maker on all other parties to the review.

#### 59A. Section 35 statements and exempt documents where the decision-maker is an agency

- a. This Rule applies to applications where the agency is the decision-maker.
- b. The decision-maker must provide the documents required to be provided to the Tribunal under section 35 of the SACAT Act in separate indexed volumes as follows:
  - Volume One should be divided into four parts:
    - Part A should contain all documents claimed by the decision-maker to be exempt (and should identify in the index all such documents claimed to be restricted documents);
    - Part B should contain any other documents relevant to the review which the agency claims should not be provided to the applicant;
    - 3. In cases where an interested party to a review by SACAT claims exemption for documents not contained in Part A, Part C should contain those documents (and should identify in the index which such documents are claimed to be restricted documents);
    - 4. In the circumstances envisaged in sub-paragraph (3) above, Part D should contain any submissions or documentation provided by an interested party to the agency in support of the applicant's claim.
  - Volume One should be provided to the Tribunal in hard copy unless directions are given by the Tribunal or a registrar permitting provision in some other manner.
  - iii. Volume One should be provided in sealed packaging which is clearly marked:
    - 1. So as to identify the matter by name and number;
    - 2. Stating that the package contains section 35 documents;
    - 3. With a prominent statement that:
      - "These documents are only to be accessed on the direction of a member of the Tribunal"; and
    - 4. So as to identify the person who lodged the documents and the person whom the documents should be returned to at the conclusion of the application.
  - iv. Volume Two is to contain all other documents required to be provided under section 35.
  - v. Where a document is the subject of an application for review and has been provided to the original applicant in redacted form, Volume Two should contain a copy of the redacted document.
  - vi. Volume Two is to be provided to the Tribunal electronically unless the Tribunal or a registrar directs otherwise.
  - vii. A copy of Volume Two is to be served by the decision-maker on all other parties to the review.

#### 60. Schedules of claimed exempt documents to be provided by agency

- aa. Where an application seeks a review of a decision to refuse access to documents, the agency which made the original decision to refuse access (whether or not there has been a subsequent review under section 39 of the Freedom of Information Act 1991) must comply with this Rule and Rules 61 to 62.
- a. Except where to do so would disclose material claimed to be exempt, the agency must, within 21 days after receiving notice of the review, provide to the Tribunal and give to other parties a schedule of the documents to which the claims of exemption relate.
- b. The schedule must list the documents sequentially by number and, except to the extent that to do so would disclose the material claimed to be exempt, must provide the following details in respect of each document:
  - i. the date of the document; and
  - ii. the person or persons by whom the document was created and, where applicable, the person or persons to whom it was directed; and
  - iii. the exemption relied upon; and
  - iv. a sufficient description of the nature of the contents of the document so as to provide a prima facie justification for the ground or grounds of exemption relied upon; and
  - v. where applicable, a statement as to the ground or grounds of public interest relied upon in support of the claim of exemption; and
  - vi. where the claim of exemption relates only to part of the document, a concise indication of the part or parts involved; and
    - Note: For example, a part of a document might be described as para 6, or part para 6. If the document is an audio or visual recording, the relevant part should be defined by reference to the points at which the relevant material commences and ceases.
  - vii. where a document is no more than a copy of another document for which exemption is claimed, it must be so identified. The claims of exemption do not need to be repeated in respect of the copy document.
- c. The schedule is to be provided to the Tribunal in electronic form unless the Tribunal or a registrar directs otherwise.

#### 61. Sworn statements in support of claims of exemption

- a. Unless the Tribunal otherwise directs, the agency must, within 21 days after receiving notice of the application, provide to the Tribunal a sworn statement setting out the evidence to be relied upon in support of the claims of exemption.
- b. Subject to sub-rules (c) and (d), the sworn statement is to be provided to the Tribunal in electronic form and must be served upon the applicant.
- c. In respect of any evidence for which a confidentiality or similar order is sought, such evidence is to be set out in a separate sworn statement which is not to be provided to the applicant.
- d. A sworn statement under sub-rule (c) is to be provided to the Tribunal in hardcopy in sealed packaging which is to be clearly marked:
  - i. So as to identify the matter by name and number;
  - ii. Stating that the package contains confidential evidence;
  - iii. With a prominent statement that:
    - "These documents are only to be accessed on the direction of a member of the Tribunal"; and
  - iv. So as to identify the person who provided the documents and the person whom the documents should be returned to at the conclusion of the application.

#### 62. Transferred requests for access to documents

Where a part of a request for access to documents has been transferred to another agency under the provisions of the *Freedom of Information Act 1991*, the transferring agency must:

- a. identify clearly in its section 35 statement or material provided under Rule 60 the respects in which the request for access has been transferred, the name of the transferee agency or agencies and the date on which each transfer was made; and
- b. send to the transferee agency a copy of the notice of application for review promptly after receiving it.

#### 62A. Application of Part 8 and reviews under the Freedom of Information Act 1991

The general provisions of Part 8 of these Rules apply to applications under the *Freedom of Information Act 1991* insofar as appropriate and not inconsistent with this Part."

Dated 1 December 2016.

THE HONOURABLE JUSTICE GREGORY PARKER, President of the Tribunal HER HONOUR JUDGE SUSANNE COLE, President of the Tribunal Deputy

# Criminal Law (Forensic Procedures) (Blood Testing for Diseases) Amendment Act (Commencement) Proclamation 2016

#### 1—Short title

This proclamation may be cited as the *Criminal Law (Forensic Procedures) (Blood Testing for Diseases) Amendment Act (Commencement) Proclamation 2016.* 

#### 2—Commencement of Act

The Criminal Law (Forensic Procedures) (Blood Testing for Diseases) Amendment Act 2015 (No 11 of 2015) will come into operation on 12 December 2016.

#### Made by the Governor

with the advice and consent of the Executive Council on 8 December 2016

AGO0079/16CS

# Statutes Amendment (Youth Court) Act (Commencement) Proclamation 2016

#### 1—Short title

This proclamation may be cited as the *Statutes Amendment (Youth Court) Act (Commencement) Proclamation 2016.* 

#### 2—Commencement of Act

The Statutes Amendment (Youth Court) Act 2016 (No 32 of 2016) will come into operation on 1 January 2017.

#### Made by the Governor

with the advice and consent of the Executive Council on 8 December 2016

AGO0138/16CS

# Youth Court (Designation and Classification of Magistrate) Proclamation 2016

under section 9 of the Youth Court Act 1993

#### 1—Short title

This proclamation may be cited as the Youth Court (Designation and Classification of Magistrate) Proclamation 2016.

#### 2—Commencement

This proclamation will come into operation on 12 December 2016.

#### 3—Designation and classification of Magistrate

The Magistrate named in Schedule 1 is—

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

## Schedule 1—Magistrate of the Court

John Cardale Wells

#### Made by the Governor

with the advice and consent of the Executive Council on 8 December 2016

AGO0139/16CS

# **Youth Court (Designation of Judge) Proclamation 2016**

under section 10 of the Youth Court Act 1993

#### 1—Short title

This proclamation may be cited as the *Youth Court (Designation of Judge) Proclamation 2016.* 

#### 2—Commencement

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

#### 3—Designation of Judge

Pursuant to section 10 of the *Youth Court Act 1993* (as inserted by section 4 of the *Statutes Amendment (Youth Court) Act 2016*), the Judge of the District Court of South Australia named in Schedule 1 is designated as the Judge of the Youth Court of South Australia for a term of 5 years.

### Schedule 1—Judge of the Court

Penelope Anne Eldridge

#### Made by the Governor

with the advice and consent of the Executive Council on 8 December 2016

AGO0138/16CS

# **Development (Residential Code) Variation Regulations 2016**

under the Development Act 1993

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  - 8B Complying building work—building rules
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- 7 Variation of regulation 47A—Minor variations of development authorisations
- 8 Variation of regulation 89—Private certification—authorised functions
- 9 Variation of Schedule 1A—Development that does not require development plan consent
- 10 Variation of Schedule 4—Complying development
- 11 Substitution of heading to Schedule 5
  - Schedule 5—Application to relevant authority
- 12 Variation of Schedule 5—Application to relevant authority

# Part 1—Preliminary

#### 1—Short title

These regulations may be cited as the *Development (Residential Code) Variation Regulations 2016.* 

#### 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 Development Regulations 2008

#### 4—Substitution of regulation 8A

Regulation 8A—delete the regulation and substitute:

#### 8A—Complying development—development plan consent

- (1) The following provisions apply for the purposes of sections 33(1) and 35 of the Act (subject to subregulation (2)):
  - (a) a proposed development lodged with a relevant authority for assessment against a development plan is declared to constitute "a *complying* development under the regulations and relevant development plan" for the purposes of section 35(1) of the Act (and accordingly constitutes *development plan consent* within the meaning of section 33(1)(a) of the Act) if—
    - (i) in the case of a proposed development lodged for assessment as residential code development—the development is assessed by the relevant authority as being in a form described in Schedule 4 clause 1(2) or (3), 2A, 2B or 2C (including a form specified or provided for in a relevant Development Plan referred to in Schedule 4 clause 1(2) or (3), 2A, 2B or 2C); or
    - (ii) in any other case—the development is assessed by the relevant authority as being in a form described in Schedule 4 Part 1 (including a form specified or provided for in a relevant Development Plan referred to in Schedule 4 Part 1);
  - (b) for the purposes of section 35(1b) of the Act—
    - (i) a reference to "complying development" (first occurring in section 35(1b)) includes a reference to complying development of a kind declared under paragraph (a); and
    - (ii) a reference to "a minor variation from *complying* development" is a reference to a variation from *complying* development (including *complying* development as declared under paragraph (a)) that is, in the opinion of the relevant authority, minor; and
    - (iii) nothing in the Act or these regulations prevents a relevant authority from determining that 2 or more minor variations, when taken together, constitute a "minor variation from *complying* development".
- (2) If a private certifier has been engaged in relation to a proposed development lodged for assessment as residential code development (with the certifier having authority to make such an assessment pursuant to regulation 89(1)(aaa) and (aa))—
  - (a) the following assessments must be made by that private certifier (subject to the certifier's right to refer a matter under Part 12 of the Act):

- (i) an assessment of whether the proposed development is in the form of *complying* development as referred to in subregulation (1)(a)(i);
- (ii) an assessment of whether any departure in the proposed development from the form of *complying* development as referred to in subregulation (1)(a)(i) constitutes a "minor variation from *complying* development" referred to in section 35(1b) of the Act and subregulation (1)(b) (thus enabling the certifier to determine that the development is *complying* development under section 35(1b)); and
- (b) the private certifier may, following the certifier's assessment of the matters referred to in paragraph (a), certify that the proposed development complies with the provisions of the appropriate development plan (and accordingly, section 35(6) of the Act will apply in relation to the certification).

#### (3) However—

- (a) subregulation (1) does not apply in relation to—
  - (i) development that affects a State heritage place; or
  - (ii) development in the River Murray Flood Zone or the River Murray Zone (other than the Primary Production Policy Area within that zone); or
  - (iii) development to the extent excluded under a provision of Schedule 4 Part 1; and
- (b) a provision in a development plan cannot affect the classification of a form of development as *complying* development under these regulations.

#### 8B—Complying building work—building rules

- (1) For the purposes of section 36(1) of the Act, building work assessed by a relevant authority as being in a form specified in Schedule 4 Part 2 (including a form specified or provided for in the *Building Code* referred to in Schedule 4 Part 2) is declared to comply with the building rules.
- (2) However, subregulation (1) does not apply in relation to—
  - (a) building work that affects a State heritage place; or
  - (b) building work to the extent excluded under a provision of Schedule 4 Part 2.

#### 5—Variation of regulation 15—Application to relevant authority

- (1) Regulation 15(3)—before paragraph (a) insert:
  - (aa) if an application seeks only development plan consent, the fee must not exceed the base amount (within the meaning of Schedule 6 item 1(1));
- (2) Regulation 15(3)(a)—after paragraph (a) insert:
  - (ab) an applicant must not be required to comply with a requirement under Schedule 5 or Schedule 6 unless the requirement is directly relevant to the application;

(3) Regulation 15(7a)(a)—after "the application" insert:

form (excluding any accompanying plans, drawings, specifications or other documents or information referred to in subregulation (1)(c))

- (4) Regulation 15(7b)—delete "an application" wherever occurring and substitute in each case: an application form
- (5) Regulation 15(7b)(b)—after subparagraph (ii) insert:
  - (iii) advice about whether the relevant development plan specifies any requirements relating to finished floor levels (expressed by reference to AHD or ARI) in relation to the site where the development would be undertaken.
- (6) Regulation 15(11) and (12)—delete subregulations (11) and (12) and substitute:
  - (11) The relevant authority may modify the requirements of Schedule 5 in relation to a particular application, subject to the following qualifications:
    - (a) in the case of an application that is lodged with a relevant authority for assessment as *residential code* development—the requirements of Schedule 5 may not be modified in any way by the relevant authority assessing the application (whether so as to require more or less information), except on authority of the Minister under section 39(1)(a) of the Act;
    - (b) in any other case, the relevant authority must not, when requiring plans, drawings, specifications and other documents in relation to the application, require the applicant to provide more information than that specified under Schedule 5 (subject to section 39 of the Act).
  - (12) The relevant authority may, in exercising its discretion under section 39(4)(b) of the Act, dispense with the requirements of Schedule 5 in relation to a particular application.
  - (13) In this regulation—

*AHD*, in relation to the potential for inundation, means *Australian height datum*;

**ARI** means average recurrence interval of a flood event.

# 6—Variation of regulation 42—Notification of decision to applicant (including conditions)

Regulation 42(2)—delete subregulation (2) and substitute:

- (2) A notice under subregulation (1) must be given—
  - (a) if—
    - (i) a private certifier has been engaged in respect of the development application; and

- (ii) the relevant authority receives certification from the private certifier that the proposed development complies with the provisions of the appropriate development plan (including certification from the private certifier for the purposes of section 33(1)(a) of the Act assessing the development as *complying* development under Schedule 4 Part 1 in accordance with section 35(1) of the Act and regulation 8A); and
- (iii) the proposed development has been granted building rules consent (insofar as may be relevant to the particular development),

within 2 business days of receipt by the council of the certification; or

(b) in any other case—within 5 business days after the decision is made on the application.

#### 7—Variation of regulation 47A—Minor variations of development authorisations

Regulation 47A—after its present contents (now to be designated as subregulation (1)) insert:

(2) Nothing in subregulation (1) prevents a person seeking more than 1 variation of a development authorisation of a kind referred to in that subregulation (whether simultaneously or at different times).

#### 8—Variation of regulation 89—Private certification—authorised functions

- (1) Regulation 89(1)(aaa)—delete "(but not an approval)"
- (2) Regulation 89(1)(aa)—delete paragraph (aa) and substitute:
  - (aa) in relation to an assessment under paragraph (aaa), the powers and duties of a relevant authority under—
    - (i) regulation 8A; or
    - (ii) regulation 16; or
    - (iii) section 35(1b) of the Act;
- (3) Regulation 89(1)(a)—delete "(but not an approval)"
- (4) Regulation 89(1)—after paragraph (a) insert:
  - (ab) in relation to an assessment under paragraph (a), the powers and duties of a relevant authority under regulation 8B;

# 9—Variation of Schedule 1A—Development that does not require development plan consent

(1) Schedule 1A clause 1(3)(a)(ii)(B)—delete "in any other case" and substitute:

if the frontages are different lengths

(2) Schedule 1A clause 3(1)(g)(iii)(C)—delete "will not require a driveway because the kerbing is formed in a manner that allows" and substitute:

will be via a kerb that is designed to allow

(3) Schedule 1A clause 4(1)(g)(iii)(C)—delete "will not require a driveway because the kerbing is formed in a manner that allows" and substitute:

will be via a kerb that is designed to allow

#### 10—Variation of Schedule 4—Complying development

(1) Schedule 4, heading to Part 1—delete the heading and substitute:

# Part 1—Complying development—development plan consent (sections 33(1)(a) and 35 of Act and regulation 8A)

Note-

Development that is assessed by a relevant authority as being in a form described in this Part (including development that is assessed as being a minor variation from such a form), is declared to constitute "a *complying* development under the regulations and relevant development plan" (see sections 33(1)(a) and 35 of the Act and regulation 8A).

However, certain development will not be taken to be *complying* development, namely:

- (a) development that affects a State heritage place; or
- (b) development in the River Murray Flood Zone or the River Murray Zone (other than the Primary Production Policy Area within that zone); or
- (c) development to the extent excluded under a provision of this Part.
- (2) Schedule 4 clause A1—delete clause A1
- (3) Schedule 4 clause 1(2)(g)(iii)(C)—delete "will not require a driveway because the kerbing is formed in a manner that allows" and substitute:

will be via a kerb that is designed to allow

(4) Schedule 4 clause 1(2a)(a)(ii)—delete "prescribes" and substitute:

specifies

(5) Schedule 4 clause 1(3)(g)(iii)(C)—delete "will not require a driveway because the kerbing is formed in a manner that allows" and substitute:

will be via a kerb that is designed to allow

(6) Schedule 4 clause 1(4)(a)(ii)—delete "prescribes" and substitute:

specifies

(7) Schedule 4 clause 1(10a)(a)(ii)(B)—delete "in any other case" and substitute:

if the frontages are different lengths

(8) Schedule 4 clause 2A(1a)(a)(ii)—delete "prescribes" and substitute:

specifies

(9) Schedule 4 clause 2A(2)(b)—delete "the dwelling is not being altered or added to so that any part of the dwelling will be" and substitute:

the alteration or addition will not result in the dwelling or any part of the dwelling being

- (10) Schedule 4 clause 2A(2)(b)(i)—delete subparagraph (i) and substitute:
  - (i) nearer to an existing boundary of the primary street for the dwelling than any distance that applies in respect of setbacks under the relevant Development Plan in relation to any road or portion of a road that constitutes the primary street frontage; or
  - (ia) more than 1 metre in front of—
    - (A) the average setbacks of any existing dwellings on any adjoining allotments with the same primary street frontage (or, if there is only 1 such dwelling, the setback of that dwelling); or
    - (B) if, on any adjoining allotments with the same primary street frontage, there are only existing buildings other than dwellings—the average setbacks of the buildings (or, if there is only 1 such building, the setback of that building); or
- (11) Schedule 4 clause 2A(2)(b)(iii)—delete "does not exceed 300 square metres" and substitute: is 300 square metres or less
- (12) Schedule 4 clause 2A(2)(e)(ii)—delete subparagraph (ii)
- (13) Schedule 4 clause 2A(2)(g)—delete paragraph (g) and substitute:
  - (g) the alteration or addition will not result in a contravention of the following minimum private open space requirements in respect of the site (with the site area including the area occupied by the relevant dwelling, any existing dwellings and any outbuildings or carports):

Site area	Minimum area of private Minimum area of private			
	open space in site area	open space at rear or side of relevant dwelling		
more than 501m <sup>2</sup>	$80m^2$	$24m^2$		
between 301m <sup>2</sup> and 501m <sup>2</sup> (inclusive)	60m <sup>2</sup>	24m²		
less than $301m^2$	$24m^2$	$24m^2$		

(14) Schedule 4 clause 2A(2)(h)—delete "the dwelling" and substitute:

any dwelling wall

(15) Schedule 4 clause 2A(2)(i)(v)(C)—delete "will not require a driveway because the kerbing is formed in a manner that allows" and substitute:

will be via a kerb that is designed to allow

- (16) Schedule 4 clause 2A(2)(j)(ii)—delete paragraph (ii) and substitute:
  - (ii) in the case of a dwelling that will have (or continue to have) 2 or more bedrooms at the completion of the development—the dwelling will have at least 2 car parking spaces of which—
    - (A) 1 or more—
      - must be, or must be able to be, enclosed or covered; and
      - must comply with the requirements set out in paragraph (i) in relation to garages and carports; and

- (B) 1 may consist of a driveway, provided that it complies with the requirements set out in paragraph (i) (except subparagraphs (i) and (ii) of that paragraph) as if it were a garage or carport;
- (17) Schedule 4 clause 2A(2)(1)—delete paragraph (1)
- (18) Schedule 4 clause 2A(3)(a)(ii)—delete subparagraph (ii) and substitute:
  - (ii) in the case of private open space at ground level—
    - (A) the area of any verandah, pergola, patio or any other covered outdoor area may comprise up to 50% of the private open space; and
    - (B) each private open space area (other than an area referred to in subsubparagraph (A)) must have a width of at least 2.5 metres; and
- (19) Schedule 4 clause 2A(3)(b)(ii)(B)—delete "in any other case" and substitute:

if the frontages are different lengths

- (20) Schedule 4 clause 2B(1)—delete subclause (1) and substitute:
  - (1) Subject to subclause (3)—
    - (a) this clause applies in relation to any area determined by the Minister for the purposes of this clause and identified by notice in the Gazette; and
    - (b) the development to which this clause applies includes—
      - (i) the construction of a new dwelling; and
      - (ii) remedial or additional construction required for the purpose of achieving compliance with an earlier development authorisation relating to a new dwelling.
- (21) Schedule 4 clause 2B(2)—delete "subclause (1)" and substitute:

subclause (1)(a)

(22) Schedule 4 clause 2B(3)(b)—delete "in—" and substitute:

if the relevant dwelling is or is proposed to be in—

- (23) Schedule 4 clause 2B(3)(b)(iii)(A), second dot point—delete "prescribes" and substitute: specifies
- (24) Schedule 4 clause 2B(5)(a)—delete paragraph (a) and substitute:
  - (a) the minimum site area and any minimum frontage requirements specified in the relevant Development Plan apply in relation to the site and any balance of the allotment (and if the relevant Development Plan specifies different minimum site areas and minimum frontage requirements for detached and semi-detached dwellings respectively, the areas and frontage requirements that are lesser in size are to be taken to be the minimum site area and minimum frontage requirements for the purposes of this paragraph); and

- (25) Schedule 4 clause 2B(5)(b)(i)—delete subparagraph (i) and substitute:
  - (i) the construction will not result in a contravention of the following minimum private open space requirements in respect of the site (with the site area including the area occupied by the relevant dwelling, any existing dwellings and any outbuildings or carports):

Site area	Minimum area of privation open space in site area	te Minimum area of private open space at rear or side of relevant dwelling	
more than 501m <sup>2</sup>	$80m^2$	24m²	
between 301m <sup>2</sup> and 501m <sup>2</sup> (inclusive)	60m <sup>2</sup>	24m²	
less than $301 \mathrm{m}^2$	$24m^2$	$24m^2$	

- (26) Schedule 4 clause 2B(5)(b)(iii)(E)—delete subsubparagraph (E) and substitute:
  - (E) is located so that vehicle access—
    - will use an existing or authorised driveway or access point under section 221 of the *Local Government Act 1999*, including a driveway or access point for which consent under the Act has been granted as part of an application for the division of land; or
    - will use a driveway that is not located within 6 metres of an intersection of 2 or more roads or a pedestrian actuated crossing and will not interfere with an item of street furniture (including directional signs, lighting, seating and weather shelters), other infrastructure, or a tree; or
    - will be via a kerb that is designed to allow a vehicle to roll over it; and
- (27) Schedule 4 clause 2B(6)—delete "The construction of a new detached" and substitute:

Construction of or in relation to a new detached

(28) Schedule 4 clause 2B(6)(a)—delete "the dwelling is not being constructed so that any part of the dwelling will be" and substitute:

the construction will not result in the dwelling or any part of the dwelling being

- (29) Schedule 4 clause 2B(6)(a)(i)—delete subparagraph (i) and substitute:
  - (i) nearer to an existing boundary of the primary street for the dwelling than any distance that applies in respect of setbacks under the relevant Development Plan in relation to any road or portion of a road that constitutes the primary street frontage; or
  - (ia) more than 1 metre in front of—
    - (A) the average setbacks of any existing dwellings on any adjoining allotments with the same primary street frontage (or, if there is only 1 such dwelling, the setback of that dwelling); or
    - (B) if, on any adjoining allotments with the same primary street frontage, there are only existing buildings other than dwellings the average setbacks of the buildings (or, if there is only 1 such building, the setback of that building); or

- (30) Schedule 4 clause 2B(6)(a)(iii)—delete "does not exceed 300 square metres" and substitute: is 300 square metres or less
- (31) Schedule 4 clause 2B(6)(b) to (d)—delete paragraphs (b) to (d) inclusive and substitute:
  - (b) the following provisions apply in relation to dwelling setback, and dwelling wall height, on a side boundary unless the side boundary itself is or is to be comprised of a wall of a building on an adjoining allotment (in which case this paragraph does not apply):
    - (i) if any side wall of the dwelling will exceed 3 metres in height when measured from the top of the footings—the wall will be set back at least 900 millimetres from the boundary of the site plus a distance equal to one-third of the extent to which the height of the wall exceeds 3 metres from the top of the footings;
    - (ii) in relation to any dwelling wall to be located near a side boundary of the site associated with the development—
      - (A) the wall will not exceed 3 metres in height when measured from the top of the footings; and
      - (B) the wall will not exceed 8 metres in length; and
      - (C) the wall, when its length is added to the length of any other relevant dwelling walls or structures located on that boundary—
        - will not result in all such walls and structures exceeding a length equal to 45% of the length of the boundary; and
        - will not be within 3 metres of any other relevant wall or structure located along the boundary; and
  - (c) if any side wall of the dwelling that faces south and the development includes building work in relation to an upper storey, other than where the boundary on that side of the building is with a secondary street, the setback of any upper storey component is to be—
    - (i) if paragraph (b)(i) applies—at least the same as the setback required under that provision plus 1 metre; or
    - (ii) in any other case—at least 1 metre from the side wall; and
- (32) Schedule 4 clause 2B(6)(g)—delete paragraph (g) and substitute:
  - (g) the construction will not result in a contravention of the following minimum private open space requirements in respect of the site (with the site area including the area occupied by the relevant dwelling, any existing dwellings and any outbuildings or carports):

Site area	Minimum area of private Minimum area of private			
	open space in site area	open space at rear or side of relevant dwelling		
more than 501m <sup>2</sup>	$80m^2$	$24m^2$		
between 301m <sup>2</sup> and 501m <sup>2</sup> (inclusive)	60m <sup>2</sup>	24m²		
less than 301m <sup>2</sup>	$24m^2$	$24m^2$		

(33) Schedule 4 clause 2B(6)(h)—delete "the dwelling" and substitute:

a dwelling wall

(34) Schedule 4 clause 2B(6)(k)(v)(C)—delete "will not require a driveway because the kerbing is formed in a manner that allows" and substitute:

will be via a kerb that is designed to allow

- (35) Schedule 4 clause 2B(6)(1)(ii)—delete subparagraph (ii) and substitute:
  - (ii) a dwelling that will have 2 or more bedrooms at the completion of the development—the dwelling will have at least 2 car parking spaces of which—
    - (A) 1 or more—
      - must be, or must be able to be, enclosed or covered; and
      - must comply with the requirements set out in paragraph (k) in relation to garages and carports; and
    - (B) 1 may comprise a driveway, provided that it complies with the requirements set out in paragraph (k) (except paragraph (k)(i) and (ii)) as if it were a garage or carport;
- (36) Schedule 4 clause 2B(7)(b)(i)—after "the proposed dwelling" insert:

or any existing dwelling on the site

- (37) Schedule 4 clause 2B(7)(b)(ii)—delete subparagraph (ii) and substitute:
  - (ii) in the case of private open space at ground level—
    - (A) the area of any verandah, pergola, patio or any other covered outdoor area may comprise up to 50% of the private open space; and
    - (B) each private open space area (other than an area referred to in subsubparagraph (A)) must have a width of at least 2.5 metres; and
- (38) Schedule 4 clause 2B(7)(d)(ii)(B)—delete "in any other case" and substitute:

if the frontages are different lengths

(39) Schedule 4, heading to Part 2—delete the heading and substitute:

# Part 2—Complying building work—building rules consent (sections 33(1)(b) and 36 of Act and regulation 8B)

Note-

Building work that is assessed by a relevant authority as being in a form described in this Part is declared to comply with the building rules (see sections 33(1) and 36 of the Act and regulation 8B).

However, certain building work will not be regarded as so complying, namely:

- (a) development that affects a State heritage place; or
- (b) development to the extent excluded under a provision of this Part.
- (40) Schedule 4 Part 2 clause 5—delete clause 5

#### 11—Substitution of heading to Schedule 5

Heading to Schedule 5—delete the heading and substitute:

## Schedule 5—Application to relevant authority

Note-

- 1 This Schedule sets out what is required (under regulation 15), by way of plans, drawings, specifications and other documents and information, to accompany an application under section 32 or 33 of the Act.
- A relevant authority may only require an applicant to comply with this Schedule to the extent directly relevant to the application (see regulation 15(3)), with the Act and regulations giving the relevant authority the power to modify or dispense with the requirements in certain circumstances (see section 39(4)(b) of the Act and regulation 15(11) and (12)).

#### 12—Variation of Schedule 5—Application to relevant authority

- (1) Schedule 5 clause A1(a)—delete "bar and"
- (2) Schedule 5 clause A1(a)(ii)—delete "and dimensions"
- (3) Schedule 5 clause A1(a)(iii)—delete subparagraph (iii)
- (4) Schedule 5 clause A1(b)—delete paragraph (b)
- (5) Schedule 5 clause A1(c)—delete "bar and"
- (6) Schedule 5 clause A1(d)—delete "if relevant—"
- (7) Schedule 5 clause A2(a)—delete "bar and"
- (8) Schedule 5 clause A2(a)(vii)—delete "true"
- (9) Schedule 5 clause A2(b)—delete paragraph (b)
- (10) Schedule 5 clause A2(d)—delete "bar and"

#### 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 8 December 2016

No 273 of 2016

PLN0023/16CS

# **Australian Road Rules Variation Rules 2016**

under the Road Traffic Act 1961

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## Part 1—Preliminary

#### 1—Short title

These rules may be cited as the Australian Road Rules Variation Rules 2016.

#### 2—Commencement

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

## **3**—Variation provisions

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

## Part 2—Variation of Australian Road Rules

#### 4—Substitution of rule 3

Rule 3—delete rule 3 and substitute:

## 3—Objects of the Australian Road Rules

The objects of the Australian Road Rules are to—

- (a) provide uniform rules across Australia for all road users; and
- (b) specify behaviour for all road users that supports the safe and efficient use of roads in Australia.

## 5—Variation of rule 98—One-way signs

- (1) Rule 98(3)(a) and (b)—delete paragraphs (a) and (b) and substitute:
  - (a) is riding on a bicycle path, footpath, nature strip, separated footpath or shared path adjacent to the length of road; and
  - (b) is permitted to ride on the bicycle path, footpath, nature strip, separated footpath or shared path under the *Australian Road Rules* or another law of this jurisdiction.
- (2) Rule 98(3), note—after "dictionary" insert:

, bicycle path and separated footpath are defined in rule 239,

## 6—Variation of rule 99—Keep left and keep right signs

- (1) Rule 99(3)(a) and (b)—delete paragraphs (a) and (b) and substitute:
  - (a) is riding on a bicycle path, footpath, nature strip, separated footpath or shared path; and
  - (b) is permitted to ride on the bicycle path, footpath, nature strip, separated footpath or shared path under the *Australian Road Rules* or another law of this jurisdiction.
- (2) Rule 99(3), note—after "dictionary" insert:
  - , bicycle path and separated footpath are defined in rule 239,

## 7—Variation of rule 132—Keeping to the left of the centre of a road or the dividing line

(1) Rule 132(1)—before note 1 insert:

SA NOTE—

For South Australia, see regulation 11B of the *Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014.* 

(2) Rule 132(2)—before the note insert:

SA NOTE—

For South Australia, see regulation 11B of the *Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014.* 

## 8—Variation of rule 133—Exceptions to keeping to the left of the centre of a road

Rule 133—at the end of the rule insert:

SA NOTE—

For South Australia, see regulation 11B of the *Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014.* 

## 9—Variation of rule 134—Exceptions to keeping to the left of a dividing line

Rule 134—after subrule (3), including the notes, (but before the examples) insert:

SA NOTE—

For South Australia, see regulation 11B of the *Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014.* 

## 10—Variation of rule 137—Keeping off a dividing strip

Rule 137(1)—before note 1 insert:

SA NOTE—

For South Australia, see regulation 11B of the *Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014.* 

## 11—Variation of rule 138—Keeping off a painted island

Rule 138(1)—before note 1 insert:

SA NOTE—

For South Australia, see regulation 11B of the *Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014.* 

## 12—Variation of rule 144—Keeping a safe distance when overtaking

Rule 144—before the note insert:

SA NOTE—

For South Australia, in addition to this rule, see regulation 11A of the *Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014.* 

## 13—Variation of rule 146—Driving within a single marked lane or line of traffic

(1) Rule 146(1)—before note 1 insert:

SA NOTE—

For South Australia, see regulation 11B of the *Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014.* 

(2) Rule 146(2)—before the note insert:

SA NOTE—

For South Australia, see regulation 11B of the *Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations* 2014.

## 14—Variation of rule 147—Moving from one marked lane to another marked lane across a continuous line separating the lanes

Rule 147—before note 1 insert:

SA NOTE—

For South Australia, see regulation 11B of the *Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014.* 

## 15—Variation of rule 163—Driving past the rear of a stopped tram at a tram stop

(1) Rule 163(5)—after "authorised person" insert:

or police officer

(2) Rule 163(5)—at the foot of subrule (5) insert:

Note-

Authorised person and police officer are defined in the dictionary.

(3) Rule 163, SA note—delete "regulations 14 and 51" and substitute:

regulation 14

## 16—Variation of rule 164—Stopping beside a stopped tram at a tram stop

(1) Rule 164(5)—after "authorised person" insert:

or police officer

(2) Rule 164(5)—at the foot of subrule (5) insert:

Note-

Authorised person and police officer are defined in the dictionary.

(3) Rule 164, SA note—delete "regulations 14 and 51" and substitute:

regulation 14

## 17—Variation of rule 164A—Staying stopped if a tram comes from behind a stopped driver and stops

(1) Rule 164A(4)—after "authorised person" insert:

or police officer

(2) Rule 164A(4)—at the foot of subrule (4) insert:

Note-

Authorised person and police officer are defined in the dictionary.

(3) Rule 164A, SA note—delete "regulations 14 and 51" and substitute:

regulation 14

## 18—Variation of rule 207—Parking where fees are payable

(1) Rule 207(1), SA note—after "Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014" insert:

and section 86A of the Road Traffic Act 1961

(2) Rule 207(2), SA note—after "Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014" insert:

and section 86A of the Road Traffic Act 1961

## 19—Variation of rule 245—Riding a bicycle

Rule 245(a)—delete "sit" and substitute:

be

## 20—Variation of rule 250—Riding on a footpath or shared path

- (1) Rule 250(1), SA note—delete the SA note
- (2) Rule 250—after subrule (1), including the note, insert:
  - (1A) The rider does not have to comply with subrule (1) if—
    - (a) the rider is carrying a medical certificate that states a medical practitioner believes the rider should be allowed to ride on the footpath because of a medical condition that the rider has; and
    - (b) the rider is complying with any conditions stated in the medical certificate; and
    - (c) no other law of this jurisdiction states that this subrule does not apply.

Note-

*Medical certificate* and *medical practitioner* are defined in the dictionary.

- (1B) Also, the rider does not have to comply with subrule (1) if—
  - (a) the rider is with another rider who is riding on a footpath; and
  - (b) the other rider is—
    - carrying a medical certificate that states a medical practitioner believes the rider should be allowed to ride on the footpath because of a medical condition that the rider has; or
    - (ii) a child under 12 years of age.

(1C) However, the rider is exempt under subrule (1A) or (1B) only if the rider who is carrying the medical certificate immediately produces the medical certificate when an authorised person or police officer asks to see the certificate.

Note-

Authorised person, medical certificate, medical practitioner and police officer are defined in the dictionary.

## 21—Insertion of rule 262A

After rule 262 insert:

## 262A—Proceeding when bicycle crossing light is green

(1) The rider of a bicycle who is crossing at an intersection, or another place on a road, with bicycle crossing lights and traffic lights must comply with this rule.

Offence provision.

Note—

*Bicycle crossing lights*, *intersection* and *traffic lights* are defined in the dictionary.

(2) If the bicycle crossing lights show a green bicycle crossing light, the rider may cross even though the traffic lights show a red traffic light or yellow traffic light.

Note-

Bicycle crossing lights, green bicycle crossing light, red traffic light, straight ahead, traffic lights and yellow traffic light are defined in the dictionary.

## 22—Variation of rule 266—Wearing of seatbelts by passengers under 16 years old

- (1) Rule 266—after subrule (2B), including the notes, insert:
  - (2C) A passenger does not have to comply with subrules (2), (2A) and (2B) if—
    - (a) the driver is carrying a medical certificate that states a medical practitioner believes the passenger should not be restrained in any of the ways described in those subrules because of a medical condition or disability that the passenger has; and
    - (b) the passenger is properly restrained in a child restraint that has been designed for, and is suitable for use by, the passenger or a person with the same medical condition or disability as the passenger; and
    - (c) the driver is complying with any conditions stated in the medical certificate; and

(d) no other law of this jurisdiction states that this subrule does not apply.

Note-

*Medical certificate* and *medical practitioner* are defined in the dictionary.

(2D) However, the passenger is exempt under subrule (2C) only if the driver immediately produces the medical certificate when an authorised person or police officer asks to see the certificate.

Note-

Authorised person and police officer are defined in the dictionary.

- (2) Rule 266—after subrule (3A), including the example, insert:
  - (3B) The driver does not have to comply with subrule (3) or (3A) if—
    - (a) the driver is carrying a medical certificate that states a medical practitioner believes the passenger should be in the front row of the vehicle because of a medical condition that the passenger has; and
    - (b) the driver is complying with any conditions stated in the medical certificate; and
    - (c) no other law of this jurisdiction states that this subrule does not apply.

Note-

*Medical certificate* and *medical practitioner* are defined in the dictionary.

(3C) However, the driver is exempt under subrule (3B) only if the driver immediately produces the medical certificate when an authorised person or police officer asks to see the certificate.

Note-

Authorised person and police officer are defined in the dictionary.

## 23—Variation of rule 267—Exemptions from wearing seatbelts

(1) Rule 267(3)(a)—before "certificate" second occurring insert:

medical

- (2) Rule 267(3A) and (4)—delete subrules (3A) and (4), including the notes, and substitute:
  - (3A) A person who is in, or on, a motor vehicle is exempt from wearing a seatbelt if—
    - (a) the person or, if the person is a passenger, the driver of the vehicle is carrying a medical certificate that states a medical practitioner believes the person should not wear a seatbelt because of a medical condition that the person has; and
    - (b) the person is complying with any conditions stated in the medical certificate; and

(c) no other law of this jurisdiction states that this subrule does not apply.

Note-

*Medical certificate* and *medical practitioner* are defined in the dictionary.

(4) However, the person is exempt under subrule (3) or (3A) only if the person who is carrying the medical certificate immediately produces the medical certificate when an authorised person or police officer asks to see the certificate.

Note-

Authorised person and police officer are defined in the dictionary.

## 24—Variation of rule 270—Wearing motor bike helmets

Rule 270—after subrule (1), including the note, insert:

- (1A) However, the rider of a motor bike that is moving, or is stationary but not parked, is exempt from wearing an approved motor bike helmet if—
  - (a) the motor bike's engine is not on; and
  - (b) the rider is pushing the motor bike; and
  - (c) in the circumstances, it is safe for the rider not to wear the helmet.

## 25—Variation of rule 271—Riding on motor bikes

(1) Rule 271(1)(c)—after "footrests" insert:

or footboard

- (2) Rule 271—after subrule (1), including the note, insert:
  - (1A) Also, the rider of a motor bike that is moving may—
    - (a) stand on the motor bike's footrests or footboard designed for the rider's use if—
      - (i) the rider has both feet on the footrests or footboard; and
      - (ii) in the circumstances, it is safe for the rider to do so; or
    - (b) remove a foot from the footrest or footboard designed for the rider's use if—
      - (i) the rider is sitting on the rider's seat; and
      - (ii) at least 1 foot is on a footrest or footboard; and
      - (iii) in the circumstances, it is safe for the rider to do so.

Note-

Motor bike is defined in the dictionary.

(3) Rule 271(5B)—delete "motorbike" and substitute:

motor bike

## 26—Variation of rule 299—Television receivers and visual display units in vehicles

- (1) Rule 299(1)—delete "motor"
- (2) Rule 299(1), note—delete "*Motor vehicle* and *park* are" and substitute:

*Park* is

## 27—Variation of rule 300—Use of mobile phones

(1) Rule 300(1)(a)—delete "a phone call (other than a text message, video message, email or similar communication)" and substitute:

an audio phone call

(2) Rule 300(4)—after the definition of "*affixed to*" insert:

audio phone call does not include an email, text message, video call, video message or other similar communication;

## 28—Variation of Dictionary

(1) Dictionary—before the definition of *minibus zone* insert:

medical certificate means a certificate that—

- (a) is signed by a medical practitioner; and
- (b) states a date of issue; and
- (c) if another law of this jurisdiction does not exempt the medical certificate from displaying an expiry date—states an expiry date that is not more than 1 year after the date of issue; and
- (d) has not expired.

#### SA NOTE—

For South Australia, see regulation 57A of the Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014.

*medical practitioner* means a person registered under the *Health Practitioner Regulation National Law (South Australia) Act 2010* to practise in the medical profession (other than as a student).

(2) Dictionary, definition of *turning lane*, note—delete ", *U-turn*"

#### 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 rules come into operation as set out in these rules.

## Made by the Governor

with the advice and consent of the Executive Council on 8 December 2016

No 274 of 2016

MRS16/01CS

## South Australia

# Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Variation Regulations 2016

under the Road Traffic Act 1961

## **Contents**

## Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

## Part 2—Variation of Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014

- 4 Variation of regulation 3—Interpretation
- 5 Substitution of regulation 51
  - 51 Authorised persons
- 6 Insertion of regulation 57A
  - 57A Medical certificate

## Part 1—Preliminary

## 1—Short title

These regulations may be cited as the *Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Variation Regulations 2016.* 

## 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 Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014

## 4—Variation of regulation 3—Interpretation

Regulation 3, definition of *medical practitioner*—delete the definition

## 5—Substitution of regulation 51

Regulation 51—delete the regulation and substitute:

## 51—Authorised persons

For the purposes of the Rules and the definition of *authorised person* in the dictionary at the end of the Rules, authorised officers other than police officers are authorised persons.

Note-

Authorised officer is defined in the Act.

## 6—Insertion of regulation 57A

After regulation 57 insert:

#### **57A**—Medical certificate

For the purposes of the Rules and the definition of *medical certificate* in the dictionary at the end of the Rules—

- (a) medical certificates are exempt from displaying an expiry date; and
- (b) a reference to a medical certificate includes a reference to such a certificate—
  - (i) issued before the commencement of the definition (including before the commencement of the Rules); or
  - (ii) issued in another State or a Territory of the Commonwealth.

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 8 December 2016

No 275 of 2016

MRS16/01CS

## South Australia

## Road Traffic (Miscellaneous) Variation Regulations 2016

under the Road Traffic Act 1961

## **Contents**

## Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

## Part 2—Variation of Road Traffic (Miscellaneous) Regulations 2014

4 Variation of Schedule 4—Expiation of offences

## Part 1—Preliminary

## 1—Short title

These regulations may be cited as the *Road Traffic (Miscellaneous) Variation Regulations 2016*.

## 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 Road Traffic (Miscellaneous) Regulations 2014

## 4—Variation of Schedule 4—Expiation of offences

Schedule 4, Part 3, item relating to rule 299(1)—delete "motor"

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 8 December 2016

No 276 of 2016

MRS16/01CS

## South Australia

# Justices of the Peace (Youth Court) Variation Regulations 2016

under the Justices of the Peace Act 2005

## **Contents**

## Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

## Part 2—Variation of Justices of the Peace Regulations 2006

- 4 Variation of regulation 5—Additional prescribed requirements for appointment as special justice
- 5 Variation of Schedule 1—Code of Conduct for Justices of the Peace and Special Justices

## Part 1—Preliminary

## 1—Short title

These regulations may be cited as the *Justices of the Peace (Youth Court) Variation Regulations 2016.* 

#### 2—Commencement

These regulations will come into operation on the day on which Part 2 of the *Statutes Amendment (Youth Court) Act 2016* comes into operation.

## **3**—Variation provisions

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

## Part 2—Variation of Justices of the Peace Regulations 2006

4—Variation of regulation 5—Additional prescribed requirements for appointment as special justice

Regulation 5(1)(d)—delete "Senior"

## 5—Variation of Schedule 1—Code of Conduct for Justices of the Peace and Special Justices

(1) Schedule 1, clause 9, definition of *Senior Judge of the Youth Court*—delete the definition

- (2) Schedule 1, clause 9, definition of *supervising judicial officer*, (d)—delete "Senior"
- (3) Schedule 1, clause 11—delete "Senior"

#### 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 8 December 2016

No 277 of 2016

AGO0138/16CS

## South Australia

# **Cross-border Justice (Young Offenders Act) Variation Regulations 2016**

under the Cross-border Justice Act 2009

## **Contents**

## Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

## Part 2—Variation of Cross-border Justice Regulations 2009

- 4 Variation of regulation 49—Amendment of section 4—Interpretation
- 5 Substitution of regulation 50
  - 50 Insertion of section 4B

## Part 1—Preliminary

#### 1—Short title

These regulations may be cited as the Cross-border Justice (Young Offenders Act) Variation Regulations 2016.

#### 2—Commencement

These regulations will come into operation on the day on which section 12 of the *Statutes Amendment (Youth Court) Act 2016* comes into operation.

## 3—Variation provisions

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

## Part 2—Variation of Cross-border Justice Regulations 2009

## 4—Variation of regulation 49—Amendment of section 4—Interpretation

Regulation 49(2) and (3)—delete subregulations (2) and (3) and substitute:

(2) Section 4(1)—after the definition of *injury* insert:

## juvenile justice officer means—

- (a) an officer of the Department; or
- (b) a person who holds office as a juvenile justice officer under section 4B:

*lock-up* includes a lock-up in another participating jurisdiction;

## 5—Substitution of regulation 50

Regulation 50—delete the regulation and substitute:

## 50—Insertion of section 4B

After section 4A insert:

## 4B—Ex officio juvenile justice officers

The following persons hold office as juvenile justice officers for the purposes of this Act:

- (a) an officer of the Department within the meaning of the *Young Offenders Act 1994* of Western Australia whose duties include the supervision of offenders in the community under that Act;
- (b) a public sector employee of the Northern Territory whose duties include the supervision of offenders in the community under the *Youth Justice Act* of the Northern Territory.

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 8 December 2016

No 278 of 2016

AGO0138/16CS

## South Australia

## **Electricity (General) Variation Regulations 2016**

under the Electricity Act 1996

## **Contents**

## Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

## Part 2—Variation of *Electricity (General) Regulations 2012*

4 Insertion of Part 10 Division A1

Division A1—Preliminary

44F Preliminary

- 5 Variation of regulation 55—General requirements for electrical installation
- 6 Insertion of regulation 55A
  - 55A Electronic certificates of compliance
- 7 Variation of regulation 56—Certain electrical installation work and electronic certificates of compliance
- 8 Substitution of regulation 57
  - 57 Electronic certificates of compliance—Technical Regulator may publish requirements etc

## Schedule 1—Transitional provisions

1 Transitional provisions

## Part 1—Preliminary

## 1—Short title

These regulations may be cited as the *Electricity (General) Variation Regulations 2016*.

#### 2—Commencement

These regulations will come into operation on 1 January 2017.

## **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 *Electricity (General) Regulations 2012*

#### 4—Insertion of Part 10 Division A1

Before Part 10 Division 1 insert:

## **Division A1—Preliminary**

## 44F—Preliminary

In this Part—

*contractor*, in relation to an employed worker, means a licensed electrical contractor or licensed building work contractor (as the case requires) by whom the employed worker is employed or engaged to carry out the work or examinations and tests related to the issue of an electronic certificate of compliance;

*contractor's duly authorised agent* means a person acting as the contractor's duly authorised agent who has or had a supervisory role in relation to the employed worker;

*designated employer* means an employer designated by the Technical Regulator for the purposes of this Part;

designated registered electrical worker means a registered electrical worker employed or engaged by a designated employer;

*electronic certificate of compliance* means a certificate of compliance issued under this Part in electronic form in accordance with any requirements of the Technical Regulator under regulation 57;

*employed worker*, in relation to an electronic certificate of compliance issued in relation to an electrical installation, means a registered electrical worker employed or engaged to carry out work or examinations and tests related to the issue of the certificate (whether or not together with other work or examinations and tests on the installation) by a contractor.

## 5—Variation of regulation 55—General requirements for electrical installation

Regulation 55(2) and (3)—delete subregulations (2) and (3)

## 6—Insertion of regulation 55A

After regulation 55 insert:

## 55A—Electronic certificates of compliance

- (1) For the purposes of section 60(2) of the Act, an electronic certificate of compliance may only be relied on if it—
  - (a) certifies that the electrical installation to which the electronic certificate of compliance relates complies with any applicable requirements set out in AS/NZS 3000 and any Australian Standard or Australian/New Zealand Standard called up by AS/NZS 3000; and
  - (b) is issued by a registered electrical worker.
- (2) Subject to subregulations (3) and (4), the following requirements apply to an electronic certificate of compliance issued under this regulation:
  - (a) in the case of an electronic certificate of compliance issued by a registered electrical worker who is an employed worker—
    - (i) the registered electrical worker must, before the electrical installation is made available for energisation, complete the electronic certificate of compliance to the extent required by the Technical Regulator under regulation 57 and issue the certificate to—
      - (A) the contractor; or
      - (B) the contractor's duly authorised agent; and
    - (ii) the contractor or the contractor's duly authorised agent (as the case may be), if satisfied that the work or examinations and tests have been carried out in accordance with the standards and requirements referred to in subregulation (1), must—
      - (A) complete the electronic certificate of compliance; and
      - (B) within 30 days after the electrical installation was made available for energisation, provide the electronic certificate of compliance to the Technical Regulator and the owner or operator of the installation;
  - (b) in any other case—the registered electrical worker must, within 30 days after the electrical installation was made available for energisation, issue the electronic certificate of compliance and provide it to—
    - (i) the Technical Regulator; and
    - (ii) the owner or operator of the installation.

- (3) Despite subregulations (1) and (2), for the purposes of this regulation, a designated registered electrical worker must issue to the designated employer a hard copy certificate of compliance approved by the Technical Regulator that certifies that work or examinations and tests have been carried out in accordance with the standards and requirements referred to in subregulation (1).
- (4) Despite subregulation (2)(a)(i), a registered electrical worker—
  - (a) is not required to complete and issue an electronic certificate of compliance before an electrical installation is made available for energisation if it is not reasonably practicable to do so (for example, because the worker's electronic device cannot connect to a telecommunications network in the relevant location); but
  - (b) must instead complete and issue the electronic certificate of compliance as soon as is reasonably practicable after the electrical installation is made available for energisation.

## 7—Variation of regulation 56—Certain electrical installation work and electronic certificates of compliance

- (1) Regulation 56(1)(b) and (c)—delete paragraphs (b) and (c) and substitute:
  - (b) subject to subregulation (1a)—
    - (i) if an electronic certificate of compliance is issued by a registered electrical worker who is an employed worker—
      - (A) the registered electrical worker must, before the electrical installation is made available for energisation, complete the electronic certificate of compliance to the extent required by the Technical Regulator under regulation 57 and issue the certificate to—
        - the contractor; or
        - the contractor's duly authorised agent; and
      - (B) the contractor or the contractor's duly authorised agent (as the case may be), if satisfied that the work or examinations and tests have been carried out in accordance with the standards and requirements referred to in subregulation (1), must—
        - complete the electronic certificate of compliance;
           and
        - within 30 days after the electrical installation was made available for energisation, provide the electronic certificate of compliance to the Technical Regulator and the owner or operator of the installation; or

- (ii) if an electronic certificate of compliance is issued by a registered electrical worker other than under subparagraph (i), the registered electrical worker must, within 30 days after the electrical installation was made available for energisation, complete and issue the electronic certificate of compliance to—
  - (A) the Technical Regulator; and
  - (B) the owner or operator of the installation;
- (2) Regulation 56(1)(d)—delete "a copy of the certificate (completed and signed" and substitute: the electronic certificate of compliance (completed
- (3) Regulation 56(1)(e)—delete "a copy of the certificate (completed and signed" and substitute: the electronic certificate of compliance (completed
- (4) Regulation 56(1)(f)—delete "a copy of the certificate (completed and signed" and substitute: the electronic certificate of compliance (completed
- (5) Regulation 56(1)(f)—delete "kept" and substitute: stored
- (6) Regulation 56—after subregulation (1) insert:
  - (1a) Despite subregulations (1) and (2), a designated registered electrical worker must issue a hard copy certificate of compliance approved by the Technical Regulator that certifies that work or examinations and tests have been carried out in accordance with the standards and requirements referred to in subregulation (1) for the purposes of this regulation in accordance with any requirements of the Technical Regulator under regulation 57.
  - (1b) Despite subregulation (1)(b)(i)(A), a registered electrical worker—
    - (a) is not required to complete and issue an electronic certificate of compliance before an electrical installation is made available for energisation if it is not reasonably practicable to do so (for example, because the worker's electronic device cannot connect to a telecommunications network in the relevant location); but
    - (b) must instead complete and issue the electronic certificate of compliance as soon as is reasonably practicable after the electrical installation is made available for energisation.
- (7) Regulation 56(2)—delete "A" and substitute:

An electronic

## 8—Substitution of regulation 57

Regulation 57—delete the regulation and substitute:

## 57—Electronic certificates of compliance—Technical Regulator may publish requirements etc

- (1) The Technical Regulator may prepare and publish requirements relating to electronic certificates of compliance under this Part.
- (2) Requirements prepared and published under subregulation (1) may include—
  - (a) requirements as to the use of the official format for electronic certificates of compliance determined by the Technical Regulator; and
  - (b) requirements as to the issuing, providing and certifying of electronic certificates of compliance, including as to the electronic provision of certificates; and
  - (c) other requirements determined by the Technical Regulator.
- (3) In addition, the Technical Regulator may prepare and publish requirements relating to the hard copy certificates of compliance under this Part.
- (4) The Technical Regulator may exempt a person, or persons of a specified class, from a requirement under this regulation on conditions determined by the Technical Regulator.
- (5) For the purposes of the definition of *designated employer* in regulation 44F, the Technical Regulator may designate an employer as a designated employer for the purposes of this Part.
- (6) The Technical Regulator must maintain an up to date list of designated employers on a website determined by the Technical Regulator.

## Schedule 1—Transitional provisions

## 1—Transitional provisions

- (1) Until the prescribed day, despite regulation 55A(1) and (2) of the *Electricity (General)*Regulations 2012 (as inserted by these regulations), a hard copy certificate of compliance may be issued in accordance with those subregulations (as in force immediately after the commencement of these regulations) using an official form in accordance with regulation 57 of the *Electricity (General) Regulations 2012* as in force immediately before the commencement of these regulations.
- (2) If a hard copy certificate of compliance is issued in accordance with subclause (1), regulations 44F and 55A(2) of the *Electricity (General) Regulations 2012* (as inserted by these regulations) apply to the certificate of compliance with the following variations:
  - (a) a reference in regulation 44F or 55A(2) to an electronic certificate of compliance will be taken to be a reference to the hard copy certificate of compliance;
  - (b) the hard copy certificate of compliance is not required to be provided to the Technical Regulator under regulation 55A(2).

- (3) Until the prescribed day, despite the variations to regulation 56 of the *Electricity (General)* Regulations 2012 by regulation 7 of these regulations, a hard copy certificate of compliance may be issued in accordance with that regulation (as in force immediately after the commencement of these regulations) using an official form in accordance with regulation 57 of the *Electricity (General) Regulations 2012* as in force immediately before the commencement of these regulations.
- (4) If a hard copy certificate of compliance is issued in accordance with subclause (3), regulation 56 of the *Electricity (General) Regulations 2012* (as varied by these regulations) applies to the certificate of compliance with the following variations:
  - (a) a reference to an electronic certificate of compliance will be taken to be a reference to a hard copy certificate of compliance;
  - (b) the hard copy certificate of compliance is not to be provided to the Technical Regulator under regulation 56(1)(b).
- (5) In this clause—

prescribed day means 30 June 2018.

#### 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 8 December 2016

No 279 of 2016

MMRE16/10CS

## South Australia

## **Gas Variation Regulations 2016**

under the Gas Act 1997

## **Contents**

## Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

## Part 2—Variation of Gas Regulations 2012

- 4 Insertion of Part 9 Division A1
  - Division A1—Preliminary
  - 36E Preliminary
- 5 Variation of regulation 37—General requirements for gas infrastructure or installation
- 6 Insertion of regulation 37A
  - 37A Electronic certificates of compliance
- Variation of regulation 38—Obligations of distribution system operator and other persons in relation to quality of gas
- 8 Variation of regulation 41—General gas fitting work
- 9 Variation of regulation 43—Installing or commissioning Type B appliances
- 10 Substitution of regulation 45
  - 45 Requirements relating to electronic certificates of compliance

## Schedule 1—Transitional provisions

1 Transitional provisions

## Part 1—Preliminary

## 1—Short title

These regulations may be cited as the Gas Variation Regulations 2016.

## 2—Commencement

These regulations will come into operation on 1 January 2017.

## 3—Variation provisions

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

## Part 2—Variation of Gas Regulations 2012

## 4—Insertion of Part 9 Division A1

Before Part 9 Division 1 insert:

## **Division A1—Preliminary**

## 36E—Preliminary

In this Part—

*contractor*, in relation to an employed worker, means a licensed gas fitting contractor or licensed building work contractor (as the case requires) by whom the employed worker is employed or engaged to carry out the work or examinations and tests related to the issue of an electronic certificate of compliance;

*contractor's duly authorised agent* means a person acting as the contractor's duly authorised agent who has or had a supervisory role in relation to the employed worker;

*electronic certificate of compliance* means a certificate of compliance issued under this Part (other than a Type B certificate of compliance under regulation 43) in electronic form in accordance with any requirements of the Technical Regulator under regulation 45;

*employed worker*, in relation to an electronic certificate of compliance issued in relation to a gas installation, means a registered gas fitting worker employed or engaged to carry out work or examinations and tests related to the issue of the certificate (whether or not together with other work or examinations and tests on the installation) by a contractor.

## 5—Variation of regulation 37—General requirements for gas infrastructure or installation

Regulation 37(2) and (3)—delete subregulations (2) and (3)

## 6—Insertion of regulation 37A

After regulation 37 insert:

## 37A—Electronic certificates of compliance

- (1) For the purposes of section 55(2) of the Act, an electronic certificate of compliance may only be relied upon if it—
  - (a) certifies that the gas installation to which the electronic certificate of compliance relates complies with any applicable requirements set out in—
    - (i) in the case of a liquefied petroleum gas installation—AS/NZS 5601 and AS/NZS 1596;
    - (ii) in any other case—AS/NZS 5601; and
  - (b) is issued by a registered gas fitting worker.

- (2) The following requirements apply to an electronic certificate of compliance issued under this regulation:
  - (a) in the case of an electronic certificate of compliance issued by a registered gas fitting worker who is an employed worker—
    - (i) the registered gas fitting worker must complete the electronic certificate of compliance to the extent required by the Technical Regulator under regulation 45 after completion of the work and issue the certificate to—
      - (A) the contractor; or
      - (B) the contractor's duly authorised agent; and
    - (ii) the contractor or the contractor's duly authorised agent, if satisfied that the work or examinations and tests have been carried out in accordance with the standards and requirements referred to in subregulation (1), must—
      - (A) complete the electronic certificate of compliance; and
      - (B) within 30 days after completion of the work, provide the electronic certificate of compliance to the Technical Regulator and the owner or operator of the installation;
  - (b) in any other case—the registered gas fitting worker must, within 30 days after completion of the work, issue the electronic certificate of compliance and provide it to—
    - (i) the Technical Regulator; and
    - (ii) the owner or operator of the installation.

## 7—Variation of regulation 38—Obligations of distribution system operator and other persons in relation to quality of gas

(1) Regulation 38(2)—delete "complete a certificate" and substitute:

issue an electronic certificate

(2) Regulation 38(3)(a) and (b)—after "completed" wherever occurring insert:

electronic

(3) Regulation 38(4)—delete "a certificate" and substitute:

an electronic certificate

- (4) Regulation 38—after subregulation (6) insert:
  - (7) If a gas installation is reconnected following disconnection as a result of a change of customer or on the basis of a failure to pay for the gas supplied to premises at which the installation is located, the person who performs the reconnection is exempt from any requirement under this Part to issue an electronic certificate of compliance in respect of the reconnection.

(8) If, in respect of premises, a person installs or replaces a meter for recording consumption of gas (and performs no other work to which Division 1, Division 2 or Division 3 applies), the person is exempt from any requirement under this Part to issue an electronic certificate of compliance in respect of the installation or replacement of the meter.

## 8—Variation of regulation 41—General gas fitting work

(1) Regulation 41(1)(b)—delete "complete a certificate" and substitute:

issue an electronic certificate

(2) Regulation 41(2)(a)—delete "a copy of the completed" and substitute:

the completed electronic

(3) Regulation 41(2)(b)—delete "a copy of the completed" and substitute:

the completed electronic

(4) Regulation 41(2)(c)(i)—delete "a copy" and substitute:

the completed electronic certificate of compliance

(5) Regulation 41(2)(c)(ii)—delete "a further copy" and substitute:

the completed electronic certificate of compliance

## 9—Variation of regulation 43—Installing or commissioning Type B appliances

(1) Regulation 43(6) to (9) (inclusive)—before "certificate" wherever occurring insert in each case:

Type B

- (2) Regulation 43—after subregulation (11):
  - (12) In this regulation—

*Type B certificate of compliance* means a certificate of compliance issued for the purposes of Part 9 Division 3 of the Act that certifies that the requirements for approval of a Type B appliance under this regulation have been complied with.

## 10—Substitution of regulation 45

Regulation 45—delete the regulation and substitute:

## 45—Requirements relating to electronic certificates of compliance

- (1) The following requirements apply to an electronic certificate of compliance under this Part:
  - (a) if the electronic certificate of compliance must be provided to a person, the certificate must be so provided within 30 days after completion of the work, examinations and tests, connection, reconnection or approval (as the case may be) to which the certificate relates;
  - (b) the person providing the electronic certificate of compliance must store the completed certificate for at least 5 years after the completion of the work, examinations and tests, connection, reconnection or approval (as the case may be) to which the certificate relates.
- (2) The Technical Regulator may prepare and publish requirements relating to electronic certificates of compliance under this Part.
- (3) Requirements prepared and published under subregulation (2) may include—
  - (a) requirements as to the use of the official format for electronic certificates of compliance determined by the Technical Regulator; and
  - (b) requirements as to the issuing, providing and certifying of electronic certificates of compliance, including as to the electronic provision of certificates; and
  - (c) other requirements determined by the Technical Regulator.
- (4) The Technical Regulator may exempt a person, or persons of a specified class, from a requirement under subregulation (2) on conditions determined by the Technical Regulator.

## Schedule 1—Transitional provisions

## 1—Transitional provisions

(1) Until the prescribed day, despite the variations to Part 9 of the *Gas Regulations 2012* by these regulations, a hard copy certificate of compliance may be issued in accordance with that Part (as in force immediately after the commencement of these regulations) using an official form in accordance with regulation 45(1)(a) and (2) of the *Gas Regulations 2012* as in force immediately before the commencement of these regulations.

- (2) If a hard copy certificate of compliance is issued in accordance with subclause (1), Part 9 of the *Gas Regulations 2012* (as varied by these regulations) applies to the certificate of compliance with the following variations:
  - (a) a reference in Part 9 to an electronic certificate of compliance will be taken to be a reference to the hard copy certificate of compliance;
  - (b) the hard copy certificate of compliance is not to be provided to the Technical Regulator under regulation 37A(2)(a)(ii)(B) and (2)(b)(i).
- (3) In this clause—

prescribed day means 30 June 2018.

#### 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 8 December 2016

No 280 of 2016

MMRE16/10CS

## South Australia

# Criminal Law (Forensic Procedures) (Blood Testing for Diseases) Variation Regulations 2016

under the Criminal Law (Forensic Procedures) Act 2007

## **Contents**

## Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

## Part 2—Variation of Criminal Law (Forensic Procedures) Regulations 2007

- 4 Variation of regulation 3—Interpretation
- 5 Insertion of regulation 4A
  - 4A Blood testing for communicable diseases—Notice to accused
  - 4B Blood testing for communicable diseases—Notification of results to accused
  - 4C Blood testing for communicable diseases—Notification of results to affected person
- 6 Insertion of regulation 5A
  - 5A Confidentiality

## Part 1—Preliminary

## 1—Short title

These regulations may be cited as the *Criminal Law (Forensic Procedures) (Blood Testing for Diseases) Variation Regulations 2016.* 

#### 2—Commencement

These regulations will come into operation on the day on which section 6 of the *Criminal Law (Forensic Procedures) (Blood Testing for Diseases) Amendment Act 2015* comes into operation.

## 3—Variation provisions

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

# Part 2—Variation of Criminal Law (Forensic Procedures) Regulations 2007

## 4—Variation of regulation 3—Interpretation

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

registered nurse means a person registered under the Health Practitioner Regulation National Law—

- (a) to practise in the nursing and midwifery profession as a nurse (other than as a student); and
- (b) in the registered nurses division of that profession.

## 5—Insertion of regulation 4A

After regulation 4 insert:

## 4A—Blood testing for communicable diseases—Notice to accused

- (1) If a forensic procedure consisting of the taking of a sample of blood is to be carried out on a person pursuant section 20B of the Act, the authorising officer must, before the procedure is carried out—
  - (a) give the person written notice that—
    - (i) a sample of the person's blood is to be taken pursuant to section 20B of the Act; and
    - (ii) the blood will be tested for communicable diseases; and
  - (b) invite the person to nominate a medical practitioner to receive a copy of the results of the testing.
- (2) A failure to comply with a requirement of subregulation (1) in respect of a forensic procedure does not invalidate the forensic procedure or otherwise affect the authority to perform the forensic procedure and any testing on the material obtained from it.

## 4B—Blood testing for communicable diseases—Notification of results to accused

- (1) The Commissioner of Police must take reasonable steps to notify a person on whom a forensic procedure is carried out pursuant to section 20B of the Act of the results of testing for communicable diseases undertaken on the material obtained from the forensic procedure.
- (2) The Commissioner of Police is taken to have complied with the requirement of subregulation (1) to notify a person of the results of testing on provision of the results to a medical practitioner nominated by the person.

## 4C—Blood testing for communicable diseases—Notification of results to affected person

- (1) The Commissioner of Police must take reasonable steps to notify each affected person of the results of testing for communicable diseases undertaken on material obtained from a forensic procedure carried out pursuant to section 20B of the Act.
- (2) The Commissioner of Police is taken to have complied with the requirement of subregulation (1) to notify a person of the results of testing on provision of the results to a medical practitioner nominated by the person.
- (3) In this regulation—

affected person in relation to a forensic procedure, means a person engaged in prescribed employment referred to in section 20B(1)(b) of the Act who likely came into contact with, or was otherwise exposed to, biological material of the person on whom the forensic procedure is carried out.

## 6—Insertion of regulation 5A

After regulation 5 insert:

## 5A—Confidentiality

For the purposes of section 50(1)(p) of the Act, a purpose connected to the administration of Part 2 Division 4 of the Act is prescribed.

#### 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 8 December 2016

No 281 of 2016

AGO0079/16CS

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#### CITY OF NORWOOD PAYNEHAM & ST PETERS

#### Review of Elector Representation

PURSUANT to the provisions of Section 12 (7) of the Local Government Act 1999, the City of Norwood Payneham & St Peters is undertaking a review to determine whether alterations are required in respect to its elector representation, including the composition of the Council and existing ward boundaries

The Council currently comprises a Mayor and 13 Elected Members, with the City divided into six wards. The Representation Review will explore whether the Council should retain this structure and the current number of Elected Members, have a lesser number of Elected Members, or a different ward structure.

#### Representation Options Paper

The Council has prepared a Representation Options Paper that examines the various options available in regards to the composition and structure of the Council and the division of the Council area into wards.

Copies of the Representation Options Paper can be obtained from:

Customer Service Centre, Norwood Town Hall, 175 The Parade, Norwood;

Council Libraries:

Norwood, 110 The Parade, Norwood; Payneham, Turner Street, Felixstow; St Peters, 101 Payneham Road, St Peters; or Council website at www.npsp.sa.gov.au.

Written Submissions

Written submissions are invited from interested persons and must be addressed to:

Elector Representation Review

City of Norwood Payneham & St Peters

Via mail to: P.O. Box 204, Kent Town, S.A. 5071

Via email to:

townhall@npsp.sa.gov.au Customer Service Centre, 175 The Parade, In person at:

Norwood.

All submissions must be received by no later than 5 p.m. Friday, 20 January 2017.

#### Further Information

Further information regarding the Representation Review can be obtained by contacting Lisa Mara, General Manager, Governance and Community Affairs, on (08) 8366 4549 or email lmara@npsp.sa.gov.au

M. BARONE, Chief Executive Officer

#### CITY OF ONKAPARINGA

Notice of Application of By-laws

PURSUANT to Section 246 (4a) of the Local Government Act 1999 (the Act), notice is hereby given that at its meeting held on 29 November 2016, in exercise of its powers under Section 246 (3) of the Act, the Council resolved:

- 1. That, pursuant to the power contained in Section 246 (3) (e) of the Local Government Act 1999, in addition to the areas of foreshore stated in the Council's resolution of 18 October 2016, Clause 9.8.1 of By-law No. 6-Foreshore, applies to all other parts of the foreshore subject to the Chief Executive Officer (or his delegate) being satisfied that it is appropriate to allow a person to drive or propel a vehicle on that part of the foreshore and authorising the person (in writing) to do so pursuant to the conditions the Chief Executive Officer (or his delegate) sees fit to impose.
- 2. That, pursuant to Clause 8.4.1 of By-law No. 6 of 2016-Foreshore, the O'Sullivan Beach boat ramp be subject to a fee, payable at the O'Sullivan Beach kiosk, as specified in the City of Onkaparinga's Annual Schedule of Fees and Charges.

Further details regarding the Council's by-laws, including copies of the above by-laws, are available for inspection on the Council's website www.onkaparingacity.com and at the Council's Noarlunga office during business hours.

M. DOWD, Chief Executive Officer

#### CITY OF PLAYFORD

Public Consultation—Periodical Review of Elector Representation

NOTICE is hereby given that the Council has undertaken a review to determine whether alterations are required in respect to elector representation, including ward boundaries and the composition of Council. As an outcome of this review Council proposes to retain a Mayor and fifteen (15) ward councillors with the Council divided into five (5) wards.

#### Report

Council has prepared a report which details the review process, public consultation undertaken and the proposal Council considers could be carried into effect. A copy of this report is available from City of Playford Operations Centre, 12 Bishopstone Road, Davoren Park, S.A. 5113 during office hours, or the Council website: www.playford.sa.gov.au/wards.

#### Written Submissions

Written submissions are invited from interested persons from 14 December 2016 to 18 January 2017, and should be directed to Manager Governance, Sharmilla Toor, 12 Bishopstone Road, Davoren Park, S.A. 5113, or email <u>publicconsultation@playford.sa.gov.au</u>, to be received by close of business on Wednesday, 18 January 2017.

Any person(s) making a written submission will be given the opportunity to appear before a meeting of Council or Council Committee to be heard in support of their submission.

S. GREEN, Deputy Chief Executive Officer

#### CITY OF UNLEY

#### LOCAL GOVERNMENT ACT 1999

Notice of Exclusion from Community Land Classification— Trimmer Terrace

IN accordance with Sections 193 (4) (a) and 193 (6) (a) of the Local Government Act 1999, Notice is hereby given that at its meeting of 12 September 2016, by resolution C595/16, the Council of the City of Unley decided to exclude from classification as community land, that land comprising:

Certificate of Title Volume 5411, Folio 130-Allotment 3 of Deposited Plan 30496, known as 18 Trimmer Terrace, Unley, South Australia, 5061.

Dated 8 December 2016.

P. TSOKAS, Chief Executive Officer

#### NARACOORTE LUCINDALE COUNCIL

Appointment of Elected Members to Council's Development Assessment Panel

NOTICE is hereby given that at its meeting held on 22 November 2016, the Council made the following appointments to Council's Development Assessment Panel:

Councillors Schultz, Robinson and Rayner were appointed as members of the Panel until November 2018.

H. MACDONALD, Chief Executive Officer

#### NORTHERN AREAS COUNCIL

Resignation of Councillor

NOTICE is hereby given in accordance with Section 54 (6) of the Local Government Act 1999, that a vacancy has occurred in the office of Councillor for Rocky River Ward, due to the resignation of Councillor Tim Zander, to take effect from 28 November 2016.

C. BYLES, Chief Executive Officer

## NORTHERN AREAS COUNCIL

Close of Roll for Supplementary Election

DUE to the resignation of a member of the Council, a supplementary election will be necessary to fill the vacancy of Councillor for Rocky River Ward.

The voters roll for this supplementary election will close at 5 p.m. on Monday, 19 December 2016.

You are entitled to vote in the election if you are on the State electoral roll. If you have recently turned 18 or changed your residential or postal address you must complete an electoral enrolment form, available from post offices or online at www.ecsa.sa.gov.au.

If you are not eligible to enrol on the State electoral roll you may still be entitled to enrol to vote if you own or occupy a property. Contact the Council to find out how.

Nominations to fill the vacancy will open on Thursday, 19 January 2017 and will be received until 12 noon on Thursday, 2 February 2017.

The election will be conducted entirely by post with the return of ballot material to reach the Returning Officer no later than 12 noon on Monday, 6 March 2017.

D. GULLY, Returning Officer

#### MUNICIPAL COUNCIL OF ROXBY DOWNS

BY-LAW MADE UNDER THE LOCAL GOVERNMENT ACT 1999

By-law No. 8 of 2016—Interim Cats

A by-law to require cats to be microchipped and desexed during the interim period before these controls become operational under the Dog and Cat Management Act 1995.

#### PART 1—PRELIMINARY

#### 1. Title

This by-law may be cited as the Interim Cats By-law 2016 and is By-law No. 8 of the Municipal Council of Roxby Downs.

#### 2. Authorising Law

This by-law is made under Section 90 (5) of the Dog and Cat Management Act 1995 and Section 246 of the Act.

#### 3. Purpose

The objects of this by-law are to control and manage cats in the Council area and, in particular, to require cats to be microchipped and desexed for so long as this by-law is in operation.

#### 4. Expiry

This by-law expires and ceases operation as follows:

4.1 Clause 7 of this by-law expires immediately upon the commencement of the following provisions as contained in Section 26 of the Dog and Cat Management (Miscellaneous) Amendment Act 2016.

Part 4A—Microchipping and other identification.

- 42A Dogs and cats to be microchipped.
- 42B Further offence if certain dogs and cats not microchipped following offence against Section 42A.
- 42C Further requirements relating to identification of certain dogs and cats.
- 4.2 The balance of this by-law expires immediately upon the full commencement of the Dog and Cat Management (Miscellaneous) Amendment Act 2016.

#### 5. Application

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

#### 6. Interpretation

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

- 6.1 Act means the Local Government Act 1999;
- 6.2 Cat means an animal of the species Felis catus which is three months of age or has lost its juvenile canine teeth;

- 6.3 Council means the Municipal Council of Roxby Downs;
- 6.4 *premises* includes land whether used or occupied for domestic or nondomestic purposes.

#### Note:

Section 14 of the Acts Interpretation Act 1915 provides that an expression used in this by-law has, unless the contrary intention appears, the same meaning as in the Acts under which the by-law is made.

#### PART 2—IDENTIFICATION AND DESEXING OF CATS

#### 7. Identification of Cats

- 7.1 Subject to subclause 7.2, a person must not, without Council's permission, keep a cat on any premises unless the cat is identified by means of having a microchip implanted in its body containing information that may be used to obtain the current address or telephone number of the owner or other person entitled to possession of the cat
- 7.2 Subclause 7.1 does not apply to premises comprising a business involving the keeping of cats provided that the business is operating in accordance with all required approvals and consents.

#### 8. Cats to be Desexed

- 8.1 Subject to this clause, a person must not, without the Council's permission, keep a cat on any premises unless the cat is desexed.
- 8.2 The Council may grant permission for a cat that is not desexed and is over the age of 5 months to be kept at a premises where it is satisfied:
  - 8.2.1 the owner of the cat carries on a business as a cat breeder and has satisfied any conditions set by the Council for carrying on that business; or
  - 8.2.2 a veterinary practitioner has provided written advice that the cat cannot be desexed due to medical reasons.
- 8.3 Clause 8.1 does not otherwise apply to premises comprising a business involving the keeping of cats provided that the business is operating in accordance with all required approvals and consents.

#### PART 4—ENFORCEMENT

#### 9. Orders

- 9.1 If a person engages in conduct that is a contravention of this by-law, an authorised person may order that person:
  - 9.1.1 if the conduct is still continuing—to stop the conduct; and
  - 9.1.2 whether or not the conduct is still continuing—to take specified action to remedy the contravention.
- 9.2 A person must comply with an order under this clause.
- 9.3 If a person does not comply with an order, the authorised person may take action reasonably required to have the order carried out, and the Council may seek to recover its costs of any action so taken from the person to whom the order was directed.
- 9.4 However, an authorised person may not use force against a person under this section.

This by-law was duly made and passed by resolution of the Acting Administrator of the Municipal Council of Roxby Downs on 30 November 2016, in accordance with Section 12 of the Roxby Downs (Indenture Ratification) Act 1982 and Section 246 of the Act.

G. WHITBREAD, Acting Administrator

#### DISTRICT COUNCIL OF STREAKY BAY

Resignation of Councillor

NOTICE is hereby given in accordance with Section 54 (6) of the Local Government Act 1999, that a vacancy has occurred in the office of Councillor for Eyre Ward, due to the resignation of Mayor Sherron MacKenzie, to take effect from 17 November 2016.

J. HENTSCHKE, Chief Executive Officer

#### DISTRICT COUNCIL OF STREAKY BAY

Close of Roll for Supplementary Election

DUE to the resignation of a member of the Council, a supplementary election will be necessary to fill the vacancy of Councillor for Eyre Ward.

The voters roll for this supplementary election will close at 5 p.m. on Monday, 19 December 2016.

You are entitled to vote in the election if you are on the State electoral roll. If you have recently turned 18 or changed your residential or postal address you must complete an electoral enrolment form, available from post offices or online at

If you are not eligible to enrol on the State electoral roll you may still be entitled to enrol to vote if you own or occupy a property. Contact the Council to find out how.

Nominations to fill the vacancy will open on Thursday, 19 January 2017 and will be received until 12 noon on Thursday, 2 February 2017.

The election will be conducted entirely by post with the return of ballot material to reach the Returning Officer no later than 12 noon on Monday, 6 March 2017.

D. GULLY, Returning Officer

IN the matter of the estates of the undermentioned deceased

Anstey, June, late of 7 Saints Road, Salisbury Plain, home duties, who died on 14 September 2016.

Ball, Barbara, late of 1-3 Gilmore Close, Mount Gambier, home duties, who died on 12 August 2016.

Eustice, Elizabeth Joan, late of 18 Cudmore Terrace, Marleston, of no occupation, who died on 26 September 2016.

Fennell, David Brian, late of 655-671 Burbridge Road, West

Beach, of no occupation, who died on 19 August 2016.

Jacobi, Frederick John, late of 6 East Terrace, Gawler East, retired motor mechanic, who died on 31 March 2016. *Maetze, John Stanley*, late of 52 Gaelic Avenue, Holden Hill,

retired technical operator, who died on 19 July 2016. Marson, Sharon Kathleen, late of 36 River Road,

Noarlunga, of no occupation, who died on 28 July 2016.

Martin, Mary Kathleen, late of 1 Steele Street, Campbelltown,

retired office manager, who died on 17 September 2016. Simmons, Vera May, late of 48 Smith-Dorrien Street, Mitcham,

retired comptometrist, who died on 23 November 2015.

Tidd, Maria Kathleen, late of 30 Shillabeer Road, Elizabeth Park, of no occupation, who died on 8 August 2016.

Notice is hereby given pursuant to the Trustee Act 1936, the Inheritance (Family Provision) Act 1972 and the Family Relationships Act 1975, that all creditors, beneficiaries, and other persons having claims against the said estates are required to send, in writing, to the office of Public Trustee, G.P.O. Box 1338, Adelaide, S.A. 5001, full particulars and proof of such claims, on or before 13 January 2017, otherwise they will be excluded from the distribution of the said estate; 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 8 December 2016.

D. A. CONTALA, Public Trustee

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