



THE SOUTH AUSTRALIAN GOVERNMENT GAZETTE

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

ADELAIDE, THURSDAY, 29 MARCH 2001

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GOVERNMENT GAZETTE NOTICES

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Department of the Premier and Cabinet
Adelaide, 29 March 2001

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. 3 of 2001—Alice Springs to Darwin Railway (Financial Commitment) Amendment Act 2001—An Act to amend the Alice Springs to Darwin Railway Act 1997.

By command,

DEAN BROWN, for Premier

DPC 97/0415

ALICE SPRINGS TO DARWIN RAILWAY (FINANCIAL COMMITMENT) AMENDMENT ACT 2001 (Act No. 3 of 2001): DAY OF COMMENCEMENT

Proclamation By The Governor

(L.S.) E. J. NEAL

WITH the advice and consent of the Executive Council, I fix 29 March 2001 as the day on which the *Alice Springs to Darwin Railway (Financial Commitment) Amendment Act 2001* will come into operation.

Given under my hand and the Public Seal of South Australia, at Adelaide, 29 March 2001.

By command,

DEAN BROWN, for Premier

CROWN LANDS ACT 1929 SECTION 5AA(1)(d): HUNDRED OF KONGORONG—LAND FREED FROM TRUST

Proclamation By The Governor

(L.S.) E. J. NEAL

Preamble

1. The following land is held in trust as a site for a church:

Section 607, Hundred of Kongorong, being the whole of the land contained in Certificate of Title Register Book Volume 5675, Folio 599.

2. The registered proprietor of the land has requested the revocation of the trust.

Proclamation

PURSUANT to section 5AA(1)(d) of the *Crown Lands Act 1929* and with the advice and consent of the Executive Council, I free the land defined in the preamble from the trust referred to in the preamble.

Given under my hand and the Public Seal of South Australia, at Adelaide, 29 March 2001.

By command,

DEAN BROWN, for Premier

EH 01/0015 CS

DEVELOPMENT (SYSTEM IMPROVEMENT PROGRAM) AMENDMENT ACT 2000 (Act No. 88 of 2000): DAY OF COMMENCEMENT

Proclamation By The Governor

(L.S.) E. J. NEAL

WITH the advice and consent of the Executive Council, I—

(a) fix 2 April 2001 as the day on which the *Development (System Improvement Program) Amendment Act 2000* will come into operation; and

(b) suspend the operation of sections 23, 25, 27, 28 and 29, and clause 4 of Schedule 1, of that Act until a day or days to be fixed by subsequent proclamation.

Given under my hand and the Public Seal of South Australia, at Adelaide, 29 March 2001.

By command,

DEAN BROWN, for Premier

MFTUP 29/99 CS

Department of the Premier and Cabinet
Adelaide, 29 March 2001

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Wilderness Advisory Committee, pursuant to the provisions of the Wilderness Protection Act 1992:

Member: (from 29 March 2001 until 28 March 2003)

Charles Eric Maynard Bills
Joan Gwendolyn Gibbs
Robert George Lesslie
Garry Colin Thompson

Deputy Member: (from 29 March 2001 until 28 March 2003)

Delene Weber (Deputy to Gibbs)
Danielle Sue Taylor (Deputy to Lesslie)
Donald Ransom (Deputy to Thompson)

Presiding Member: (from 29 March 2001 until 28 March 2003)

Charles Eric Maynard Bills

Deputy Presiding Member: (from 29 March 2001 until 28 March 2003)

James Terence Puckridge

By command,

DEAN BROWN, for Premier

MEH 0016/01CS

Department of the Premier and Cabinet
Adelaide, 29 March 2001

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the South Australian Housing Trust Board of Management, pursuant to the provisions of the South Australian Housing Trust Act 1995:

Member: (from 30 March 2001 until 29 March 2004)

Karen Thomas

By command,

DEAN BROWN, for Premier

MHS 23/98CS

Department of the Premier and Cabinet
Adelaide, 29 March 2001

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Adelaide Festival Corporation Board, pursuant to the provisions of the Adelaide Festival Corporation Act 1998:

Member: (from 1 April 2001 until 31 March 2004)
Colin Dunsford

Member: (from 1 April 2001 until 31 March 2002)
Nicola Rosemary Downer

Member: (from 5 April 2001 until 31 March 2004)
John Thomas Hill

By command,

DEAN BROWN, for Premier

ACD 024/94TC1CS

ACD 024/94TC2CS

Department of the Premier and Cabinet
Adelaide, 29 March 2001

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the South Eastern Water Conservation and Drainage Board, pursuant to the

provisions of the South Eastern Water Conservation and Drainage Act 1992:

Member: (from 29 March 2001 until 23 October 2002)
Pitre Julian Desmazures

Deputy Presiding Member: (from 29 March 2001 until 23 October 2002)
Manfred Hans Stadter

Presiding Member: (from 29 March 2001 until 23 October 2002)
Pitre Julian Desmazures

By command,
DEAN BROWN, for Premier

MWR 0010/01CS

Department of the Premier and Cabinet
Adelaide, 29 March 2001

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the Lotteries Commission of South Australia, pursuant to the provisions of the State Lotteries Act 1966:

Member: (from 1 April 2001 until 31 March 2002)
Susan Claire Biggs
John Maurice Patten
Philip Hugh Plummer
Douglas Peter LeMessurier

Chairperson: (from 1 April 2001 until 31 March 2002)
Susan Claire Biggs

By command,
DEAN BROWN, for Premier

MGE 017/01CS

Department of the Premier and Cabinet
Adelaide, 29 March 2001

HIS Excellency the Governor in Executive Council has been pleased to appoint Graham McLennan Scott as South Australian Independent Pricing and Access Regulator for the purpose of the Gas Pipeline Access (South Australia) Act 1997 for a period of 3 years commencing on 29 March 2001 upon the terms and conditions set out pursuant to the Gas Pipelines Access (South Australia) Act 1997.

By command,
DEAN BROWN, for Premier

MME 014/2001CS

Department of the Premier and Cabinet
Adelaide, 29 March 2001

HIS Excellency the Governor in Executive Council has been pleased to appoint James Malcolm Alyn Cramond to act as a Judge of the District Court of South Australia for a period from 17 April 2001 to 1 June 2001 inclusive, pursuant to section 12 (3) of the District Court Act 1991.

By command,
DEAN BROWN, for Premier

ATTG 19/99T1CS

Department of the Premier and Cabinet
Adelaide, 29 March 2001

HIS Excellency the Governor in Executive Council has been pleased to designate James Malcolm Alyn Cramond as a Judge of the Licensing Court for the period 17 April 2001 to 1 June 2001 inclusive, pursuant to section 15 (1) of the Liquor Licensing Act 1997.

By command,
DEAN BROWN, for Premier

ATTG 19/99T1CS

Department of the Premier and Cabinet
Adelaide, 29 March 2001

HIS Excellency the Governor in Executive Council has been pleased to designate the persons listed as members of the Environment, Resources and Development Court from 29 March 2001, pursuant to section 9 of the Environment, Resources and Development Court Act 1993:

Alan Peter Moss
Andrew James Cannon
Christopher Charles Vass
Kym Andrew Millard
Kelvyn John Prescott
David Cyril Gurry
Charles Graham Eardley
Jonathan Romilly Harry
Jacynth Elizabeth Sanders
Richard Dutton Brown
Anthony Ralph Newman
Kym Boxall
Lyndhurst William Arthur Myers
Grantley Bruce Harris
Garry Francis Hiskey
Frederick Robert Field
Kevin Clive Rogers
Victor Kent Patrick
Theodore Iuliano
Garry Clive Gumpf
Michael Esmond Frederick
Roseanne Helen McInnes
Alfio Anthony Grasso
Brian Kevin Deegan
Kevin Phillip Edgecombe
Richard Henry Kleinig
Susan Elizabeth O'Connor
Stefan Peter Metanomski
Ruth Frances Hayes
Derek Sprod
Elizabeth Bolton
Joseph Marcus Baldino

By command,
DEAN BROWN, for Premier

ATTG 36/93CS

Department of the Premier and Cabinet
Adelaide, 29 March 2001

HIS Excellency the Governor in Executive Council has been pleased to declare the 'Port Adelaide Enfield (City) Development Plan—Telecommunication Facilities and Minor Amendments Plan Amendment' to be an authorised Plan Amendment and fix 29 March 2001 as the day on which it will come into operation, pursuant to section 27 (1) of the Development Act 1993.

By command,
DEAN BROWN, for Premier

MTUP-PL 57/00CS

Department of the Premier and Cabinet
Adelaide, 29 March 2001

HIS Excellency the Governor in Executive Council has been pleased to declare the 'City of Holdfast Bay Development Plan—Local Heritage Plan Amendment' to be an authorised Plan Amendment and fix 29 March 2001 as the day on which it will come into operation, pursuant to section 27 (1) of the Development Act 1993.

By command,
DEAN BROWN, for Premier

MTUP-PL 0010/01CS

CROWN LANDS ACT 1929: SECTION 5

TAKE NOTICE that pursuant to the Crown Lands Act 1929, I, PETER MACLAREN KENTISH, Surveyor-General and Delegate appointed by IAIN EVANS, Minister for Environment and Heritage, Minister of the Crown to whom the administration of the Crown Lands Act 1929 is committed DO HEREBY dedicate the Crown Land defined in The Schedule as a Community Purposes Reserve and declare that such land shall be under the care, control and management of The District Council of Tatiara.

The Schedule

Section 868, Hundred of Tatiara, County of Buckingham, exclusive of all necessary roads, being the whole of the land comprised in Crown Record Volume 5839 Folio 112.

Dated 27 March 2001.

P. M. KENTISH, Surveyor-General

DENR 09/0874

CROWN LANDS ACT 1929: SECTION 5

TAKE NOTICE that pursuant to the Crown Lands Act 1929, I, PETER MACLAREN KENTISH, Surveyor-General and Delegate appointed by IAIN EVANS, Minister for Environment and Heritage, Minister of the Crown to whom the administration of the Crown Lands Act 1929 is committed DO HEREBY dedicate the Crown Land defined in The Schedule as a Conservation Reserve (Bunkers Conservation Reserve) and declare that such land shall be under the care, control and management of the Yellow Footed Rock Wallaby Association Incorporated, subject to the various conditions as stipulated in the Memorandum of Agreement signed on 28 December 2000, between the Minister for Environment and Heritage and the Yellow Footed Rock Wallaby Association Incorporated.

The Schedule

Allotment 100 of DP 55290, Out of Hundreds (Parachilna), exclusive of all necessary roads.

Dated 27 March 2001.

P. M. KENTISH, Surveyor-General

DENR 25/0159 Pt 1

DEVELOPMENT ACT 1993, SECTION 27 (1): PORT ADELAIDE ENFIELD (CITY) DEVELOPMENT PLAN—TELECOMMUNICATION FACILITIES AND MINOR AMENDMENTS PLAN AMENDMENT

Preamble

The Minister for Transport and Urban Planning has approved the amendment entitled 'Port Adelaide Enfield (City) Development Plan—Telecommunication Facilities and Minor Amendments Plan Amendment' (the Plan Amendment) and has referred it to the Governor.

NOTICE

PURSUANT to section 27 (1) of the Development Act 1993, I, the Governor with the advice and consent of the Executive Council, declare the Plan Amendment to be an authorised Plan Amendment and fix 29 March 2001, as the day on which it will come into operation.

Dated 29 March 2001.

E. J. NEAL, Governor

MTUP CAB 57/00

DEVELOPMENT ACT 1993, SECTION 27 (1): CITY OF HOLDFAST BAY DEVELOPMENT PLAN—LOCAL HERITAGE PLAN AMENDMENT

Preamble

The Minister for Transport and Urban Planning has approved the amendment entitled 'City of Holdfast Bay Development Plan—Local Heritage Plan Amendment' (the Plan Amendment) and has referred it to the Governor.

NOTICE

PURSUANT to section 27 (1) of the Development Act 1993, I, the Governor with the advice and consent of the Executive Council, declare the Plan Amendment to be an authorised Plan Amendment and fix 29 March 2001, as the day on which it will come into operation.

Dated 29 March 2001.

E. J. NEAL, Governor

MTUP CAB 10/01CS

DEVELOPMENT ACT 1993
SECTION 29(2)(a)

AMENDMENT TO THE PORT LINCOLN (CITY)
COUNCIL DEVELOPMENT PLAN

Preamble

It is necessary to amend the Port Lincoln (City) Development Plan dated 1 February 2001.

NOTICE

Pursuant to Section 29(2)(a) of the Development Act 1993, I, Diana Laidlaw, being the Minister administering the Act, amend:

The Port Lincoln (City) Development Plan dated 1 February 2001 is to be amended as follows:

COUNCIL WIDE

Page	Current Reference	To Read
21	Map PtL/1.	Map PtL/1 (Overlay 1).
22	Map PtL/1. (appears twice)	Map PtL/1 (Overlay 1). (appears twice)
27	Maps PtL/1 to 6.	Maps PtL/3 to 11.
52	Map PtL/1.	Map PtL/1 (Overlay 1).

ZONES AND POLICY AREAS

Page	Current Reference	To Read
65	Map PtL/4,5,6,7,8,9 and 10.	Map PtL/3 to 10.
66	Lincoln Central Policy Area	Lincoln Central Policy Area (Policy Area 9)
	Kirton Point Policy Area	Kirton Point Policy Area (Policy Area 10)
	Maps PtL/13 and 19,	Maps PtL/13,19,21 and 22,
67	Southern Policy Area	Southern Policy Area (Policy Area 11)
71	Lincoln Heights Rural Living (Area 5) (appears twice)	Lincoln Heights Rural Living (Area 12) (appears twice)
	Map PtL/2.	Map PtL/14 to 17.
72	Lincoln Harbor (Area 6) (appears three times)	Lincoln Harbor (Area 13) (appears three times)
	Map PtL/2.	Map PtL/19.

73	Mortlock Terrace (Area 7) (appears twice)	Mortlock Terrace (Area 14) (appears twice)
	Map PtL/2.	Maps PtL/16,18 and 19.
74	Adelaide Wallaroo (Area 8) (appears twice)	Adelaide Wallaroo (Area 15) (appears twice)
	Map PtL/2.	Maps PtL/18 and 19.
75	Racecourse (Area 9) (appears twice)	Racecourse (Area 16) (appears twice)
	Map PtL/2.	Maps PtL/13,18,20 and 21.
76	Proper Bay Road (Area 10) (appears twice)	Proper Bay Road (Area 17) (appears twice)
	Maps PtL/2.	Maps PtL/18 and 20.
77	Lincoln Fringe (Area 11) (appears twice)	Lincoln Fringe (Area 18) (appears twice)
	Map PtL/2.	Maps PtL/13 to 18 and 20.
78	Maps PtL/3 and 4	Maps PtL/16 and 19
	Map PtL/4. [in Retail Core (Area 1)]	Maps PtL/16 and 19.
	Map PtL/4. [in Lincoln Place (Area 2)]	Maps PtL/16 and 19.
79	Map PtL/4. [in Boston (Area 3)]	Map PtL/19.
	Map PtL/4. [in Tasman Terrace (Area 4)]	Maps PtL/16 and 19.
	Map PtL/4. [in Foreshore (Area 5)]	Maps PtL/16 and 19.
80	Map PtL/4. [in Porter Street (Area 6)]	Map PtL/19.
	Map PtL/4. [in Edinburgh Street (Area 7)]	Maps PtL/16 and 19.
81	Map PtL/6.	Map PtL/10.
82	Lincoln Cove policy Area 12	Lincoln Cove policy Area 19
	Maps PtL/6 and PtL/7.	Maps PtL/8,9,10 and 21.
84	Lincoln Cove Policy Area 12 (appears twice)	Lincoln Cove Policy Area 19 (appears twice)
86	Map PtL/6.	Map PtL/9.
89	Map PtL/6.	Map PtL/9.
92	Map PtL/6.	Maps PtL/9 and 10.
93	Map PtL/5.	Map PtL/1 (Overlay 1) (Enlargement B).
94	Map PtL/6.	Map PtL/9.
96	Map PtL/2.	Maps PtL/3,9 and 10.
97	Map PtL/6.	Maps PtL/9 and 10.
98	Map PtL/2.	Map PtL/11.

TABLES

Page	Current Reference	To Read
100	TABLE PtL/1	TABLE PtL/1 CONDITIONS APPLYING TO COMPLYING DEVELOPMENT

Dated 29 March 2001.

DIANA LAIDLAW, Minister for Transport and Urban Planning

MISCELLANEOUS LEGISLATION AND GOVERNMENT PUBLICATIONS PRICES AS FROM 1 JULY 2000

Acts, Bills, Rules, Parliamentary Papers and Regulations						
Pages	Main	Amends	Pages	Main	Amends	
1-16	1.80	0.80	497-512	26.25	25.25	
17-32	2.55	1.60	513-528	27.00	26.00	
33-48	3.25	2.35	529-544	27.75	26.75	
49-64	4.15	3.10	545-560	28.50	27.75	
65-80	4.90	4.00	561-576	29.25	28.50	
81-96	5.60	4.70	577-592	30.25	29.00	
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145-160	8.90	7.85	641-656	33.25	32.25	
161-176	9.70	8.70	657-672	33.75	33.00	
177-192	10.40	9.50	673-688	35.00	33.75	
193-208	11.20	10.30	689-704	35.75	34.75	
209-224	12.00	11.00	705-720	36.25	35.50	
225-240	12.70	11.80	721-736	37.50	36.00	
241-257	13.60	12.50	737-752	38.00	37.00	
258-272	14.40	13.30	753-768	39.00	37.50	
273-288	15.20	14.20	769-784	39.50	38.75	
289-304	15.90	14.90	785-800	40.25	39.50	
305-320	16.70	15.70	801-816	41.00	40.00	
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433-448	23.00	22.00	929-944	47.50	46.50	
449-464	23.90	22.80	945-960	48.50	47.00	
465-480	24.50	23.60	961-976	49.00	48.00	
481-496	25.25	24.30	977-992	50.00	48.50	

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Incorporation	16.30	Discontinuance Place of Business	21.30
Intention of Incorporation	40.25	Land—Real Property Act:	
Transfer of Properties	40.25	Intention to Sell, Notice of.....	40.25
Attorney, Appointment of.....	32.00	Lost Certificate of Title Notices	40.25
Bailiff's Sale	40.25	Cancellation, Notice of (Strata Plan).....	40.25
Cemetery Curator Appointed.....	23.90	Mortgages:	
Companies:		Caveat Lodgment.....	16.30
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Ceasing to Carry on Business	23.90	Transfer of	16.30
Declaration of Dividend.....	23.90	Sublet.....	8.20
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Lost Share Certificates:		Lost Treasury Receipts (3 insertions) each.....	23.90
First Name.....	23.90	Licensing	47.50
Each Subsequent Name	8.20	Municipal or District Councils:	
Meeting Final.....	26.75	Annual Financial Statement—Forms 1 and 2	451.00
Meeting Final Regarding Liquidator's Report on		Electricity Supply—Forms 19 and 20.....	319.00
Conduct of Winding Up (equivalent to 'Final		Default in Payment of Rates:	
Meeting')		First Name	64.00
First Name.....	32.00	Each Subsequent Name.....	8.20
Each Subsequent Name	8.20	Noxious Trade	23.90
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Call.....	40.25	Petitions (small)	16.30
Change of Name.....	16.30	Registered Building Societies (from Registrar-	
Creditors.....	32.00	General).....	16.30
Creditors Compromise of Arrangement	32.00	Register of Unclaimed Moneys—First Name.....	23.90
Creditors (extraordinary resolution that 'the Com-		Each Subsequent Name	8.20
pany be wound up voluntarily and that a liquidator		Registers of Members—Three pages and over:	
be appointed').....	40.25	Rate per page (in 8pt)	204.00
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Restored Name.....	30.25	column line, tabular one-third extra.	
Petition to Supreme Court for Winding Up.....	55.50	Notices by Colleges, Universities, Corporations and District	
Summons in Action.....	47.50	Councils to be charged at \$2.25 per line.	
Order of Supreme Court for Winding Up Action.....	32.00	Where the notice inserted varies significantly in length from	
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FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00052
(PREVIOUS LICENCE NO. F588)

*Licence to Farm Fish under section 53 of the Fisheries
Act 1982*

THE Minister for Primary Industries and Resources ('the Minister') hereby grants to:

David J. Buckland (14411)
Michael R. Coates (14409)
Jillian L. Coates (14410)
6 Playford Road
Mitcham, S.A. 5062

a licence to occupy and use the waters and airspace over the land specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 July 2000 and ending, subject to any earlier termination under this licence, on 30 June 2001 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. *Marked-off Areas*

- 1.1 Subject to section 53A of the Fisheries Act 1982, this licence does not entitle the licensee to exclusive rights of entry to and occupation of the site. The rights granted by this licence are exercisable by the licensee in common with any other occupiers of the site from time to time.
- 1.2 For the purposes of section 53A of the Fisheries Act 1982, the marked-off areas within the site are that area or those areas marked-off or indicated in the manner set out in Item 2 of Schedule 1 of this licence.

2. *Permitted Species*

The licensee:

- 2.1 must not farm or introduce any species at the site other than the permitted species referred to in Schedule 2; and
- 2.2 must not take any wild fish from the site except for recreational purposes.

3. *Permitted Use*

The licensee must not use the site for any purpose other than the permitted use.

4. *Permitted Methods*

- 4.1 The licensee must, in undertaking the permitted use, take all reasonable and practicable measures to prevent or minimise damage to the environment. Without limiting the generality of the foregoing, the licensee:
 - 4.1.1 must ensure the total length of each unit does not exceed 3 km of longline on 1 km of racking per hectare, and each unit must be at least 5 m from any other unit;
 - 4.1.2 must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the site;
 - 4.1.3 must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister;
 - 4.1.4 must undertake an environmental monitoring program approved by the Minister and as specified in Clause 4.3;
 - 4.1.5 must not introduce the permitted species to the site before the approval of the environmental monitoring program referred to in 4.1.4 by the Minister;
 - 4.1.6 must comply with the schedule of reporting for the environmental monitoring program as prescribed in Schedule 6 and submit the final results of the environmental monitoring program to the Minister 30 days before expiry of the term of this licence;

4.2 *SASQAP*

- 4.2.1 It is a condition of your licence to farm bivalve molluscs that only shellfish from areas Classified

under the South Australian Shellfish Quality Assurance Program (SASQAP) may be sold for human consumption.

- 4.2.2 The licensee must continue to meet all the regulations required under the Food Standards Code to produce a product safe for human consumption.

- 4.3 The licensee must submit a draft environmental monitoring program to the Minister for approval within 60 days of the grant of the licence by the Minister. The draft environmental monitoring program must include the qualifications and experience of the person(s) designing and undertaking the program and address the matters listed in Schedule 5.

5. *Marking and Maintaining the Site*

The licensee:

- 5.1 must ensure that the site is maintained in a good, tidy and safe condition to the satisfaction of the Minister;
- 5.2 must remove and lawfully dispose of any waste or debris on the site as soon as is reasonably practicable and in particular must comply with any guidelines issued from time to time by the Minister in relation to the removal from the site of any unhealthy or dead fish;
- 5.3 must maintain all buoys, crosses, and markers on the site in good condition and in accordance with the colours specified in Schedule 1 of this licence; and
- 5.4 must mark the site boundary in accordance with the requirements of the Minister for Transport.

6. *Site Inspection and Supervision*

The licensee:

- 6.1 must at all times permit the Minister, his employees, agents or contractors or any employees, agents or contractors of the Crown to enter the site for the purposes of inspecting the site, the sea floor and the flora and fauna on or in the vicinity of the site; and
- 6.2 must comply with all reasonable directions of any such person authorised by the Director of Fisheries to inspect the conduct of the licensee's activities at the site.

7. *Fees and Returns*

The licensee:

- 7.1 must pay to the Minister the licence fee in accordance with Item 1 of Schedule 3 of this licence;
- 7.2 must on or before 31 January and 31 July during the term, submit to the Minister a return supplying all of the information described in Schedule 4 of this licence.

8. *Public Risk Insurance*

The licensee must at its own cost during the term maintain in full force and effect in respect of the site and the permitted use a policy of public risk insurance in the joint names of the licensee and the Minister. The limits of public risk must not be less than the amount specified in Item 2 of Schedule 3 of this licence, or such other amount as the Minister may from time to time reasonably require. A policy of insurance or copy thereof or a certificate of insurance must be produced by the licensee to the Minister on written request.

9. *Guarantee or Indemnity Scheme*

The licensee must either:

- 9.1 provide a guarantee from its bankers to the amount specified in Item 3 of Schedule 3; or
- 9.2 contribute to an indemnity scheme established for the aquaculture and fisheries industry and approved by the Minister,

to and in favour of and for the benefit of the Minister by way of security for the due and punctual performance by the licensee of the terms and conditions of this licence and in particular the obligations of the licensee to rehabilitate the site immediately prior to the expiration or sooner determination of the term of this licence. Such guarantee or indemnity scheme must have effect from the date of commencement of the term.

10. *No Assignment*

The licensee must not assign or sublet or deal in any other way with any interest in this licence.

11. *Variation and Cancellation*

- 11.1 The Minister may without prior notice vary or cancel this licence immediately during the term for the purposes of preventing or minimising any damage or threat of damage to the environment. For the purpose of this condition the Minister may have regard to but is not limited by the following considerations:
 - 11.1.1 the results of monitoring undertaken pursuant to Clause 4.1.5;
 - 11.1.2 the results of any other monitoring as may from time to time be carried out; or
 - 11.1.3 such other relevant information within the knowledge of the Minister.
- 11.2 Subject to and without limiting Condition 13.1, in the event of breach by the licensee of any term or condition of this licence, the Minister may:
 - 11.2.1 give to the licensee written notice of such breach and the Minister's requirements for rectification thereof; or
 - 11.2.2 cancel this licence for failure to comply with such requirements for rectification.
- 11.3 The Minister may cancel this licence if the licensee is a body corporate, and any of the following occur:
 - 11.3.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
 - 11.3.2 an order is made for the winding up or liquidation of the licensee;
 - 11.3.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;
 - 11.3.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or
 - 11.3.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets.
- 11.4 The Minister may cancel this licence if the licensee is an individual, and the licensee:
 - 11.4.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or
 - 11.4.2 is convicted of an indictable offence.
- 11.5 Cancellation of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

Granted by the General Manager Aquaculture, delegate for the purposes of section 53 of the Minister responsible for administration of the Fisheries Act 1982, on 26 March 2001.

I. NIGHTINGALE, General Manager Aquaculture

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
531174E 6178367N	5
531174E 6178492N	
531574E 6178492N	
531574E 6178367N	

All St Andrew's crosses must be marked with the site's unique 'FM number'; that is, the licence number.

Item 2—Marked-off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee].

White buoys, each of at least 12 inches in diameter, must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1—Permitted Species

The Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule:

Pacific Oysters (*Crassostrea gigas*)

Item 2—Permitted Farming Methods

Longlines

The total length of each unit must not exceed 3 km of longline not less than 3 m apart, or 1 km for racking per hectare, and each unit must be at least 5 m from any other unit.

SCHEDULE 3

Item 1—Fees

Annual licence fees are:

	\$
FRDC Levy per hectare 5 at \$9.50 each	47.50
EMP Fee per hectare 5 at \$17.70 each.....	88.50
Base Licence Fee per hectare 5 at \$66 each	330.00
SASQAP (Classified Area) per hectare 5 at \$80 each	400.00
Total Annual Licence Fee	866.00
Quarterly Instalments.....	216.50

Item 2—Insurance

Ten million dollars (\$10 000 000).

Item 3—Guarantee

Ten thousand dollars (\$10 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o General Manager Aquaculture SA, 14th Floor, 25 Grenfell Street, G.P.O. Box 1625, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

1. Name of licensee.
2. Address of licensee.
3. Species of fish farmed and held on the site.
4. Location of aquaculture operation.
5. Period covered by return.
6. Number of life stage of each species of fish held.
7. Number, weight and value of each species of fish held.
8. Details of any disease detected in any fish kept.
9. Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
10. If any fish were brought into the State, the number of fish and the life stage of the fish.
11. If fish were brought into the State, the purpose for which they were brought in.
12. Method of disposal of water and packaging use for transporting the fish.
13. If any disease or symptom of disease occurred in the acquired fish.
14. Method of disposal of diseased or dead fish and the number disposed of.
15. Signature, date and telephone number.
16. Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

SCHEDULE 5

Environmental Monitoring Program

MATTERS TO BE ADDRESSED

The monitoring program should address the following matters in relation to the permitted use:

Farm Management

1. Approximate layout of all structures on the site during the term including location, number and size.
2. Growth and condition of the permitted species.
3. Occurrence of disease incidents in the permitted species.

Water Quality

1. Phytoplankton including species composition and abundance.
2. Status of the site under the South Australian Shellfish Quality Assurance Program during the term (including closures).

Feral Oysters

Presence and numbers of feral oysters.

Benthic Sediments

1. Sedimentation.
2. Movement of sand.

Benthic Fauna and Flora

Benthic macro-flora communities including composition, distribution and abundance.

METHODOLOGY

Draft Environmental Monitoring Program

The draft environmental monitoring program should include an initial assessment of the site and analyse the variability of parameters to be measured to identify appropriate numbers of replicates and sample sizes for statistical rigour.

Control Sites

In addition to the site, the draft environmental monitoring program should identify appropriate control sites at which monitoring will occur. At least two controls should be identified at increasing distance from the site. At least one control site must be located more than 1 km from the site.

Video Transects

Video transects should be used to assess broad scale changes in sediment consistency, presence of farming waste and the composition and abundance of macro-flora communities.

Video transects must be collected using equipment capable of producing a clear and well lit image. Transects must be at least 50 m long and a scale must be clearly visible on the video at all times. The location of video transects must be identified on a map attached to the environmental monitoring report. Each transect must be identified on the video with a unique transect number.

Report

The environmental monitoring report must be legible and contain a declaration regarding the authenticity and source of all data and results contained in the report. This declaration must be signed by the licence holder and the person(s) conducting the monitoring program.

The report must include an assessment of the results of the monitoring program against the provisions of the Environment Protection (Marine) Policy 1994, and must be accompanied by all raw data, video footage and diver notes.

SCHEDULE 6

Schedule of Environmental Monitoring Reports

The licensee must submit a final environmental monitoring program report within 12 months of the commencement of this licence to the Minister, c/o General Manager Aquaculture SA, 14th Floor, 25 Grenfell Street, G.P.O. Box 1625, Adelaide, S.A. 5000.

FISHERIES ACT 1982: SECTION 53

TAKE note that the licence to farm fish made under section 53 of the Fisheries Act 1982, and published in the *South Australian Government Gazette*, dated 11 September 2000, on page number 1925, being the second notice on that page, through to page number 1928 and referring to David J. Buckland, Michael R. Coates and Jillian L. Coates is hereby revoked.

Dated 26 March 2001.

I. NIGHTINGALE, General Manager Aquaculture as the delegate of the Minister for Primary Industries

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00139
(PREVIOUS LICENCE NO. F816)

Licence to Farm Fish under section 53 of the Fisheries Act 1982

THE Minister for Primary Industries and Resources ('the Minister') hereby grants to:

Kym L. Clarke (12170)
32 Victoria Crescent
Port Lincoln, S.A. 5606

a licence to occupy and use the waters and airspace over the land specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 July 2000 and ending, subject to any earlier termination under this licence, on 30 June 2001 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. *Marked-off Areas*

- 1.1 Subject to section 53A of the Fisheries Act 1982, this licence does not entitle the licensee to exclusive rights of entry to and occupation of the site. The rights granted by this licence are exercisable by the licensee in common with any other occupiers of the site from time to time.
- 1.2 For the purposes of section 53A of the Fisheries Act 1982, the marked-off areas within the site are that area or those areas marked-off or indicated in the manner set out in Item 2 of Schedule 1 of this licence.

2. *Permitted Species*

The licensee:

- 2.1 must not farm or introduce any species at the site other than the permitted species referred to in Schedule 2; and
- 2.2 must not take any wild fish from the site except for recreational purposes.

3. *Permitted Use*

The licensee must not use the site for any purpose other than the permitted use.

4. *Permitted Methods*

- 4.1 The licensee must, in undertaking the permitted use, take all reasonable and practicable measures to prevent or minimise damage to the environment. Without limiting the generality of the foregoing, the licensee:
 - 4.1.1 must ensure the total length of each unit does not exceed 3 km of longline on 1 km of racking per hectare, and each unit must be at least 5 m from any other unit;
 - 4.1.2 must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the site;
 - 4.1.3 must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister;
 - 4.1.4 must undertake an environmental monitoring program approved by the Minister and as specified in Clause 4.3;

4.1.5 must not introduce the permitted species to the site before the approval of the environmental monitoring program referred to in 4.1.4 by the Minister;

4.1.6 must comply with the schedule of reporting for the environmental monitoring program as prescribed in Schedule 6 and submit the final results of the environmental monitoring program to the Minister 30 days before expiry of the term of this licence;

4.2 SASQAP

4.2.1 It is a condition of your licence to farm bivalve molluscs that only shellfish from areas Classified under the South Australian Shellfish Quality Assurance Program (SASQAP) may be sold for human consumption.

4.2.2 The licensee must continue to meet all the regulations required under the Food Standards Code to produce a product safe for human consumption.

4.3 The licensee must submit a draft environmental monitoring program to the Minister for approval within 60 days of the grant of the licence by the Minister. The draft environmental monitoring program must include the qualifications and experience of the person(s) designing and undertaking the program and address the matters listed in Schedule 5.

5. Marking and Maintaining the Site

The licensee:

5.1 must ensure that the site is maintained in a good, tidy and safe condition to the satisfaction of the Minister;

5.2 must remove and lawfully dispose of any waste or debris on the site as soon as is reasonably practicable and in particular must comply with any guidelines issued from time to time by the Minister in relation to the removal from the site of any unhealthy or dead fish;

5.3 must maintain all buoys, crosses, and markers on the site in good condition and in accordance with the colours specified in Schedule 1 of this licence; and

5.4 must mark the site boundary in accordance with the requirements of the Minister for Transport.

6. Site Inspection and Supervision

The licensee:

6.1 must at all times permit the Minister, his employees, agents or contractors or any employees, agents or contractors of the Crown to enter the site for the purposes of inspecting the site, the sea floor and the flora and fauna on or in the vicinity of the site; and

6.2 must comply with all reasonable directions of any such person authorised by the Director of Fisheries to inspect the conduct of the licensee's activities at the site.

7. Fees and Returns

The licensee:

7.1 must pay to the Minister the licence fee in accordance with Item 1 of Schedule 3 of this licence;

7.2 must on or before 31 January and 31 July during the term, submit to the Minister a return supplying all of the information described in Schedule 4 of this licence.

8. Public Risk Insurance

The licensee must at its own cost during the term maintain in full force and effect in respect of the site and the permitted use a policy of public risk insurance in the joint names of the licensee and the Minister. The limits of public risk must not be less than the amount specified in Item 2 of Schedule 3 of this licence, or such other amount as the Minister may from time to time reasonably require. A policy of insurance or copy thereof or a certificate of insurance must be produced by the licensee to the Minister on written request.

9. Guarantee or Indemnity Scheme

The licensee must either:

9.1 provide a guarantee from its bankers to the amount specified in Item 3 of Schedule 3; or

9.2 contribute to an indemnity scheme established for the aquaculture and fisheries industry and approved by the Minister,

to and in favour of and for the benefit of the Minister by way of security for the due and punctual performance by the licensee of the terms and conditions of this licence and in particular the obligations of the licensee to rehabilitate the site immediately prior to the expiration or sooner determination of the term of this licence. Such guarantee or indemnity scheme must have effect from the date of commencement of the term.

10. No Assignment

The licensee must not assign or sublet or deal in any other way with any interest in this licence.

11. Variation and Cancellation

11.1 The Minister may without prior notice vary or cancel this licence immediately during the term for the purposes of preventing or minimising any damage or threat of damage to the environment. For the purpose of this condition the Minister may have regard to but is not limited by the following considerations:

11.1.1 the results of monitoring undertaken pursuant to Clause 4.1.5;

11.1.2 the results of any other monitoring as may from time to time be carried out; or

11.1.3 such other relevant information within the knowledge of the Minister.

11.2 Subject to and without limiting Condition 13.1, in the event of breach by the licensee of any term or condition of this licence, the Minister may:

11.2.1 give to the licensee written notice of such breach and the Minister's requirements for rectification thereof; or

11.2.2 cancel this licence for failure to comply with such requirements for rectification.

11.3 The Minister may cancel this licence if the licensee is a body corporate, and any of the following occur:

11.3.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;

11.3.2 an order is made for the winding up or liquidation of the licensee;

11.3.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;

11.3.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or

11.3.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets.

11.4 The Minister may cancel this licence if the licensee is an individual, and the licensee:

11.4.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or

11.4.2 is convicted of an indictable offence.

11.5 Cancellation of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

Granted by the General Manager Aquaculture, delegate for the purposes of section 53 of the Minister responsible for administration of the Fisheries Act 1982, on 26 March 2001.

I. NIGHTINGALE, General Manager Aquaculture

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
532786E 6176013N	1
532876E 6175963N	
532857E 6175864N	
532766E 6175913N	

All *St Andrew's crosses* must be marked with the site's unique 'FM number'; that is, the licence number.

Item 2—Marked-off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee].

White buoys, each of at least 12 inches in diameter, must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1—Permitted Species

The Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule:

Native Oysters (*Ostrea angasi*)

Pacific Oysters (*Crassostrea gigas*)

Item 2—Permitted Farming Methods

Longlines

The total length of each unit must not exceed 3 km of longline not less than 3 m apart, or 1 km for racking per hectare, and each unit must be at least 5 m from any other unit.

SCHEDULE 3

Item 1—Fees

Annual licence fees are:

	\$
FRDC Levy per hectare 1 at \$9.50 each	9.50
EMP Fee per hectare 1 at \$17.70 each.....	17.70
Base Licence Fee per hectare 1 at \$66 each.....	66.00
SASQAP (Classified Area) per hectare 1 at \$80 each	80.00
Total Annual Licence Fee	173.20
Quarterly Instalments.....	43.30

Item 2—Insurance

Ten million dollars (\$10 000 000).

Item 3—Guarantee

Ten thousand dollars (\$10 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o General Manager Aquaculture SA, 14th Floor, 25 Grenfell Street, G.P.O. Box 1625, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

1. Name of licensee.
2. Address of licensee.
3. Species of fish farmed and held on the site.
4. Location of aquaculture operation.
5. Period covered by return.
6. Number of life stage of each species of fish held.
7. Number, weight and value of each species of fish held.
8. Details of any disease detected in any fish kept.

9. Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).

10. If any fish were brought into the State, the number of fish and the life stage of the fish.

11. If fish were brought into the State, the purpose for which they were brought in.

12. Method of disposal of water and packaging use for transporting the fish.

13. If any disease or symptom of disease occurred in the acquired fish.

14. Method of disposal of diseased or dead fish and the number disposed of.

15. Signature, date and telephone number.

16. Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

SCHEDULE 5

Environmental Monitoring Program

MATTERS TO BE ADDRESSED

The monitoring program should address the following matters in relation to the permitted use:

Farm Management

1. Approximate layout of all structures on the site during the term including location, number and size.
2. Growth and condition of the permitted species.
3. Occurrence of disease incidents in the permitted species.

Water Quality

1. Phytoplankton including species composition and abundance.
2. Status of the site under the South Australian Shellfish Quality Assurance Program during the term (including closures).

Feral Oysters

Presence and numbers of feral oysters.

Benthic Sediments

1. Sedimentation.
2. Movement of sand.

Benthic Fauna and Flora

Benthic macro-flora communities including composition, distribution and abundance.

METHODOLOGY

Draft Environmental Monitoring Program

The draft environmental monitoring program should include an initial assessment of the site and analyse the variability of parameters to be measured to identify appropriate numbers of replicates and sample sizes for statistical rigour.

Control Sites

In addition to the site, the draft environmental monitoring program should identify appropriate control sites at which monitoring will occur. At least two controls should be identified at increasing distance from the site. At least one control site must be located more than 1 km from the site.

Video Transects

Video transects should be used to assess broad scale changes in sediment consistency, presence of farming waste and the composition and abundance of macro-flora communities.

Video transects must be collected using equipment capable of producing a clear and well lit image. Transects must be at least 50 m long and a scale must be clearly visible on the video at all times. The location of video transects must be identified on a map attached to the environmental monitoring report. Each transect must be identified on the video with a unique transect number.

Report

The environmental monitoring report must be legible and contain a declaration regarding the authenticity and source of all data and results contained in the report. This declaration must be signed by the licence holder and the person(s) conducting the monitoring program.

The report must include an assessment of the results of the monitoring program against the provisions of the Environment Protection (Marine) Policy 1994, and must be accompanied by all raw data, video footage and diver notes.

SCHEDULE 6

Schedule of Environmental Monitoring Reports

The licensee must submit a final environmental monitoring program report within 12 months of the commencement of this licence to the Minister, c/o General Manager Aquaculture SA, 14th Floor, 25 Grenfell Street, G.P.O. Box 1625, Adelaide, S.A. 5000.

FISHERIES ACT 1982: SECTION 53

TAKE note that the licence to farm fish made under section 53 of the Fisheries Act 1982, and published in the *South Australian Government Gazette*, dated 3 November 2000, on page number 2980, being the second notice on that page, through to page number 2983 and referring to Kym L. Clarke is hereby revoked.

Dated 26 March 2001.

I. NIGHTINGALE, General Manager Aquaculture as the delegate of the Minister for Primary Industries

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00317

Licence to Farm Fish under section 53 of the Fisheries Act 1982

THE Minister for Primary Industries and Resources ('the Minister') hereby grants to:

Mark J. Whillas (17144)
Michael Whillas (8926)
Anne Whillas (13022)
7 Blacker Court
Port Lincoln, S.A. 5606

a licence to occupy and use the waters and airspace over the land specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 July 2000 and ending, subject to any earlier termination under this licence, on 30 June 2001 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. *Marked-off Areas*

- 1.1 Subject to section 53A of the Fisheries Act 1982, this licence does not entitle the licensee to exclusive rights of entry to and occupation of the site. The rights granted by this licence are exercisable by the licensee in common with any other occupiers of the site from time to time.
- 1.2 For the purposes of section 53A of the Fisheries Act 1982, the marked-off areas within the site are that area or those areas marked-off or indicated in the manner set out in Item 2 of Schedule 1 of this licence.

2. *Permitted Species*

The licensee:

- 2.1 must not farm or introduce any species at the site other than the permitted species referred to in Schedule 2; and
- 2.2 must not take any wild fish from the site except for recreational purposes.

3. *Permitted Use*

The licensee must not use the site for any purpose other than the permitted use.

4. *Permitted Methods*

- 4.1 The licensee must, in undertaking the permitted use, take all reasonable and practicable measures to prevent or minimise damage to the environment. Without limiting the generality of the foregoing, the licensee:
 - 4.1.1 must ensure the total length of each unit does not exceed 3 km of longline on 1 km of racking per hectare, and each unit must be at least 5 m from any other unit;
 - 4.1.2 must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the site;
 - 4.1.3 must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister;
 - 4.1.4 must undertake an environmental monitoring program approved by the Minister and as specified in Clause 4.3;
 - 4.1.5 must not introduce the permitted species to the site before the approval of the environmental monitoring program referred to in 4.1.4 by the Minister;
 - 4.1.6 must comply with the schedule of reporting for the environmental monitoring program as prescribed in Schedule 6 and submit the final results of the environmental monitoring program to the Minister 30 days before expiry of the term of this licence;

4.2 *SASQAP*

- 4.2.1 It is a condition of your licence to farm bivalve molluscs that only shellfish from areas Classified under the South Australian Shellfish Quality Assurance Program (SASQAP) may be sold for human consumption.
- 4.2.2 The licensee must continue to meet all the regulations required under the Food Standards Code to produce a product safe for human consumption.

- 4.3 The licensee must submit a draft environmental monitoring program to the Minister for approval within 60 days of the grant of the licence by the Minister. The draft environmental monitoring program must include the qualifications and experience of the person(s) designing and undertaking the program and address the matters listed in Schedule 5.

5. *Marking and Maintaining the Site*

The licensee:

- 5.1 must ensure that the site is maintained in a good, tidy and safe condition to the satisfaction of the Minister;
- 5.2 must remove and lawfully dispose of any waste or debris on the site as soon as is reasonably practicable and in particular must comply with any guidelines issued from time to time by the Minister in relation to the removal from the site of any unhealthy or dead fish;
- 5.3 must maintain all buoys, crosses, and markers on the site in good condition and in accordance with the colours specified in Schedule 1 of this licence; and
- 5.4 must mark the site boundary in accordance with the requirements of the Minister for Transport.

6. *Site Inspection and Supervision*

The licensee:

- 6.1 must at all times permit the Minister, his employees, agents or contractors or any employees, agents or contractors of the Crown to enter the site for the purposes of inspecting the site, the sea floor and the flora and fauna on or in the vicinity of the site; and

- 6.2 must comply with all reasonable directions of any such person authorised by the Director of Fisheries to inspect the conduct of the licensee's activities at the site.

7. Fees and Returns

The licensee:

- 7.1 must pay to the Minister the licence fee in accordance with Item 1 of Schedule 3 of this licence;
- 7.2 must on or before 31 January and 31 July during the term, submit to the Minister a return supplying all of the information described in Schedule 4 of this licence.

8. Public Risk Insurance

The licensee must at its own cost during the term maintain in full force and effect in respect of the site and the permitted use a policy of public risk insurance in the joint names of the licensee and the Minister. The limits of public risk must not be less than the amount specified in Item 2 of Schedule 3 of this licence, or such other amount as the Minister may from time to time reasonably require. A policy of insurance or copy thereof or a certificate of insurance must be produced by the licensee to the Minister on written request.

9. Guarantee or Indemnity Scheme

The licensee must either:

- 9.1 provide a guarantee from its bankers to the amount specified in Item 3 of Schedule 3; or
- 9.2 contribute to an indemnity scheme established for the aquaculture and fisheries industry and approved by the Minister,

to and in favour of and for the benefit of the Minister by way of security for the due and punctual performance by the licensee of the terms and conditions of this licence and in particular the obligations of the licensee to rehabilitate the site immediately prior to the expiration or sooner determination of the term of this licence. Such guarantee or indemnity scheme must have effect from the date of commencement of the term.

10. No Assignment

The licensee must not assign or sublet or deal in any other way with any interest in this licence.

11. Variation and Cancellation

- 11.1 The Minister may without prior notice vary or cancel this licence immediately during the term for the purposes of preventing or minimising any damage or threat of damage to the environment. For the purpose of this condition the Minister may have regard to but is not limited by the following considerations:
- 11.1.1 the results of monitoring undertaken pursuant to Clause 4.1.5;
- 11.1.2 the results of any other monitoring as may from time to time be carried out; or
- 11.1.3 such other relevant information within the knowledge of the Minister.
- 11.2 Subject to and without limiting Condition 13.1, in the event of breach by the licensee of any term or condition of this licence, the Minister may:
- 11.2.1 give to the licensee written notice of such breach and the Minister's requirements for rectification thereof; or
- 11.2.2 cancel this licence for failure to comply with such requirements for rectification.
- 11.3 The Minister may cancel this licence if the licensee is a body corporate, and any of the following occur:
- 11.3.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
- 11.3.2 an order is made for the winding up or liquidation of the licensee;
- 11.3.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;

- 11.3.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or

- 11.3.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets.

- 11.4 The Minister may cancel this licence if the licensee is an individual, and the licensee:

- 11.4.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or

- 11.4.2 is convicted of an indictable offence.

- 11.5 Cancellation of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

Granted by the General Manager Aquaculture, delegate for the purposes of section 53 of the Minister responsible for administration of the Fisheries Act 1982, on 26 March 2001.

I. NIGHTINGALE, General Manager Aquaculture

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
531932E 6178384N	2
532092E 6178384N	
532092E 6178259N	
531932E 6178259N	

All *St Andrew's crosses* must be marked with the site's unique 'FM number'; that is, the licence number.

Item 2—Marked-off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee].

White buoys, each of at least 12 inches in diameter, must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1—Permitted Species

The Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule:

Pacific Oysters (*Crassostrea gigas*)

Item 2—Permitted Farming Methods

Racks

The total length of each unit must not exceed 3 km of longline not less than 3 m apart, or 1 km for racking per hectare, and each unit must be at least 5 m from any other unit.

SCHEDULE 3

Item 1—Fees

Annual licence fees are:

	\$
FRDC Levy per hectare 2 at \$9.50 each	19.00
EMP Fee per hectare 2 at \$17.70 each.....	35.40
Base Licence Fee per hectare 2 at \$66 each	132.00
SASQAP (Classified Area) per hectare 2 at \$80 each	160.00
Total Annual Licence Fee	346.40
Quarterly Instalments.....	86.60

Item 2—Insurance

Ten million dollars (\$10 000 000).

Item 3—Guarantee

Ten thousand dollars (\$10 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o General Manager Aquaculture SA, 14th Floor, 25 Grenfell Street, G.P.O. Box 1625, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

1. Name of licensee.
2. Address of licensee.
3. Species of fish farmed and held on the site.
4. Location of aquaculture operation.
5. Period covered by return.
6. Number of life stage of each species of fish held.
7. Number, weight and value of each species of fish held.
8. Details of any disease detected in any fish kept.
9. Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
10. If any fish were brought into the State, the number of fish and the life stage of the fish.
11. If fish were brought into the State, the purpose for which they were brought in.
12. Method of disposal of water and packaging use for transporting the fish.
13. If any disease or symptom of disease occurred in the acquired fish.
14. Method of disposal of diseased or dead fish and the number disposed of.
15. Signature, date and telephone number.
16. Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

SCHEDULE 5

Environmental Monitoring Program

MATTERS TO BE ADDRESSED

The monitoring program should address the following matters in relation to the permitted use:

Farm Management

1. Approximate layout of all structures on the site during the term including location, number and size.
2. Growth and condition of the permitted species.
3. Occurrence of disease incidents in the permitted species.

Water Quality

1. Phytoplankton including species composition and abundance.
2. Status of the site under the South Australian Shellfish Quality Assurance Program during the term (including closures).

Feral Oysters

Presence and numbers of feral oysters.

Benthic Sediments

1. Sedimentation.
2. Movement of sand.

Benthic Fauna and Flora

Benthic macro-flora communities including composition, distribution and abundance.

METHODOLOGY

Draft Environmental Monitoring Program

The draft environmental monitoring program should include an initial assessment of the site and analyse the variability of parameters to be measured to identify appropriate numbers of replicates and sample sizes for statistical rigour.

Control Sites

In addition to the site, the draft environmental monitoring program should identify appropriate control sites at which monitoring will occur. At least two controls should be identified at increasing distance from the site. At least one control site must be located more than 1 km from the site.

Video Transects

Video transects should be used to assess broad scale changes in sediment consistency, presence of farming waste and the composition and abundance of macro-flora communities.

Video transects must be collected using equipment capable of producing a clear and well lit image. Transects must be at least 50 m long and a scale must be clearly visible on the video at all times. The location of video transects must be identified on a map attached to the environmental monitoring report. Each transect must be identified on the video with a unique transect number.

Report

The environmental monitoring report must be legible and contain a declaration regarding the authenticity and source of all data and results contained in the report. This declaration must be signed by the licence holder and the person(s) conducting the monitoring program.

The report must include an assessment of the results of the monitoring program against the provisions of the Environment Protection (Marine) Policy 1994, and must be accompanied by all raw data, video footage and diver notes.

SCHEDULE 6

Schedule of Environmental Monitoring Reports

The licensee must submit a final environmental monitoring program report within 12 months of the commencement of this licence to the Minister, c/o General Manager Aquaculture SA, 14th Floor, 25 Grenfell Street, G.P.O. Box 1625, Adelaide, S.A. 5000.

FISHERIES ACT 1982: SECTION 53

TAKE note that the licence to farm fish made under section 53 of the Fisheries Act 1982, and published in the *South Australian Government Gazette*, dated 21 October 2000, on page number 2135, being the second notice on that page, through to page number 2138 and referring to Mark J. Whillas, Michael Whillas and Anne Whillas is hereby revoked.

Dated 26 March 2001.

I. NIGHTINGALE, General Manager Aquaculture as the delegate of the Minister for Primary Industries

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00020

(PREVIOUS LICENCE NO. F511)

Licence to Farm Fish under section 53 of the Fisheries Act 1982

THE Minister for Primary Industries and Resources ('the Minister') hereby grants to:

Gary J. Olds (12140)
63 Esplanade Avenue
Coffin Bay, S.A. 5607

a licence to occupy and use the waters and airspace over the land specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 April 2000 and ending, subject to any earlier termination under this licence, on 30 June 2001 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. *Marked-off Areas*

- 1.1 Subject to section 53A of the Fisheries Act 1982, this licence does not entitle the licensee to exclusive rights of entry to and occupation of the site. The rights granted by this licence are exercisable by the licensee in common with any other occupiers of the site from time to time.

- 1.2 For the purposes of section 53A of the Fisheries Act 1982, the marked-off areas within the site are that area or those areas marked-off or indicated in the manner set out in Item 2 of Schedule 1 of this licence.

2. Permitted Species

The licensee:

- 2.1 must not farm or introduce any species at the site other than the permitted species referred to in Schedule 2; and
- 2.2 must not take any wild fish from the site except for recreational purposes.

3. Permitted Use

The licensee must not use the site for any purpose other than the permitted use.

4. Permitted Methods

- 4.1 The licensee must, in undertaking the permitted use, take all reasonable and practicable measures to prevent or minimise damage to the environment. Without limiting the generality of the foregoing, the licensee:

- 4.1.1 must ensure the total length of each unit does not exceed 3 km of longline on 1 km of racking per hectare, and each unit must be at least 5 m from any other unit;
- 4.1.2 must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the site;
- 4.1.3 must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister;
- 4.1.4 must undertake an environmental monitoring program approved by the Minister and as specified in Clause 4.3;
- 4.1.5 must not introduce the permitted species to the site before the approval of the environmental monitoring program referred to in 4.1.4 by the Minister;
- 4.1.6 must comply with the schedule of reporting for the environmental monitoring program as prescribed in Schedule 6 and submit the final results of the environmental monitoring program to the Minister 30 days before expiry of the term of this licence;

4.2 SASQAP

- 4.2.1 It is a condition of your licence to farm bivalve molluscs that only shellfish from areas Classified under the South Australian Shellfish Quality Assurance Program (SASQAP) may be sold for human consumption.
- 4.2.2 The licensee must continue to meet all the regulations required under the Food Standards Code to produce a product safe for human consumption.

- 4.3 The licensee must submit a draft environmental monitoring program to the Minister for approval within 60 days of the grant of the licence by the Minister. The draft environmental monitoring program must include the qualifications and experience of the person(s) designing and undertaking the program and address the matters listed in Schedule 5.

5. Marking and Maintaining the Site

The licensee:

- 5.1 must ensure that the site is maintained in a good, tidy and safe condition to the satisfaction of the Minister;
- 5.2 must remove and lawfully dispose of any waste or debris on the site as soon as is reasonably practicable and in particular must comply with any guidelines issued from time to time by the Minister in relation to the removal from the site of any unhealthy or dead fish;
- 5.3 must maintain all buoys, crosses, and markers on the site in good condition and in accordance with the colours specified in Schedule 1 of this licence; and

- 5.4 must mark the site boundary in accordance with the requirements of the Minister for Transport.

6. Site Inspection and Supervision

The licensee:

- 6.1 must at all times permit the Minister, his employees, agents or contractors or any employees, agents or contractors of the Crown to enter the site for the purposes of inspecting the site, the sea floor and the flora and fauna on or in the vicinity of the site; and
- 6.2 must comply with all reasonable directions of any such person authorised by the Director of Fisheries to inspect the conduct of the licensee's activities at the site.

7. Fees and Returns

The licensee:

- 7.1 must pay to the Minister the licence fee in accordance with Item 1 of Schedule 3 of this licence;
- 7.2 must on or before 31 January and 31 July during the term, submit to the Minister a return supplying all of the information described in Schedule 4 of this licence.

8. Public Risk Insurance

The licensee must at its own cost during the term maintain in full force and effect in respect of the site and the permitted use a policy of public risk insurance in the joint names of the licensee and the Minister. The limits of public risk must not be less than the amount specified in Item 2 of Schedule 3 of this licence, or such other amount as the Minister may from time to time reasonably require. A policy of insurance or copy thereof or a certificate of insurance must be produced by the licensee to the Minister on written request.

9. Guarantee or Indemnity Scheme

The licensee must either:

- 9.1 provide a guarantee from its bankers to the amount specified in Item 3 of Schedule 3; or
- 9.2 contribute to an indemnity scheme established for the aquaculture and fisheries industry and approved by the Minister,

to and in favour of and for the benefit of the Minister by way of security for the due and punctual performance by the licensee of the terms and conditions of this licence and in particular the obligations of the licensee to rehabilitate the site immediately prior to the expiration or sooner determination of the term of this licence. Such guarantee or indemnity scheme must have effect from the date of commencement of the term.

10. No Assignment

The licensee must not assign or sublet or deal in any other way with any interest in this licence.

11. Variation and Cancellation

- 11.1 The Minister may without prior notice vary or cancel this licence immediately during the term for the purposes of preventing or minimising any damage or threat of damage to the environment. For the purpose of this condition the Minister may have regard to but is not limited by the following considerations:

- 11.1.1 the results of monitoring undertaken pursuant to Clause 4.1.5;
- 11.1.2 the results of any other monitoring as may from time to time be carried out; or
- 11.1.3 such other relevant information within the knowledge of the Minister.

- 11.2 Subject to and without limiting Condition 13.1, in the event of breach by the licensee of any term or condition of this licence, the Minister may:

- 11.2.1 give to the licensee written notice of such breach and the Minister's requirements for rectification thereof; or
- 11.2.2 cancel this licence for failure to comply with such requirements for rectification.

- 11.3 The Minister may cancel this licence if the licensee is a body corporate, and any of the following occur:
 - 11.3.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
 - 11.3.2 an order is made for the winding up or liquidation of the licensee;
 - 11.3.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;
 - 11.3.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or
 - 11.3.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets.
- 11.4 The Minister may cancel this licence if the licensee is an individual, and the licensee:
 - 11.4.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or
 - 11.4.2 is convicted of an indictable offence.
- 11.5 Cancellation of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

Granted by the General Manager Aquaculture, delegate for the purposes of section 53 of the Minister responsible for administration of the Fisheries Act 1982, on 26 March 2001.

I. NIGHTINGALE, General Manager Aquaculture

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
538095E 6171838N	8.5
538374E 6171732N	
538192E 6171496N	
537911E 6171599N	

All *St Andrew's crosses* must be marked with the site's unique 'FM number'; that is, the licence number.

Item 2—Marked-off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee].

White buoys, each of at least 12 inches in diameter, must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1—Permitted Species

The Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule:

Pacific Oysters (*Crassostrea gigas*)

Item 2—Permitted Farming Methods

Longlines

The total length of each unit must not exceed 3 km of longline not less than 3 m apart, or 1 km for racking per hectare, and each unit must be at least 5 m from any other unit.

SCHEDULE 3

Item 1—Fees

Annual licence fees are:

	\$
FRDC Levy per hectare (9 months at 2 ha and 3 months at 8.5 ha) at \$9.50 each.....	34.44
EMP Fee per hectare (9 months at 2 ha and 3 months at 8.5 ha) at \$17.70 each.....	64.15
Base Licence Fee per hectare (9 months at 2 ha and 3 months at 8.5 ha) at \$66 each.....	239.25
SASQAP (Classified Area) per hectare (9 months at 2 ha and 3 months at 8.5) at \$80 each.....	290.00
Total Annual Licence Fee	627.84
Quarterly Instalments.....	156.96

Item 2—Insurance

Ten million dollars (\$10 000 000).

Item 3—Guarantee

Ten thousand dollars (\$10 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o General Manager Aquaculture SA, 14th Floor, 25 Grenfell Street, G.P.O. Box 1625, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

1. Name of licensee.
2. Address of licensee.
3. Species of fish farmed and held on the site.
4. Location of aquaculture operation.
5. Period covered by return.
6. Number of life stage of each species of fish held.
7. Number, weight and value of each species of fish held.
8. Details of any disease detected in any fish kept.
9. Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
10. If any fish were brought into the State, the number of fish and the life stage of the fish.
11. If fish were brought into the State, the purpose for which they were brought in.
12. Method of disposal of water and packaging use for transporting the fish.
13. If any disease or symptom of disease occurred in the acquired fish.
14. Method of disposal of diseased or dead fish and the number disposed of.
15. Signature, date and telephone number.
16. Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

SCHEDULE 5

Environmental Monitoring Program

MATTERS TO BE ADDRESSED

The monitoring program should address the following matters in relation to the permitted use:

Farm Management

1. Approximate layout of all structures on the site during the term including location, number and size.
2. Growth and condition of the permitted species.
3. Occurrence of disease incidents in the permitted species.

Water Quality

1. Phytoplankton including species composition and abundance.
2. Status of the site under the South Australian Shellfish Quality Assurance Program during the term (including closures).

Feral Oysters

Presence and numbers of feral oysters.

Benthic Sediments

1. Sedimentation.
2. Movement of sand.

Benthic Fauna and Flora

Benthic macro-flora communities including composition, distribution and abundance.

METHODOLOGY*Draft Environmental Monitoring Program*

The draft environmental monitoring program should include an initial assessment of the site and analyse the variability of parameters to be measured to identify appropriate numbers of replicates and sample sizes for statistical rigour.

Control Sites

In addition to the site, the draft environmental monitoring program should identify appropriate control sites at which monitoring will occur. At least two controls should be identified at increasing distance from the site. At least one control site must be located more than 1 km from the site.

Video Transects

Video transects should be used to assess broad scale changes in sediment consistency, presence of farming waste and the composition and abundance of macro-flora communities.

Video transects must be collected using equipment capable of producing a clear and well lit image. Transects must be at least 50 m long and a scale must be clearly visible on the video at all times. The location of video transects must be identified on a map attached to the environmental monitoring report. Each transect must be identified on the video with a unique transect number.

Report

The environmental monitoring report must be legible and contain a declaration regarding the authenticity and source of all data and results contained in the report. This declaration must be signed by the licence holder and the person(s) conducting the monitoring program.

The report must include an assessment of the results of the monitoring program against the provisions of the Environment Protection (Marine) Policy 1994, and must be accompanied by all raw data, video footage and diver notes.

SCHEDULE 6*Schedule of Environmental Monitoring Reports*

The licensee must submit a final environmental monitoring program report within 12 months of the commencement of this licence to the Minister, c/o General Manager Aquaculture SA, 14th Floor, 25 Grenfell Street, G.P.O. Box 1625, Adelaide, S.A. 5000.

FISHERIES ACT 1982: SECTION 53

TAKE note that the licence to farm fish made under section 53 of the Fisheries Act 1982, and published in the *South Australian Government Gazette*, dated 23 November 2000, on page number 3239, being the second notice on that page, through to page number 3241 and referring to G. J. Olds is hereby revoked.

Dated 26 March 2001.

I. NIGHTINGALE, General Manager Aquaculture as the delegate of the Minister for Primary Industries

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00045
(PREVIOUS LICENCE NO. F579)

Licence to Farm Fish under section 53 of the Fisheries Act 1982

THE Minister for Primary Industries and Resources ('the Minister') hereby grants to:

Ian C. Otto (14827)
Charmaine M. Otto (12169)
Part section 143
Hundred of Lincoln
Port Lincoln, S.A. 5606

a licence to occupy and use the waters and airspace over the land specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 April 2001 and ending, subject to any earlier termination under this licence, on 30 June 2001 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE**1. Marked-off Areas**

- 1.1 Subject to section 53A of the Fisheries Act 1982, this licence does not entitle the licensee to exclusive rights of entry to and occupation of the site. The rights granted by this licence are exercisable by the licensee in common with any other occupiers of the site from time to time.
- 1.2 For the purposes of section 53A of the Fisheries Act 1982, the marked-off areas within the site are that area or those areas marked-off or indicated in the manner set out in Item 2 of Schedule 1 of this licence.

2. Permitted Species

The licensee:

- 2.1 must not farm or introduce any species at the site other than the permitted species referred to in Schedule 2; and
- 2.2 must not take any wild fish from the site except for recreational purposes.

3. Permitted Use

The licensee must not use the site for any purpose other than the permitted use.

4. Permitted Methods

- 4.1 The licensee must, in undertaking the permitted use, take all reasonable and practicable measures to prevent or minimise damage to the environment. Without limiting the generality of the foregoing, the licensee:
 - 4.1.1 must ensure the total length of each unit does not exceed 3 km of longline on 1 km of racking per hectare, and each unit must be at least 5 m from any other unit;
 - 4.1.2 must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the site;
 - 4.1.3 must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister;
 - 4.1.4 must undertake an environmental monitoring program approved by the Minister and as specified in Clause 4.3;
 - 4.1.5 must not introduce the permitted species to the site before the approval of the environmental monitoring program referred to in 4.1.4 by the Minister;
 - 4.1.6 must comply with the schedule of reporting for the environmental monitoring program as prescribed in Schedule 6 and submit the final results of the environmental monitoring program to the Minister 30 days before expiry of the term of this licence;

4.2 SASQAP

4.2.1 It is a condition of your licence to farm bivalve molluscs that only shellfish from areas Classified under the South Australian Shellfish Quality Assurance Program (SASQAP) may be sold for human consumption.

4.2.2 The licensee must continue to meet all the regulations required under the Food Standards Code to produce a product safe for human consumption.

4.3 The licensee must submit a draft environmental monitoring program to the Minister for approval within 60 days of the grant of the licence by the Minister. The draft environmental monitoring program must include the qualifications and experience of the person(s) designing and undertaking the program and address the matters listed in Schedule 5.

5. Marking and Maintaining the Site

The licensee:

5.1 must ensure that the site is maintained in a good, tidy and safe condition to the satisfaction of the Minister;

5.2 must remove and lawfully dispose of any waste or debris on the site as soon as is reasonably practicable and in particular must comply with any guidelines issued from time to time by the Minister in relation to the removal from the site of any unhealthy or dead fish;

5.3 must maintain all buoys, crosses, and markers on the site in good condition and in accordance with the colours specified in Schedule 1 of this licence; and

5.4 must mark the site boundary in accordance with the requirements of the Minister for Transport.

6. Site Inspection and Supervision

The licensee:

6.1 must at all times permit the Minister, his employees, agents or contractors or any employees, agents or contractors of the Crown to enter the site for the purposes of inspecting the site, the sea floor and the flora and fauna on or in the vicinity of the site; and

6.2 must comply with all reasonable directions of any such person authorised by the Director of Fisheries to inspect the conduct of the licensee's activities at the site.

7. Fees and Returns

The licensee:

7.1 must pay to the Minister the licence fee in accordance with Item 1 of Schedule 3 of this licence;

7.2 must on or before 31 January and 31 July during the term, submit to the Minister a return supplying all of the information described in Schedule 4 of this licence.

8. Public Risk Insurance

The licensee must at its own cost during the term maintain in full force and effect in respect of the site and the permitted use a policy of public risk insurance in the joint names of the licensee and the Minister. The limits of public risk must not be less than the amount specified in Item 2 of Schedule 3 of this licence, or such other amount as the Minister may from time to time reasonably require. A policy of insurance or copy thereof or a certificate of insurance must be produced by the licensee to the Minister on written request.

9. Guarantee or Indemnity Scheme

The licensee must either:

9.1 provide a guarantee from its bankers to the amount specified in Item 3 of Schedule 3; or

9.2 contribute to an indemnity scheme established for the aquaculture and fisheries industry and approved by the Minister,

to and in favour of and for the benefit of the Minister by way of security for the due and punctual performance by the licensee of the terms and conditions of this licence and in particular the obligations of the licensee to rehabilitate the site immediately prior to the expiration or sooner determination of the term of this licence. Such guarantee or indemnity scheme must have effect from the date of commencement of the term.

10. No Assignment

The licensee must not assign or sublet or deal in any other way with any interest in this licence.

11. Variation and Cancellation

11.1 The Minister may without prior notice vary or cancel this licence immediately during the term for the purposes of preventing or minimising any damage or threat of damage to the environment. For the purpose of this condition the Minister may have regard to but is not limited by the following considerations:

11.1.1 the results of monitoring undertaken pursuant to Clause 4.1.5;

11.1.2 the results of any other monitoring as may from time to time be carried out; or

11.1.3 such other relevant information within the knowledge of the Minister.

11.2 Subject to and without limiting Condition 13.1, in the event of breach by the licensee of any term or condition of this licence, the Minister may:

11.2.1 give to the licensee written notice of such breach and the Minister's requirements for rectification thereof; or

11.2.2 cancel this licence for failure to comply with such requirements for rectification.

11.3 The Minister may cancel this licence if the licensee is a body corporate, and any of the following occur:

11.3.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;

11.3.2 an order is made for the winding up or liquidation of the licensee;

11.3.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;

11.3.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or

11.3.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets.

11.4 The Minister may cancel this licence if the licensee is an individual, and the licensee:

11.4.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or

11.4.2 is convicted of an indictable offence.

11.5 Cancellation of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

Granted by the General Manager Aquaculture, delegate for the purposes of section 53 of the Minister responsible for administration of the Fisheries Act 1982, on 26 March 2001.

I. NIGHTINGALE, General Manager Aquaculture

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
537500E 6175820N	4
537670E 6175850N	
537630E 6176080N	
537450E 6176040N	

All *St Andrew's crosses* must be marked with the site's unique 'FM number'; that is, the licence number.

Item 2—Marked-off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee].

White buoys, each of at least 12 inches in diameter, must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1—Permitted Species

The Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule:

- Native Oysters (*Ostrea angasi*)
- Pacific Oysters (*Crassostrea gigas*)

*Item 2—Permitted Farming Methods**Longlines*

The total length of each unit must not exceed 3 km of longline not less than 3 m apart, or 1 km for racking per hectare, and each unit must be at least 5 m from any other unit.

SCHEDULE 3

Item 1—Fees

Annual licence fees are:

	\$
FRDC Levy per hectare (9 months at 2 ha and 3 months at 4 ha) at \$9.50 each.....	23.75
EMP Fee per hectare (9 months at 2 ha and 3 months at 4 ha) at \$17.70 each.....	44.25
Base Licence Fee per hectare (9 months at 2 ha and 3 months at 4 ha) at \$66 each.....	165.00
SASQAP (Classified Area) per hectare (9 months at 2 ha and 3 months at 4 ha) at \$80 each	200.00
Total Annual Licence Fee	433.00
Quarterly Instalments.....	108.25

Item 2—Insurance

Ten million dollars (\$10 000 000).

Item 3—Guarantee

Ten thousand dollars (\$10 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o General Manager Aquaculture SA, 14th Floor, 25 Grenfell Street, G.P.O. Box 1625, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

1. Name of licensee.
2. Address of licensee.
3. Species of fish farmed and held on the site.
4. Location of aquaculture operation.
5. Period covered by return.
6. Number of life stage of each species of fish held.
7. Number, weight and value of each species of fish held.
8. Details of any disease detected in any fish kept.

9. Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
10. If any fish were brought into the State, the number of fish and the life stage of the fish.
11. If fish were brought into the State, the purpose for which they were brought in.
12. Method of disposal of water and packaging use for transporting the fish.
13. If any disease or symptom of disease occurred in the acquired fish.
14. Method of disposal of diseased or dead fish and the number disposed of.
15. Signature, date and telephone number.
16. Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

SCHEDULE 5

Environmental Monitoring Program

MATTERS TO BE ADDRESSED

The monitoring program should address the following matters in relation to the permitted use:

Farm Management

1. Approximate layout of all structures on the site during the term including location, number and size.
2. Growth and condition of the permitted species.
3. Occurrence of disease incidents in the permitted species.

Water Quality

1. Phytoplankton including species composition and abundance.
2. Status of the site under the South Australian Shellfish Quality Assurance Program during the term (including closures).

Feral Oysters

Presence and numbers of feral oysters.

Benthic Sediments

1. Sedimentation.
2. Movement of sand.

Benthic Fauna and Flora

Benthic macro-flora communities including composition, distribution and abundance.

METHODOLOGY

Draft Environmental Monitoring Program

The draft environmental monitoring program should include an initial assessment of the site and analyse the variability of parameters to be measured to identify appropriate numbers of replicates and sample sizes for statistical rigour.

Control Sites

In addition to the site, the draft environmental monitoring program should identify appropriate control sites at which monitoring will occur. At least two controls should be identified at increasing distance from the site. At least one control site must be located more than 1 km from the site.

Video Transects

Video transects should be used to assess broad scale changes in sediment consistency, presence of farming waste and the composition and abundance of macro-flora communities.

Video transects must be collected using equipment capable of producing a clear and well lit image. Transects must be at least 50 m long and a scale must be clearly visible on the video at all times. The location of video transects must be identified on a map attached to the environmental monitoring report. Each transect must be identified on the video with a unique transect number.

Report

The environmental monitoring report must be legible and contain a declaration regarding the authenticity and source of all data and results contained in the report. This declaration must be signed by the licence holder and the person(s) conducting the monitoring program.

The report must include an assessment of the results of the monitoring program against the provisions of the Environment Protection (Marine) Policy 1994, and must be accompanied by all raw data, video footage and diver notes.

SCHEDULE 6

Schedule of Environmental Monitoring Reports

The licensee must submit a final environmental monitoring program report within 12 months of the commencement of this licence to the Minister, c/o General Manager Aquaculture SA, 14th Floor, 25 Grenfell Street, G.P.O. Box 1625, Adelaide, S.A. 5000.

FISHERIES ACT 1982: SECTION 53

TAKE note that the licence to farm fish made under section 53 of the Fisheries Act 1982, and published in the *South Australian Government Gazette*, dated 28 September 2000, on page number 2273, being the second notice on that page, through to page number 2276 and referring to Ian C. Otto and Charmaine M. Otto is hereby revoked.

Dated 26 March 2001.

I. NIGHTINGALE, General Manager Aquaculture as the delegate of the Minister for Primary Industries

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00068
(PREVIOUS LICENCE NO. F729)

Licence to Farm Fish under section 53 of the Fisheries Act 1982

THE Minister for Primary Industries and Resources ('the Minister') hereby grants to:

Glyn M. Owen (11695)
Pamela J. Owen (12191)
3 Hall Street
Port Lincoln, S.A. 5606

a licence to occupy and use the waters and airspace over the land specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 April 2001 and ending, subject to any earlier termination under this licence, on 30 June 2001 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. *Marked-off Areas*

- 1.1 Subject to section 53A of the Fisheries Act 1982, this licence does not entitle the licensee to exclusive rights of entry to and occupation of the site. The rights granted by this licence are exercisable by the licensee in common with any other occupiers of the site from time to time.
- 1.2 For the purposes of section 53A of the Fisheries Act 1982, the marked-off areas within the site are that area or those areas marked-off or indicated in the manner set out in Item 2 of Schedule 1 of this licence.

2. *Permitted Species*

The licensee:

- 2.1 must not farm or introduce any species at the site other than the permitted species referred to in Schedule 2; and
- 2.2 must not take any wild fish from the site except for recreational purposes.

3. *Permitted Use*

The licensee must not use the site for any purpose other than the permitted use.

4. *Permitted Methods*

- 4.1 The licensee must, in undertaking the permitted use, take all reasonable and practicable measures to prevent or minimise damage to the environment. Without limiting the generality of the foregoing, the licensee:
 - 4.1.1 must ensure the total length of each unit does not exceed 3 km of longline on 1 km of racking per hectare, and each unit must be at least 5 m from any other unit;
 - 4.1.2 must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the site;
 - 4.1.3 must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister;
 - 4.1.4 must undertake an environmental monitoring program approved by the Minister and as specified in Clause 4.3;
 - 4.1.5 must not introduce the permitted species to the site before the approval of the environmental monitoring program referred to in 4.1.4 by the Minister;
 - 4.1.6 must comply with the schedule of reporting for the environmental monitoring program as prescribed in Schedule 6 and submit the final results of the environmental monitoring program to the Minister 30 days before expiry of the term of this licence;

4.2 *SASQAP*

- 4.2.1 It is a condition of your licence to farm bivalve molluscs that only shellfish from areas Classified under the South Australian Shellfish Quality Assurance Program (SASQAP) may be sold for human consumption.
- 4.2.2 The licensee must continue to meet all the regulations required under the Food Standards Code to produce a product safe for human consumption.

- 4.3 The licensee must submit a draft environmental monitoring program to the Minister for approval within 60 days of the grant of the licence by the Minister. The draft environmental monitoring program must include the qualifications and experience of the person(s) designing and undertaking the program and address the matters listed in Schedule 5.

5. *Marking and Maintaining the Site*

The licensee:

- 5.1 must ensure that the site is maintained in a good, tidy and safe condition to the satisfaction of the Minister;
- 5.2 must remove and lawfully dispose of any waste or debris on the site as soon as is reasonably practicable and in particular must comply with any guidelines issued from time to time by the Minister in relation to the removal from the site of any unhealthy or dead fish;
- 5.3 must maintain all buoys, crosses, and markers on the site in good condition and in accordance with the colours specified in Schedule 1 of this licence; and
- 5.4 must mark the site boundary in accordance with the requirements of the Minister for Transport.

6. *Site Inspection and Supervision*

The licensee:

- 6.1 must at all times permit the Minister, his employees, agents or contractors or any employees, agents or contractors of the Crown to enter the site for the purposes of inspecting the site, the sea floor and the flora and fauna on or in the vicinity of the site; and

6.2 must comply with all reasonable directions of any such person authorised by the Director of Fisheries to inspect the conduct of the licensee's activities at the site.

7. Fees and Returns

The licensee:

7.1 must pay to the Minister the licence fee in accordance with Item 1 of Schedule 3 of this licence;

7.2 must on or before 31 January and 31 July during the term, submit to the Minister a return supplying all of the information described in Schedule 4 of this licence.

8. Public Risk Insurance

The licensee must at its own cost during the term maintain in full force and effect in respect of the site and the permitted use a policy of public risk insurance in the joint names of the licensee and the Minister. The limits of public risk must not be less than the amount specified in Item 2 of Schedule 3 of this licence, or such other amount as the Minister may from time to time reasonably require. A policy of insurance or copy thereof or a certificate of insurance must be produced by the licensee to the Minister on written request.

9. Guarantee or Indemnity Scheme

The licensee must either:

9.1 provide a guarantee from its bankers to the amount specified in Item 3 of Schedule 3; or

9.2 contribute to an indemnity scheme established for the aquaculture and fisheries industry and approved by the Minister,

to and in favour of and for the benefit of the Minister by way of security for the due and punctual performance by the licensee of the terms and conditions of this licence and in particular the obligations of the licensee to rehabilitate the site immediately prior to the expiration or sooner determination of the term of this licence. Such guarantee or indemnity scheme must have effect from the date of commencement of the term.

10. No Assignment

The licensee must not assign or sublet or deal in any other way with any interest in this licence.

11. Variation and Cancellation

11.1 The Minister may without prior notice vary or cancel this licence immediately during the term for the purposes of preventing or minimising any damage or threat of damage to the environment. For the purpose of this condition the Minister may have regard to but is not limited by the following considerations:

11.1.1 the results of monitoring undertaken pursuant to Clause 4.1.5;

11.1.2 the results of any other monitoring as may from time to time be carried out; or

11.1.3 such other relevant information within the knowledge of the Minister.

11.2 Subject to and without limiting Condition 13.1, in the event of breach by the licensee of any term or condition of this licence, the Minister may:

11.2.1 give to the licensee written notice of such breach and the Minister's requirements for rectification thereof; or

11.2.2 cancel this licence for failure to comply with such requirements for rectification.

11.3 The Minister may cancel this licence if the licensee is a body corporate, and any of the following occur:

11.3.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;

11.3.2 an order is made for the winding up or liquidation of the licensee;

11.3.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;

11.3.4 a receiver, a manager or a receiver and manager, a company administrator or other

insolvency administrator is appointed to the licensee; or

11.3.5 a mortgagee, chargee or other encumbrance is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets.

11.4 The Minister may cancel this licence if the licensee is an individual, and the licensee:

11.4.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or

11.4.2 is convicted of an indictable offence.

11.5 Cancellation of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

Granted by the General Manager Aquaculture, delegate for the purposes of section 53 of the Minister responsible for administration of the Fisheries Act 1982, on 26 March 2001.

I. NIGHTINGALE, General Manager Aquaculture

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
537230E 6177500N	4
537530E 6177500N	
537530E 6177400N	
537330E 6177400N	
537330E 6177300N	
537230E 6177300N	

All *St Andrew's crosses* must be marked with the site's unique 'FM number'; that is, the licence number.

Item 2—Marked-off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee].

White buoys, each of at least 12 inches in diameter, must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1—Permitted Species

The Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule:

Native Oysters (*Ostrea angasi*)

Pacific Oysters (*Crassostrea gigas*)

Item 2—Permitted Farming Methods

Racks

Longlines

The total length of each unit must not exceed 3 km of longline not less than 3 m apart, or 1 km for racking per hectare, and each unit must be at least 5 m from any other unit.

SCHEDULE 3

Item 1—Fees

Annual licence fees are:

	\$
FRDC Levy per hectare (9 months at 2 ha and 3 months at 4 ha) at \$9.50 each.....	23.75
EMP Fee per hectare (9 months at 2 ha and 3 months at 4 ha) at \$17.70 each.....	44.25
Base Licence Fee per hectare (9 months at 2 ha and 3 months at 4 ha) at \$66 each.....	165.00
SASQAP (Classified Area) per hectare (9 months at 2 ha and 3 months at 4 ha) at \$80 each.....	200.00
Total Annual Licence Fee	433.00
Quarterly Instalments.....	108.25

Item 2—Insurance

Ten million dollars (\$10 000 000).

Item 3—Guarantee

Ten thousand dollars (\$10 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o General Manager Aquaculture SA, 14th Floor, 25 Grenfell Street, G.P.O. Box 1625, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

1. Name of licensee.
2. Address of licensee.
3. Species of fish farmed and held on the site.
4. Location of aquaculture operation.
5. Period covered by return.
6. Number of life stage of each species of fish held.
7. Number, weight and value of each species of fish held.
8. Details of any disease detected in any fish kept.
9. Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
10. If any fish were brought into the State, the number of fish and the life stage of the fish.
11. If fish were brought into the State, the purpose for which they were brought in.
12. Method of disposal of water and packaging use for transporting the fish.
13. If any disease or symptom of disease occurred in the acquired fish.
14. Method of disposal of diseased or dead fish and the number disposed of.
15. Signature, date and telephone number.
16. Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

SCHEDULE 5

Environmental Monitoring Program

MATTERS TO BE ADDRESSED

The monitoring program should address the following matters in relation to the permitted use:

Farm Management

1. Approximate layout of all structures on the site during the term including location, number and size.
2. Growth and condition of the permitted species.
3. Occurrence of disease incidents in the permitted species.

Water Quality

1. Phytoplankton including species composition and abundance.
2. Status of the site under the South Australian Shellfish Quality Assurance Program during the term (including closures).

Feral Oysters

Presence and numbers of feral oysters.

Benthic Sediments

1. Sedimentation.
2. Movement of sand.

Benthic Fauna and Flora

Benthic macro-flora communities including composition, distribution and abundance.

METHODOLOGY

Draft Environmental Monitoring Program

The draft environmental monitoring program should include an initial assessment of the site and analyse the variability of parameters to be measured to identify appropriate numbers of replicates and sample sizes for statistical rigour.

Control Sites

In addition to the site, the draft environmental monitoring program should identify appropriate control sites at which monitoring will occur. At least two controls should be identified at increasing distance from the site. At least one control site must be located more than 1 km from the site.

Video Transects

Video transects should be used to assess broad scale changes in sediment consistency, presence of farming waste and the composition and abundance of macro-flora communities.

Video transects must be collected using equipment capable of producing a clear and well lit image. Transects must be at least 50 m long and a scale must be clearly visible on the video at all times. The location of video transects must be identified on a map attached to the environmental monitoring report. Each transect must be identified on the video with a unique transect number.

Report

The environmental monitoring report must be legible and contain a declaration regarding the authenticity and source of all data and results contained in the report. This declaration must be signed by the licence holder and the person(s) conducting the monitoring program.

The report must include an assessment of the results of the monitoring program against the provisions of the Environment Protection (Marine) Policy 1994, and must be accompanied by all raw data, video footage and diver notes.

SCHEDULE 6

Schedule of Environmental Monitoring Reports

The licensee must submit a final environmental monitoring program report within 12 months of the commencement of this licence to the Minister, c/o General Manager Aquaculture SA, 14th Floor, 25 Grenfell Street, G.P.O. Box 1625, Adelaide, S.A. 5000.

FISHERIES ACT 1982: SECTION 53

TAKE note that the licence to farm fish made under section 53 of the Fisheries Act 1982, and published in the *South Australian Government Gazette*, dated 25 August 2000, on page number 912, being the second notice on that page, through to page number 915 and referring to Glyn M. Owen and Pamela J. Owen is hereby revoked.

Dated 26 March 2001.

I. NIGHTINGALE, General Manager Aquaculture as the delegate of the Minister for Primary Industries

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00134
(PREVIOUS LICENCE NO. F811)

Licence to Farm Fish under section 53 of the Fisheries Act 1982

THE Minister for Primary Industries and Resources ('the Minister') hereby grants to:

Ian C. Otto (14827)
Charmaine M. Otto (12169)
Part section 143
Hundred of Lincoln
Port Lincoln, S.A. 5606

a licence to occupy and use the waters and airspace over the land specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 April 2001 and ending, subject to any earlier termination under this licence, on 30 June 2001 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. *Marked-off Areas*

- 1.1 Subject to section 53A of the Fisheries Act 1982, this licence does not entitle the licensee to exclusive rights of entry to and occupation of the site. The rights granted by this licence are exercisable by the licensee in common with any other occupiers of the site from time to time.
- 1.2 For the purposes of section 53A of the Fisheries Act 1982, the marked-off areas within the site are that area or those areas marked-off or indicated in the manner set out in Item 2 of Schedule 1 of this licence.

2. *Permitted Species*

The licensee:

- 2.1 must not farm or introduce any species at the site other than the permitted species referred to in Schedule 2; and
- 2.2 must not take any wild fish from the site except for recreational purposes.

3. *Permitted Use*

The licensee must not use the site for any purpose other than the permitted use.

4. *Permitted Methods*

- 4.1 The licensee must, in undertaking the permitted use, take all reasonable and practicable measures to prevent or minimise damage to the environment. Without limiting the generality of the foregoing, the licensee:

- 4.1.1 must ensure the total length of each unit does not exceed 3 km of longline on 1 km of racking per hectare, and each unit must be at least 5 m from any other unit;
- 4.1.2 must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the site;
- 4.1.3 must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister;
- 4.1.4 must undertake an environmental monitoring program approved by the Minister and as specified in Clause 4.3;
- 4.1.5 must not introduce the permitted species to the site before the approval of the environmental monitoring program referred to in 4.1.4 by the Minister;
- 4.1.6 must comply with the schedule of reporting for the environmental monitoring program as prescribed in Schedule 6 and submit the final results of the environmental monitoring program to the Minister 30 days before expiry of the term of this licence;

4.2 *SASQAP*

- 4.2.1 It is a condition of your licence to farm bivalve molluscs that only shellfish from areas Classified under the South Australian Shellfish Quality Assurance Program (SASQAP) may be sold for human consumption.
- 4.2.2 The licensee must continue to meet all the regulations required under the Food Standards Code to produce a product safe for human consumption.

- 4.3 The licensee must submit a draft environmental monitoring program to the Minister for approval within 60 days of the grant of the licence by the Minister. The draft environmental monitoring program must include the qualifications and experience of the person(s) designing and undertaking the program and address the matters listed in Schedule 5.

5. *Marking and Maintaining the Site*

The licensee:

- 5.1 must ensure that the site is maintained in a good, tidy and safe condition to the satisfaction of the Minister;

- 5.2 must remove and lawfully dispose of any waste or debris on the site as soon as is reasonably practicable and in particular must comply with any guidelines issued from time to time by the Minister in relation to the removal from the site of any unhealthy or dead fish;

- 5.3 must maintain all buoys, crosses, and markers on the site in good condition and in accordance with the colours specified in Schedule 1 of this licence; and

- 5.4 must mark the site boundary in accordance with the requirements of the Minister for Transport.

6. *Site Inspection and Supervision*

The licensee:

- 6.1 must at all times permit the Minister, his employees, agents or contractors or any employees, agents or contractors of the Crown to enter the site for the purposes of inspecting the site, the sea floor and the flora and fauna on or in the vicinity of the site; and

- 6.2 must comply with all reasonable directions of any such person authorised by the Director of Fisheries to inspect the conduct of the licensee's activities at the site.

7. *Fees and Returns*

The licensee:

- 7.1 must pay to the Minister the licence fee in accordance with Item 1 of Schedule 3 of this licence;

- 7.2 must on or before 31 January and 31 July during the term, submit to the Minister a return supplying all of the information described in Schedule 4 of this licence.

8. *Public Risk Insurance*

The licensee must at its own cost during the term maintain in full force and effect in respect of the site and the permitted use a policy of public risk insurance in the joint names of the licensee and the Minister. The limits of public risk must not be less than the amount specified in Item 2 of Schedule 3 of this licence, or such other amount as the Minister may from time to time reasonably require. A policy of insurance or copy thereof or a certificate of insurance must be produced by the licensee to the Minister on written request.

9. *Guarantee or Indemnity Scheme*

The licensee must either:

- 9.1 provide a guarantee from its bankers to the amount specified in Item 3 of Schedule 3; or

- 9.2 contribute to an indemnity scheme established for the aquaculture and fisheries industry and approved by the Minister,

to and in favour of and for the benefit of the Minister by way of security for the due and punctual performance by the licensee of the terms and conditions of this licence and in particular the obligations of the licensee to rehabilitate the site immediately prior to the expiration or sooner determination of the term of this licence. Such guarantee or indemnity scheme must have effect from the date of commencement of the term.

10. *No Assignment*

The licensee must not assign or sublet or deal in any other way with any interest in this licence.

11. *Variation and Cancellation*

- 11.1 The Minister may without prior notice vary or cancel this licence immediately during the term for the purposes of preventing or minimising any damage or threat of damage to the environment. For the purpose of this condition the Minister may have regard to but is not limited by the following considerations:

- 11.1.1 the results of monitoring undertaken pursuant to Clause 4.1.5;

- 11.1.2 the results of any other monitoring as may from time to time be carried out; or

- 11.1.3 such other relevant information within the knowledge of the Minister.

- 11.2 Subject to and without limiting Condition 13.1, in the event of breach by the licensee of any term or condition of this licence, the Minister may:

- 11.2.1 give to the licensee written notice of such breach and the Minister's requirements for rectification thereof; or
- 11.2.2 cancel this licence for failure to comply with such requirements for rectification.
- 11.3 The Minister may cancel this licence if the licensee is a body corporate, and any of the following occur:
 - 11.3.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
 - 11.3.2 an order is made for the winding up or liquidation of the licensee;
 - 11.3.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;
 - 11.3.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or
 - 11.3.5 a mortgagee, chargee or other encumbrance is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets.
- 11.4 The Minister may cancel this licence if the licensee is an individual, and the licensee:
 - 11.4.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or
 - 11.4.2 is convicted of an indictable offence.
- 11.5 Cancellation of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

Granted by the General Manager Aquaculture, delegate for the purposes of section 53 of the Minister responsible for administration of the Fisheries Act 1982, on 26 March 2001.

I. NIGHTINGALE, General Manager Aquaculture

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
535080E 6176550N	10
535250E 6176320N	
535000E 6176130N	
534830E 6176370N	

All St Andrew's crosses must be marked with the site's unique 'FM number'; that is, the licence number.

Item 2—Marked-off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee].

White buoys, each of at least 12 inches in diameter, must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1—Permitted Species

The Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule:

Pacific Oysters (*Crassostrea gigas*)

Item 2—Permitted Farming Methods

Longlines

The total length of each unit must not exceed 3 km of longline not less than 3 m apart, or 1 km for racking per hectare, and each unit must be at least 5 m from any other unit.

SCHEDULE 3

Item 1—Fees

Annual licence fees are:

	\$
FRDC Levy per hectare (9 months at 5 ha and 3 months at 10 ha) at \$9.50 each.....	59.38
EMP Fee per hectare (9 months at 5 ha and 3 months at 10 ha) at \$17.70 each.....	110.62
Base Licence Fee per hectare (9 months at 5 ha and 3 months at 10 ha) at \$66 each.....	412.50
SASQAP (Classified Area) per hectare (9 months at 5 ha and 3 months at 10 ha) at \$80 each	500.00
Total Annual Licence Fee	1 082.50
Quarterly Instalments.....	270.62

Item 2—Insurance

Ten million dollars (\$10 000 000).

Item 3—Guarantee

Ten thousand dollars (\$10 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o General Manager Aquaculture SA, 14th Floor, 25 Grenfell Street, G.P.O. Box 1625, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

1. Name of licensee.
2. Address of licensee.
3. Species of fish farmed and held on the site.
4. Location of aquaculture operation.
5. Period covered by return.
6. Number of life stage of each species of fish held.
7. Number, weight and value of each species of fish held.
8. Details of any disease detected in any fish kept.
9. Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
10. If any fish were brought into the State, the number of fish and the life stage of the fish.
11. If fish were brought into the State, the purpose for which they were brought in.
12. Method of disposal of water and packaging use for transporting the fish.
13. If any disease or symptom of disease occurred in the acquired fish.
14. Method of disposal of diseased or dead fish and the number disposed of.
15. Signature, date and telephone number.
16. Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

SCHEDULE 5

Environmental Monitoring Program

MATTERS TO BE ADDRESSED

The monitoring program should address the following matters in relation to the permitted use:

Farm Management

1. Approximate layout of all structures on the site during the term including location, number and size.
2. Growth and condition of the permitted species.
3. Occurrence of disease incidents in the permitted species.

Water Quality

1. Phytoplankton including species composition and abundance.
2. Status of the site under the South Australian Shellfish Quality Assurance Program during the term (including closures).

Feral Oysters

Presence and numbers of feral oysters.

Benthic Sediments

1. Sedimentation.
2. Movement of sand.

Benthic Fauna and Flora

Benthic macro-flora communities including composition, distribution and abundance.

METHODODOLOGY

Draft Environmental Monitoring Program

The draft environmental monitoring program should include an initial assessment of the site and analyse the variability of parameters to be measured to identify appropriate numbers of replicates and sample sizes for statistical rigour.

Control Sites

In addition to the site, the draft environmental monitoring program should identify appropriate control sites at which monitoring will occur. At least two controls should be identified at increasing distance from the site. At least one control site must be located more than 1 km from the site.

Video Transects

Video transects should be used to assess broad scale changes in sediment consistency, presence of farming waste and the composition and abundance of macro-flora communities.

Video transects must be collected using equipment capable of producing a clear and well lit image. Transects must be at least 50 m long and a scale must be clearly visible on the video at all times. The location of video transects must be identified on a map attached to the environmental monitoring report. Each transect must be identified on the video with a unique transect number.

Report

The environmental monitoring report must be legible and contain a declaration regarding the authenticity and source of all data and results contained in the report. This declaration must be signed by the licence holder and the person(s) conducting the monitoring program.

The report must include an assessment of the results of the monitoring program against the provisions of the Environment Protection (Marine) Policy 1994, and must be accompanied by all raw data, video footage and diver notes.

SCHEDULE 6

Schedule of Environmental Monitoring Reports

The licensee must submit a final environmental monitoring program report within 12 months of the commencement of this licence to the Minister, c/o General Manager Aquaculture SA, 14th Floor, 25 Grenfell Street, G.P.O. Box 1625, Adelaide, S.A. 5000.

FISHERIES ACT 1982: SECTION 53

TAKE note that the licence to farm fish made under section 53 of the Fisheries Act 1982, and published in the *South Australian Government Gazette*, dated 28 September 2000, on page number 2276, being the second notice on that page, through to page number 2279 and referring to Ian C. Otto and Charmaine M. Otto is hereby revoked.

Dated 26 March 2001.

I. NIGHTINGALE, General Manager Aquaculture as the delegate of the Minister for Primary Industries

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00135
(PREVIOUS LICENCE NO. F812)

Licence to Farm Fish under section 53 of the Fisheries Act 1982

THE Minister for Primary Industries and Resources ('the Minister') hereby grants to:

Lester S. Marshall (12173)
Julianne Marshall (12237)
2/2 Greenly Avenue
Coffin Bay, S.A. 5607

a licence to occupy and use the waters and airspace over the land specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 April 2001 and ending, subject to any earlier termination under this licence, on 30 June 2001 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. *Marked-off Areas*

- 1.1 Subject to section 53A of the Fisheries Act 1982, this licence does not entitle the licensee to exclusive rights of entry to and occupation of the site. The rights granted by this licence are exercisable by the licensee in common with any other occupiers of the site from time to time.
- 1.2 For the purposes of section 53A of the Fisheries Act 1982, the marked-off areas within the site are that area or those areas marked-off or indicated in the manner set out in Item 2 of Schedule 1 of this licence.

2. *Permitted Species*

The licensee:

- 2.1 must not farm or introduce any species at the site other than the permitted species referred to in Schedule 2; and
- 2.2 must not take any wild fish from the site except for recreational purposes.

3. *Permitted Use*

The licensee must not use the site for any purpose other than the permitted use.

4. *Permitted Methods*

- 4.1 The licensee must, in undertaking the permitted use, take all reasonable and practicable measures to prevent or minimise damage to the environment. Without limiting the generality of the foregoing, the licensee:
 - 4.1.1 must ensure the total length of each unit does not exceed 3 km of longline on 1 km of racking per hectare, and each unit must be at least 5 m from any other unit;
 - 4.1.2 must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the site;
 - 4.1.3 must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister;
 - 4.1.4 must undertake an environmental monitoring program approved by the Minister and as specified in Clause 4.3;
 - 4.1.5 must not introduce the permitted species to the site before the approval of the environmental monitoring program referred to in 4.1.4 by the Minister;

4.1.6 must comply with the schedule of reporting for the environmental monitoring program as prescribed in Schedule 6 and submit the final results of the environmental monitoring program to the Minister 30 days before expiry of the term of this licence;

4.2 SASQAP

4.2.1 It is a condition of your licence to farm bivalve molluscs that only shellfish from areas Classified under the South Australian Shellfish Quality Assurance Program (SASQAP) may be sold for human consumption.

4.2.2 The licensee must continue to meet all the regulations required under the Food Standards Code to produce a product safe for human consumption.

4.3 The licensee must submit a draft environmental monitoring program to the Minister for approval within 60 days of the grant of the licence by the Minister. The draft environmental monitoring program must include the qualifications and experience of the person(s) designing and undertaking the program and address the matters listed in Schedule 5.

5. Marking and Maintaining the Site

The licensee:

5.1 must ensure that the site is maintained in a good, tidy and safe condition to the satisfaction of the Minister;

5.2 must remove and lawfully dispose of any waste or debris on the site as soon as is reasonably practicable and in particular must comply with any guidelines issued from time to time by the Minister in relation to the removal from the site of any unhealthy or dead fish;

5.3 must maintain all buoys, crosses, and markers on the site in good condition and in accordance with the colours specified in Schedule 1 of this licence; and

5.4 must mark the site boundary in accordance with the requirements of the Minister for Transport.

6. Site Inspection and Supervision

The licensee:

6.1 must at all times permit the Minister, his employees, agents or contractors or any employees, agents or contractors of the Crown to enter the site for the purposes of inspecting the site, the sea floor and the flora and fauna on or in the vicinity of the site; and

6.2 must comply with all reasonable directions of any such person authorised by the Director of Fisheries to inspect the conduct of the licensee's activities at the site.

7. Fees and Returns

The licensee:

7.1 must pay to the Minister the licence fee in accordance with Item 1 of Schedule 3 of this licence;

7.2 must on or before 31 January and 31 July during the term, submit to the Minister a return supplying all of the information described in Schedule 4 of this licence.

8. Public Risk Insurance

The licensee must at its own cost during the term maintain in full force and effect in respect of the site and the permitted use a policy of public risk insurance in the joint names of the licensee and the Minister. The limits of public risk must not be less than the amount specified in Item 2 of Schedule 3 of this licence, or such other amount as the Minister may from time to time reasonably require. A policy of insurance or copy thereof or a certificate of insurance must be produced by the licensee to the Minister on written request.

9. Guarantee or Indemnity Scheme

The licensee must either:

9.1 provide a guarantee from its bankers to the amount specified in Item 3 of Schedule 3; or

9.2 contribute to an indemnity scheme established for the aquaculture and fisheries industry and approved by the Minister,

to and in favour of and for the benefit of the Minister by way of security for the due and punctual performance by the licensee of the terms and conditions of this licence and in particular the obligations of the licensee to rehabilitate the site immediately prior to the expiration or sooner determination of the term of this licence. Such guarantee or indemnity scheme must have effect from the date of commencement of the term.

10. No Assignment

The licensee must not assign or sublet or deal in any other way with any interest in this licence.

11. Variation and Cancellation

11.1 The Minister may without prior notice vary or cancel this licence immediately during the term for the purposes of preventing or minimising any damage or threat of damage to the environment. For the purpose of this condition the Minister may have regard to but is not limited by the following considerations:

11.1.1 the results of monitoring undertaken pursuant to Clause 4.1.5;

11.1.2 the results of any other monitoring as may from time to time be carried out; or

11.1.3 such other relevant information within the knowledge of the Minister.

11.2 Subject to and without limiting Condition 13.1, in the event of breach by the licensee of any term or condition of this licence, the Minister may:

11.2.1 give to the licensee written notice of such breach and the Minister's requirements for rectification thereof; or

11.2.2 cancel this licence for failure to comply with such requirements for rectification.

11.3 The Minister may cancel this licence if the licensee is a body corporate, and any of the following occur:

11.3.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;

11.3.2 an order is made for the winding up or liquidation of the licensee;

11.3.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;

11.3.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or

11.3.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets.

11.4 The Minister may cancel this licence if the licensee is an individual, and the licensee:

11.4.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or

11.4.2 is convicted of an indictable offence.

- 11.5 Cancellation of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

Granted by the General Manager Aquaculture, delegate for the purposes of section 53 of the Minister responsible for administration of the Fisheries Act 1982, on 26 March 2001.

I. NIGHTINGALE, General Manager Aquaculture

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
534850E 6175730N	10
535150E 6175733N	
535150E 6175400N	
534850E 6175400N	

All St Andrew's crosses must be marked with the site's unique 'FM number'; that is, the licence number.

Item 2—Marked-off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee].

White buoys, each of at least 12 inches in diameter, must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1—Permitted Species

The Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule:

Pacific Oysters (*Crassostrea gigas*)

Item 2—Permitted Farming Methods

Longlines

The total length of each unit must not exceed 3 km of longline not less than 3 m apart, or 1 km for racking per hectare, and each unit must be at least 5 m from any other unit.

SCHEDULE 3

Item 1—Fees

Annual licence fees are:

	\$
FRDC Levy per hectare (9 months at 5 ha and 3 months at 10 ha) at \$9.50 each.....	59.38
EMP Fee per hectare (9 months at 5 ha and 3 months at 10 ha) at \$17.70 each.....	110.62
Base Licence Fee per hectare (9 months at 5 ha and 3 months at 10 ha) at \$66 each.....	412.50
SASQAP (Classified Area) per hectare (9 months at 5 ha and 3 months at 10 ha) at \$80 each.....	500.00
Total Annual Licence Fee	1 082.50
Quarterly Instalments.....	270.62

Item 2—Insurance

Ten million dollars (\$10 000 000).

Item 3—Guarantee

Ten thousand dollars (\$10 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o General Manager Aquaculture SA, 14th Floor, 25 Grenfell Street, G.P.O. Box 1625, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

1. Name of licensee.
2. Address of licensee.

3. Species of fish farmed and held on the site.
4. Location of aquaculture operation.
5. Period covered by return.
6. Number of life stage of each species of fish held.
7. Number, weight and value of each species of fish held.
8. Details of any disease detected in any fish kept.
9. Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
10. If any fish were brought into the State, the number of fish and the life stage of the fish.
11. If fish were brought into the State, the purpose for which they were brought in.
12. Method of disposal of water and packaging use for transporting the fish.
13. If any disease or symptom of disease occurred in the acquired fish.
14. Method of disposal of diseased or dead fish and the number disposed of.
15. Signature, date and telephone number.
16. Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

SCHEDULE 5

Environmental Monitoring Program

MATTERS TO BE ADDRESSED

The monitoring program should address the following matters in relation to the permitted use:

Farm Management

1. Approximate layout of all structures on the site during the term including location, number and size.
2. Growth and condition of the permitted species.
3. Occurrence of disease incidents in the permitted species.

Water Quality

1. Phytoplankton including species composition and abundance.
2. Status of the site under the South Australian Shellfish Quality Assurance Program during the term (including closures).

Feral Oysters

Presence and numbers of feral oysters.

Benthic Sediments

1. Sedimentation.
2. Movement of sand.

Benthic Fauna and Flora

Benthic macro-flora communities including composition, distribution and abundance.

METHODOLOGY

Draft Environmental Monitoring Program

The draft environmental monitoring program should include an initial assessment of the site and analyse the variability of parameters to be measured to identify appropriate numbers of replicates and sample sizes for statistical rigour.

Control Sites

In addition to the site, the draft environmental monitoring program should identify appropriate control sites at which monitoring will occur. At least two controls should be identified at increasing distance from the site. At least one control site must be located more than 1 km from the site.

Video Transects

Video transects should be used to assess broad scale changes in sediment consistency, presence of farming waste and the composition and abundance of macro-flora communities.

Video transects must be collected using equipment capable of producing a clear and well lit image. Transects must be at least 50 m long and a scale must be clearly visible on the video at all times. The location of video transects must be identified on a map attached to the environmental monitoring report. Each transect must be identified on the video with a unique transect number.

Report

The environmental monitoring report must be legible and contain a declaration regarding the authenticity and source of all data and results contained in the report. This declaration must be signed by the licence holder and the person(s) conducting the monitoring program.

The report must include an assessment of the results of the monitoring program against the provisions of the Environment Protection (Marine) Policy 1994, and must be accompanied by all raw data, video footage and diver notes.

SCHEDULE 6

Schedule of Environmental Monitoring Reports

The licensee must submit a final environmental monitoring program report within 12 months of the commencement of this licence to the Minister, c/o General Manager Aquaculture SA, 14th Floor, 25 Grenfell Street, G.P.O. Box 1625, Adelaide, S.A. 5000.

FISHERIES ACT 1982: SECTION 53

TAKE note that the licence to farm fish made under section 53 of the Fisheries Act 1982, and published in the *South Australian Government Gazette*, dated 4 September 2000, on page number 1575, being the second notice on that page, through to page number 1578 and referring to Lester S. Marshall and Julianne Marshall is hereby revoked.

Dated 26 March 2001.

I. NIGHTINGALE, General Manager Aquaculture as the delegate of the Minister for Primary Industries

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00136
(PREVIOUS LICENCE NO. F813)

Licence to Farm Fish under section 53 of the Fisheries Act 1982

THE Minister for Primary Industries and Resources ('the Minister') hereby grants to:

Ian J. Sellen (4182)
Sheryl R. Sellen (12238)
17 Rodda Avenue
Port Lincoln, S.A. 5606

a licence to occupy and use the waters and airspace over the land specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 April 2001 and ending, subject to any earlier termination under this licence, on 30 June 2001 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. Marked-off Areas

- 1.1 Subject to section 53A of the Fisheries Act 1982, this licence does not entitle the licensee to exclusive rights of entry to and occupation of the site. The rights granted by this licence are exercisable by the licensee in common with any other occupiers of the site from time to time.
- 1.2 For the purposes of section 53A of the Fisheries Act 1982, the marked-off areas within the site are that area or those areas marked-off or indicated in the manner set out in Item 2 of Schedule 1 of this licence.

2. Permitted Species

The licensee:

- 2.1 must not farm or introduce any species at the site other than the permitted species referred to in Schedule 2; and
- 2.2 must not take any wild fish from the site except for recreational purposes.

3. Permitted Use

The licensee must not use the site for any purpose other than the permitted use.

4. Permitted Methods

- 4.1 The licensee must, in undertaking the permitted use, take all reasonable and practicable measures to prevent or minimise damage to the environment. Without limiting the generality of the foregoing, the licensee:
 - 4.1.1 must ensure the total length of each unit does not exceed 3 km of longline on 1 km of racking per hectare, and each unit must be at least 5 m from any other unit;
 - 4.1.2 must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the site;
 - 4.1.3 must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister;
 - 4.1.4 must undertake an environmental monitoring program approved by the Minister and as specified in Clause 4.3;
 - 4.1.5 must not introduce the permitted species to the site before the approval of the environmental monitoring program referred to in 4.1.4 by the Minister;
 - 4.1.6 must comply with the schedule of reporting for the environmental monitoring program as prescribed in Schedule 6 and submit the final results of the environmental monitoring program to the Minister 30 days before expiry of the term of this licence;

4.2 SASQAP

- 4.2.1 It is a condition of your licence to farm bivalve molluscs that only shellfish from areas Classified under the South Australian Shellfish Quality Assurance Program (SASQAP) may be sold for human consumption.
- 4.2.2 The licensee must continue to meet all the regulations required under the Food Standards Code to produce a product safe for human consumption.

- 4.3 The licensee must submit a draft environmental monitoring program to the Minister for approval within 60 days of the grant of the licence by the Minister. The draft environmental monitoring program must include the qualifications and experience of the person(s) designing and undertaking the program and address the matters listed in Schedule 5.

5. Marking and Maintaining the Site

The licensee:

- 5.1 must ensure that the site is maintained in a good, tidy and safe condition to the satisfaction of the Minister;
- 5.2 must remove and lawfully dispose of any waste or debris on the site as soon as is reasonably practicable and in particular must comply with any guidelines issued from time to time by the Minister in relation to the removal from the site of any unhealthy or dead fish;
- 5.3 must maintain all buoys, crosses, and markers on the site in good condition and in accordance with the colours specified in Schedule 1 of this licence; and
- 5.4 must mark the site boundary in accordance with the requirements of the Minister for Transport.

6. *Site Inspection and Supervision*

The licensee:

- 6.1 must at all times permit the Minister, his employees, agents or contractors or any employees, agents or contractors of the Crown to enter the site for the purposes of inspecting the site, the sea floor and the flora and fauna on or in the vicinity of the site; and
- 6.2 must comply with all reasonable directions of any such person authorised by the Director of Fisheries to inspect the conduct of the licensee's activities at the site.

7. *Fees and Returns*

The licensee:

- 7.1 must pay to the Minister the licence fee in accordance with Item 1 of Schedule 3 of this licence;
- 7.2 must on or before 31 January and 31 July during the term, submit to the Minister a return supplying all of the information described in Schedule 4 of this licence.

8. *Public Risk Insurance*

The licensee must at its own cost during the term maintain in full force and effect in respect of the site and the permitted use a policy of public risk insurance in the joint names of the licensee and the Minister. The limits of public risk must not be less than the amount specified in Item 2 of Schedule 3 of this licence, or such other amount as the Minister may from time to time reasonably require. A policy of insurance or copy thereof or a certificate of insurance must be produced by the licensee to the Minister on written request.

9. *Guarantee or Indemnity Scheme*

The licensee must either:

- 9.1 provide a guarantee from its bankers to the amount specified in Item 3 of Schedule 3; or
- 9.2 contribute to an indemnity scheme established for the aquaculture and fisheries industry and approved by the Minister,

and in favour of and for the benefit of the Minister by way of security for the due and punctual performance by the licensee of the terms and conditions of this licence and in particular the obligations of the licensee to rehabilitate the site immediately prior to the expiration or sooner determination of the term of this licence. Such guarantee or indemnity scheme must have effect from the date of commencement of the term.

10. *No Assignment*

The licensee must not assign or sublet or deal in any other way with any interest in this licence.

11. *Variation and Cancellation*

- 11.1 The Minister may without prior notice vary or cancel this licence immediately during the term for the purposes of preventing or minimising any damage or threat of damage to the environment. For the purpose of this condition the Minister may have regard to but is not limited by the following considerations:
 - 11.1.1 the results of monitoring undertaken pursuant to Clause 4.1.5;
 - 11.1.2 the results of any other monitoring as may from time to time be carried out; or
 - 11.1.3 such other relevant information within the knowledge of the Minister.
- 11.2 Subject to and without limiting Condition 13.1, in the event of breach by the licensee of any term or condition of this licence, the Minister may:
 - 11.2.1 give to the licensee written notice of such breach and the Minister's requirements for rectification thereof; or
 - 11.2.2 cancel this licence for failure to comply with such requirements for rectification.

- 11.3 The Minister may cancel this licence if the licensee is a body corporate, and any of the following occur:
 - 11.3.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
 - 11.3.2 an order is made for the winding up or liquidation of the licensee;
 - 11.3.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;
 - 11.3.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or
 - 11.3.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets.
- 11.4 The Minister may cancel this licence if the licensee is an individual, and the licensee:
 - 11.4.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or
 - 11.4.2 is convicted of an indictable offence.
- 11.5 Cancellation of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

Granted by the General Manager Aquaculture, delegate for the purposes of section 53 of the Minister responsible for administration of the Fisheries Act 1982, on 26 March 2001.

I. NIGHTINGALE, General Manager Aquaculture

SCHEDULE 1

Item 1—*The Site*

Area applicable to this licence:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
534450E 6175733N	10
534750E 6175733N	
534750E 6175400N	
534450E 6175400N	

All *St Andrew's crosses* must be marked with the site's unique 'FM number'; that is, the licence number.

Item 2—*Marked-off Areas*

[Co-ordinates of developed areas within the site to be provided by the licensee].

White buoys, each of at least 12 inches in diameter, must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1—*Permitted Species*

The Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule:

Pacific Oysters (*Crassostrea gigas*)

Item 2—*Permitted Farming Methods*

Longlines

The total length of each unit must not exceed 3 km of longline not less than 3 m apart, or 1 km for racking per hectare, and each unit must be at least 5 m from any other unit.

SCHEDULE 3

Item 1—Fees

Annual licence fees are:

	\$
FRDC Levy per hectare (9 months at 1 ha and 3 months at 10 ha) at \$9.50 each.....	30.88
EMP Fee per hectare (9 months at 1 ha and 3 months at 10 ha) at \$17.70 each.....	57.52
Base Licence Fee per hectare (9 months at 1 ha and 3 months at 10 ha) at \$66 each.....	214.50
SASQAP (Classified Area) per hectare (9 months at 1 ha and 3 months at 10 ha) at \$80 each	260.00
Total Annual Licence Fee	562.90
Quarterly Instalments.....	140.72

Item 2—Insurance

Ten million dollars (\$10 000 000).

Item 3—Guarantee

Ten thousand dollars (\$10 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o General Manager Aquaculture SA, 14th Floor, 25 Grenfell Street, G.P.O. Box 1625, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

1. Name of licensee.
2. Address of licensee.
3. Species of fish farmed and held on the site.
4. Location of aquaculture operation.
5. Period covered by return.
6. Number of life stage of each species of fish held.
7. Number, weight and value of each species of fish held.
8. Details of any disease detected in any fish kept.
9. Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
10. If any fish were brought into the State, the number of fish and the life stage of the fish.
11. If fish were brought into the State, the purpose for which they were brought in.
12. Method of disposal of water and packaging use for transporting the fish.
13. If any disease or symptom of disease occurred in the acquired fish.
14. Method of disposal of diseased or dead fish and the number disposed of.
15. Signature, date and telephone number.
16. Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

SCHEDULE 5

Environmental Monitoring Program

MATTERS TO BE ADDRESSED

The monitoring program should address the following matters in relation to the permitted use:

Farm Management

1. Approximate layout of all structures on the site during the term including location, number and size.
2. Growth and condition of the permitted species.
3. Occurrence of disease incidents in the permitted species.

Water Quality

1. Phytoplankton including species composition and abundance.
2. Status of the site under the South Australian Shellfish Quality Assurance Program during the term (including closures).

Feral Oysters

- Presence and numbers of feral oysters.

Benthic Sediments

1. Sedimentation.
2. Movement of sand.

Benthic Fauna and Flora

Benthic macro-flora communities including composition, distribution and abundance.

METHODOLOGY

Draft Environmental Monitoring Program

The draft environmental monitoring program should include an initial assessment of the site and analyse the variability of parameters to be measured to identify appropriate numbers of replicates and sample sizes for statistical rigour.

Control Sites

In addition to the site, the draft environmental monitoring program should identify appropriate control sites at which monitoring will occur. At least two controls should be identified at increasing distance from the site. At least one control site must be located more than 1 km from the site.

Video Transects

Video transects should be used to assess broad scale changes in sediment consistency, presence of farming waste and the composition and abundance of macro-flora communities.

Video transects must be collected using equipment capable of producing a clear and well lit image. Transects must be at least 50 m long and a scale must be clearly visible on the video at all times. The location of video transects must be identified on a map attached to the environmental monitoring report. Each transect must be identified on the video with a unique transect number.

Report

The environmental monitoring report must be legible and contain a declaration regarding the authenticity and source of all data and results contained in the report. This declaration must be signed by the licence holder and the person(s) conducting the monitoring program.

The report must include an assessment of the results of the monitoring program against the provisions of the Environment Protection (Marine) Policy 1994, and must be accompanied by all raw data, video footage and diver notes.

SCHEDULE 6

Schedule of Environmental Monitoring Reports

The licensee must submit a final environmental monitoring program report within 12 months of the commencement of this licence to the Minister, c/o General Manager Aquaculture SA, 14th Floor, 25 Grenfell Street, G.P.O. Box 1625, Adelaide, S.A. 5000.

FISHERIES ACT 1982: SECTION 53

TAKE note that the licence to farm fish made under section 53 of the Fisheries Act 1982, and published in the *South Australian Government Gazette*, dated 14 September 2000, on page number 1969, being the second notice on that page, through to page number 1972 and referring to Ian J. Sellen and Sheryl R. Sellen is hereby revoked.

Dated 26 March 2001.

I. NIGHTINGALE, General Manager Aquaculture as the delegate of the Minister for Primary Industries

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00137
(PREVIOUS LICENCE NO. F814)

*Licence to Farm Fish under section 53 of the Fisheries
Act 1982*

THE Minister for Primary Industries and Resources ('the Minister') hereby grants to:

Gary J. Olds (12140)
63 Esplanade Avenue
Coffin Bay, S.A. 5607

a licence to occupy and use the waters and airspace over the land specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 April 2001 and ending, subject to any earlier termination under this licence, on 30 June 2001 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. *Marked-off Areas*

- 1.1 Subject to section 53A of the Fisheries Act 1982, this licence does not entitle the licensee to exclusive rights of entry to and occupation of the site. The rights granted by this licence are exercisable by the licensee in common with any other occupiers of the site from time to time.
- 1.2 For the purposes of section 53A of the Fisheries Act 1982, the marked-off areas within the site are that area or those areas marked-off or indicated in the manner set out in Item 2 of Schedule 1 of this licence.

2. *Permitted Species*

The licensee:

- 2.1 must not farm or introduce any species at the site other than the permitted species referred to in Schedule 2; and
- 2.2 must not take any wild fish from the site except for recreational purposes.

3. *Permitted Use*

The licensee must not use the site for any purpose other than the permitted use.

4. *Permitted Methods*

- 4.1 The licensee must, in undertaking the permitted use, take all reasonable and practicable measures to prevent or minimise damage to the environment. Without limiting the generality of the foregoing, the licensee:
 - 4.1.1 must ensure the total length of each unit does not exceed 3 km of longline on 1 km of racking per hectare, and each unit must be at least 5 m from any other unit;
 - 4.1.2 must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the site;
 - 4.1.3 must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister;
 - 4.1.4 must undertake an environmental monitoring program approved by the Minister and as specified in Clause 4.3;
 - 4.1.5 must not introduce the permitted species to the site before the approval of the environmental monitoring program referred to in 4.1.4 by the Minister;
 - 4.1.6 must comply with the schedule of reporting for the environmental monitoring program as prescribed in Schedule 6 and submit the final results of the environmental monitoring program to the Minister 30 days before expiry of the term of this licence;

4.2 *SASQAP*

- 4.2.1 It is a condition of your licence to farm bivalve molluscs that only shellfish from areas Classified under the South Australian Shellfish Quality

Assurance Program (SASQAP) may be sold for human consumption.

- 4.2.2 The licensee must continue to meet all the regulations required under the Food Standards Code to produce a product safe for human consumption.

- 4.3 The licensee must submit a draft environmental monitoring program to the Minister for approval within 60 days of the grant of the licence by the Minister. The draft environmental monitoring program must include the qualifications and experience of the person(s) designing and undertaking the program and address the matters listed in Schedule 5.

5. *Marking and Maintaining the Site*

The licensee:

- 5.1 must ensure that the site is maintained in a good, tidy and safe condition to the satisfaction of the Minister;
- 5.2 must remove and lawfully dispose of any waste or debris on the site as soon as is reasonably practicable and in particular must comply with any guidelines issued from time to time by the Minister in relation to the removal from the site of any unhealthy or dead fish;
- 5.3 must maintain all buoys, crosses, and markers on the site in good condition and in accordance with the colours specified in Schedule 1 of this licence; and
- 5.4 must mark the site boundary in accordance with the requirements of the Minister for Transport.

6. *Site Inspection and Supervision*

The licensee:

- 6.1 must at all times permit the Minister, his employees, agents or contractors or any employees, agents or contractors of the Crown to enter the site for the purposes of inspecting the site, the sea floor and the flora and fauna on or in the vicinity of the site; and
- 6.2 must comply with all reasonable directions of any such person authorised by the Director of Fisheries to inspect the conduct of the licensee's activities at the site.

7. *Fees and Returns*

The licensee:

- 7.1 must pay to the Minister the licence fee in accordance with Item 1 of Schedule 3 of this licence;
- 7.2 must on or before 31 January and 31 July during the term, submit to the Minister a return supplying all of the information described in Schedule 4 of this licence.

8. *Public Risk Insurance*

The licensee must at its own cost during the term maintain in full force and effect in respect of the site and the permitted use a policy of public risk insurance in the joint names of the licensee and the Minister. The limits of public risk must not be less than the amount specified in Item 2 of Schedule 3 of this licence, or such other amount as the Minister may from time to time reasonably require. A policy of insurance or copy thereof or a certificate of insurance must be produced by the licensee to the Minister on written request.

9. *Guarantee or Indemnity Scheme*

The licensee must either:

- 9.1 provide a guarantee from its bankers to the amount specified in Item 3 of Schedule 3; or
- 9.2 contribute to an indemnity scheme established for the aquaculture and fisheries industry and approved by the Minister,

to and in favour of and for the benefit of the Minister by way of security for the due and punctual performance by the licensee of the terms and conditions of this licence and in particular the obligations of the licensee to rehabilitate the site immediately prior to the expiration or sooner determination of the term of this licence. Such guarantee or indemnity scheme must have effect from the date of commencement of the term.

10. *No Assignment*

The licensee must not assign or sublet or deal in any other way with any interest in this licence.

11. *Variation and Cancellation*

- 11.1 The Minister may without prior notice vary or cancel this licence immediately during the term for the purposes of preventing or minimising any damage or threat of damage to the environment. For the purpose of this condition the Minister may have regard to but is not limited by the following considerations:
 - 11.1.1 the results of monitoring undertaken pursuant to Clause 4.1.5;
 - 11.1.2 the results of any other monitoring as may from time to time be carried out; or
 - 11.1.3 such other relevant information within the knowledge of the Minister.
- 11.2 Subject to and without limiting Condition 13.1, in the event of breach by the licensee of any term or condition of this licence, the Minister may:
 - 11.2.1 give to the licensee written notice of such breach and the Minister's requirements for rectification thereof; or
 - 11.2.2 cancel this licence for failure to comply with such requirements for rectification.
- 11.3 The Minister may cancel this licence if the licensee is a body corporate, and any of the following occur:
 - 11.3.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
 - 11.3.2 an order is made for the winding up or liquidation of the licensee;
 - 11.3.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;
 - 11.3.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or
 - 11.3.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets.
- 11.4 The Minister may cancel this licence if the licensee is an individual, and the licensee:
 - 11.4.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or
 - 11.4.2 is convicted of an indictable offence.
- 11.5 Cancellation of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

Granted by the General Manager Aquaculture, delegate for the purposes of section 53 of the Minister responsible for administration of the Fisheries Act 1982, on 26 March 2001.

I. NIGHTINGALE, General Manager Aquaculture

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
533450E 6175700N	10
533850E 6175700N	
533850E 6175450N	
533450E 6175450N	

All St Andrew's crosses must be marked with the site's unique 'FM number'; that is, the licence number.

Item 2—Marked-off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee].

White buoys, each of at least 12 inches in diameter, must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1—Permitted Species

The Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule:

Pacific Oysters (*Crassostrea gigas*)

Item 2—Permitted Farming Methods

Longlines

The total length of each unit must not exceed 3 km of longline not less than 3 m apart, or 1 km for racking per hectare, and each unit must be at least 5 m from any other unit.

SCHEDULE 3

Item 1—Fees

Annual licence fees are:

	\$
FRDC Levy per hectare (9 months at 5 ha and 3 months at 10 ha) at \$9.50 each.....	59.38
EMP Fee per hectare (9 months at 5 ha and 3 months at 10 ha) at \$17.70 each.....	110.62
Base Licence Fee per hectare (9 months at 5 ha and 3 months at 10 ha) at \$66 each.....	412.50
SASQAP (Classified Area) per hectare (9 months at 5 ha and 3 months at 10 ha) at \$80 each	500.00
Total Annual Licence Fee	1 082.50
Quarterly Instalments.....	270.62

Item 2—Insurance

Ten million dollars (\$10 000 000).

Item 3—Guarantee

Ten thousand dollars (\$10 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o General Manager Aquaculture SA, 14th Floor, 25 Grenfell Street, G.P.O. Box 1625, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

1. Name of licensee.
2. Address of licensee.
3. Species of fish farmed and held on the site.
4. Location of aquaculture operation.
5. Period covered by return.
6. Number of life stage of each species of fish held.
7. Number, weight and value of each species of fish held.
8. Details of any disease detected in any fish kept.
9. Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
10. If any fish were brought into the State, the number of fish and the life stage of the fish.
11. If fish were brought into the State, the purpose for which they were brought in.
12. Method of disposal of water and packaging use for transporting the fish.
13. If any disease or symptom of disease occurred in the acquired fish.
14. Method of disposal of diseased or dead fish and the number disposed of.
15. Signature, date and telephone number.

16. Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

SCHEDULE 5

Environmental Monitoring Program

MATTERS TO BE ADDRESSED

The monitoring program should address the following matters in relation to the permitted use:

Farm Management

1. Approximate layout of all structures on the site during the term including location, number and size.
2. Growth and condition of the permitted species.
3. Occurrence of disease incidents in the permitted species.

Water Quality

1. Phytoplankton including species composition and abundance.
2. Status of the site under the South Australian Shellfish Quality Assurance Program during the term (including closures).

Feral Oysters

Presence and numbers of feral oysters.

Benthic Sediments

1. Sedimentation.
2. Movement of sand.

Benthic Fauna and Flora

Benthic macro-flora communities including composition, distribution and abundance.

METHODOLOGY

Draft Environmental Monitoring Program

The draft environmental monitoring program should include an initial assessment of the site and analyse the variability of parameters to be measured to identify appropriate numbers of replicates and sample sizes for statistical rigour.

Control Sites

In addition to the site, the draft environmental monitoring program should identify appropriate control sites at which monitoring will occur. At least two controls should be identified at increasing distance from the site. At least one control site must be located more than 1 km from the site.

Video Transects

Video transects should be used to assess broad scale changes in sediment consistency, presence of farming waste and the composition and abundance of macro-flora communities.

Video transects must be collected using equipment capable of producing a clear and well lit image. Transects must be at least 50 m long and a scale must be clearly visible on the video at all times. The location of video transects must be identified on a map attached to the environmental monitoring report. Each transect must be identified on the video with a unique transect number.

Report

The environmental monitoring report must be legible and contain a declaration regarding the authenticity and source of all data and results contained in the report. This declaration must be signed by the licence holder and the person(s) conducting the monitoring program.

The report must include an assessment of the results of the monitoring program against the provisions of the Environment Protection (Marine) Policy 1994, and must be accompanied by all raw data, video footage and diver notes.

SCHEDULE 6

Schedule of Environmental Monitoring Reports

The licensee must submit a final environmental monitoring program report within 12 months of the commencement of this licence to the Minister, c/o General Manager Aquaculture SA, 14th Floor, 25 Grenfell Street, G.P.O. Box 1625, Adelaide, S.A. 5000.

FISHERIES ACT 1982: SECTION 53

TAKE note that the licence to farm fish made under section 53 of the Fisheries Act 1982, and published in the *South Australian Government Gazette*, dated 23 November 2000, on page number 3263, being the second notice on that page, through to page number 3266 and referring to G. J. Olds is hereby revoked.

Dated 26 March 2001.

I. NIGHTINGALE, General Manager Aquaculture as the delegate of the Minister for Primary Industries

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00142
(PREVIOUS LICENCE NO. F823)

Licence to Farm Fish under section 53 of the Fisheries Act 1982

THE Minister for Primary Industries and Resources ('the Minister') hereby grants to:

Glyn M. Owen (11695)
Pamela J. Owen (12191)
3 Hall Street
Port Lincoln, S.A. 5606

a licence to occupy and use the waters and airspace over the land specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 April 2001 and ending, subject to any earlier termination under this licence, on 30 June 2001 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. *Marked-off Areas*

- 1.1 Subject to section 53A of the Fisheries Act 1982, this licence does not entitle the licensee to exclusive rights of entry to and occupation of the site. The rights granted by this licence are exercisable by the licensee in common with any other occupiers of the site from time to time.
- 1.2 For the purposes of section 53A of the Fisheries Act 1982, the marked-off areas within the site are that area or those areas marked-off or indicated in the manner set out in Item 2 of Schedule 1 of this licence.

2. *Permitted Species*

The licensee:

- 2.1 must not farm or introduce any species at the site other than the permitted species referred to in Schedule 2; and
- 2.2 must not take any wild fish from the site except for recreational purposes.

3. *Permitted Use*

The licensee must not use the site for any purpose other than the permitted use.

4. *Permitted Methods*

- 4.1 The licensee must, in undertaking the permitted use, take all reasonable and practicable measures to prevent or minimise damage to the environment. Without limiting the generality of the foregoing, the licensee:
 - 4.1.1 must ensure the total length of each unit does not exceed 3 km of longline on 1 km of racking per hectare, and each unit must be at least 5 m from any other unit;
 - 4.1.2 must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the site;
 - 4.1.3 must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister;
 - 4.1.4 must undertake an environmental monitoring program approved by the Minister and as specified in Clause 4.3;

4.1.5 must not introduce the permitted species to the site before the approval of the environmental monitoring program referred to in 4.1.4 by the Minister;

4.1.6 must comply with the schedule of reporting for the environmental monitoring program as prescribed in Schedule 6 and submit the final results of the environmental monitoring program to the Minister 30 days before expiry of the term of this licence;

4.2 SASQAP

4.2.1 It is a condition of your licence to farm bivalve molluscs that only shellfish from areas Classified under the South Australian Shellfish Quality Assurance Program (SASQAP) may be sold for human consumption.

4.2.2 The licensee must continue to meet all the regulations required under the Food Standards Code to produce a product safe for human consumption.

4.3 The licensee must submit a draft environmental monitoring program to the Minister for approval within 60 days of the grant of the licence by the Minister. The draft environmental monitoring program must include the qualifications and experience of the person(s) designing and undertaking the program and address the matters listed in Schedule 5.

5. Marking and Maintaining the Site

The licensee:

5.1 must ensure that the site is maintained in a good, tidy and safe condition to the satisfaction of the Minister;

5.2 must remove and lawfully dispose of any waste or debris on the site as soon as is reasonably practicable and in particular must comply with any guidelines issued from time to time by the Minister in relation to the removal from the site of any unhealthy or dead fish;

5.3 must maintain all buoys, crosses, and markers on the site in good condition and in accordance with the colours specified in Schedule 1 of this licence; and

5.4 must mark the site boundary in accordance with the requirements of the Minister for Transport.

6. Site Inspection and Supervision

The licensee:

6.1 must at all times permit the Minister, his employees, agents or contractors or any employees, agents or contractors of the Crown to enter the site for the purposes of inspecting the site, the sea floor and the flora and fauna on or in the vicinity of the site; and

6.2 must comply with all reasonable directions of any such person authorised by the Director of Fisheries to inspect the conduct of the licensee's activities at the site.

7. Fees and Returns

The licensee:

7.1 must pay to the Minister the licence fee in accordance with Item 1 of Schedule 3 of this licence;

7.2 must on or before 31 January and 31 July during the term, submit to the Minister a return supplying all of the information described in Schedule 4 of this licence.

8. Public Risk Insurance

The licensee must at its own cost during the term maintain in full force and effect in respect of the site and the permitted use a policy of public risk insurance in the joint names of the licensee and the Minister. The limits of public risk must not be less than the amount specified in Item 2 of Schedule 3 of this licence, or such other amount as the Minister may from time to time reasonably require. A policy of insurance or copy thereof or a certificate of insurance must be produced by the licensee to the Minister on written request.

9. Guarantee or Indemnity Scheme

The licensee must either:

9.1 provide a guarantee from its bankers to the amount specified in Item 3 of Schedule 3; or

9.2 contribute to an indemnity scheme established for the aquaculture and fisheries industry and approved by the Minister,

to and in favour of and for the benefit of the Minister by way of security for the due and punctual performance by the licensee of the terms and conditions of this licence and in particular the obligations of the licensee to rehabilitate the site immediately prior to the expiration or sooner determination of the term of this licence. Such guarantee or indemnity scheme must have effect from the date of commencement of the term.

10. No Assignment

The licensee must not assign or sublet or deal in any other way with any interest in this licence.

11. Variation and Cancellation

11.1 The Minister may without prior notice vary or cancel this licence immediately during the term for the purposes of preventing or minimising any damage or threat of damage to the environment. For the purpose of this condition the Minister may have regard to but is not limited by the following considerations:

11.1.1 the results of monitoring undertaken pursuant to Clause 4.1.5;

11.1.2 the results of any other monitoring as may from time to time be carried out; or

11.1.3 such other relevant information within the knowledge of the Minister.

11.2 Subject to and without limiting Condition 13.1, in the event of breach by the licensee of any term or condition of this licence, the Minister may:

11.2.1 give to the licensee written notice of such breach and the Minister's requirements for rectification thereof; or

11.2.2 cancel this licence for failure to comply with such requirements for rectification.

11.3 The Minister may cancel this licence if the licensee is a body corporate, and any of the following occur:

11.3.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;

11.3.2 an order is made for the winding up or liquidation of the licensee;

11.3.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;

11.3.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or

11.3.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets.

11.4 The Minister may cancel this licence if the licensee is an individual, and the licensee:

11.4.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or

11.4.2 is convicted of an indictable offence.

11.5 Cancellation of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

Granted by the General Manager Aquaculture, delegate for the purposes of section 53 of the Minister responsible for administration of the Fisheries Act 1982, on 26 March 2001.

I. NIGHTINGALE, General Manager Aquaculture

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
534050E 6175950N	10
534350E 6175950N	
534350E 6175617N	
534050E 6175617N	

All *St Andrew's crosses* must be marked with the site's unique 'FM number'; that is, the licence number.

Item 2—Marked-off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee].

White buoys, each of at least 12 inches in diameter, must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1—Permitted Species

The Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule:

- Native Oysters (*Ostrea angasi*)
- Pacific Oysters (*Crassostrea gigas*)
- Commercial Scallops (*Pecten fumatus*)
- Scallops (Queen) (*Equichlamys bifrons*)
- Scallops (Dough Boy) (*Mimachlamys asperimus*)

Item 2—Permitted Farming Methods

AQRK Racks
Longlines

The total length of each unit must not exceed 3 km of longline not less than 3 m apart, or 1 km for racking per hectare, and each unit must be at least 5 m from any other unit.

SCHEDULE 3

Item 1—Fees

Annual licence fees are:

	\$
FRDC Levy per hectare (9 months at 5 ha and 3 months at 10 ha) at \$9.50 each.....	59.38
EMP Fee per hectare (9 months at 5 ha and 3 months at 10 ha) at \$17.70 each.....	110.62
Base Licence Fee per hectare (9 months at 5 ha and 3 months at 10 ha) at \$66 each.....	412.50
SASQAP (Classified Area) per hectare (9 months at 5 ha and 3 months at 10 ha) at \$80 each.....	500.00
Total Annual Licence Fee	1 082.50
Quarterly Instalments.....	270.62

Item 2—Insurance

Ten million dollars (\$10 000 000).

Item 3—Guarantee

Ten thousand dollars (\$10 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o General Manager Aquaculture SA, 14th Floor, 25 Grenfell Street, G.P.O. Box 1625, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

1. Name of licensee.
2. Address of licensee.
3. Species of fish farmed and held on the site.
4. Location of aquaculture operation.
5. Period covered by return.
6. Number of life stage of each species of fish held.
7. Number, weight and value of each species of fish held.
8. Details of any disease detected in any fish kept.
9. Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
10. If any fish were brought into the State, the number of fish and the life stage of the fish.
11. If fish were brought into the State, the purpose for which they were brought in.
12. Method of disposal of water and packaging use for transporting the fish.
13. If any disease or symptom of disease occurred in the acquired fish.
14. Method of disposal of diseased or dead fish and the number disposed of.
15. Signature, date and telephone number.
16. Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

SCHEDULE 5

Environmental Monitoring Program

MATTERS TO BE ADDRESSED

The monitoring program should address the following matters in relation to the permitted use:

Farm Management

1. Approximate layout of all structures on the site during the term including location, number and size.
2. Growth and condition of the permitted species.
3. Occurrence of disease incidents in the permitted species.

Water Quality

1. Phytoplankton including species composition and abundance.
2. Status of the site under the South Australian Shellfish Quality Assurance Program during the term (including closures).

Feral Oysters

Presence and numbers of feral oysters.

Benthic Sediments

1. Sedimentation.
2. Movement of sand.

Benthic Fauna and Flora

Benthic macro-flora communities including composition, distribution and abundance.

METHODOLOGY

Draft Environmental Monitoring Program

The draft environmental monitoring program should include an initial assessment of the site and analyse the variability of parameters to be measured to identify appropriate numbers of replicates and sample sizes for statistical rigour.

Control Sites

In addition to the site, the draft environmental monitoring program should identify appropriate control sites at which monitoring will occur. At least two controls should be identified at increasing distance from the site. At least one control site must be located more than 1 km from the site.

Video Transects

Video transects should be used to assess broad scale changes in sediment consistency, presence of farming waste and the composition and abundance of macro-flora communities.

Video transects must be collected using equipment capable of producing a clear and well lit image. Transects must be at least 50 m long and a scale must be clearly visible on the video at all times. The location of video transects must be identified on a map attached to the environmental monitoring report. Each transect must be identified on the video with a unique transect number.

Report

The environmental monitoring report must be legible and contain a declaration regarding the authenticity and source of all data and results contained in the report. This declaration must be signed by the licence holder and the person(s) conducting the monitoring program.

The report must include an assessment of the results of the monitoring program against the provisions of the Environment Protection (Marine) Policy 1994, and must be accompanied by all raw data, video footage and diver notes.

SCHEDULE 6

Schedule of Environmental Monitoring Reports

The licensee must submit a final environmental monitoring program report within 12 months of the commencement of this licence to the Minister, c/o General Manager Aquaculture SA, 14th Floor, 25 Grenfell Street, G.P.O. Box 1625, Adelaide, S.A. 5000.

FISHERIES ACT 1982: SECTION 53

TAKE note that the licence to farm fish made under section 53 of the Fisheries Act 1982, and published in the *South Australian Government Gazette*, dated 19 October 2000, on page number 2708, being the second notice on that page, through to page number 2711 and referring to Glyn M. Owen and Pamela J. Owen is hereby revoked.

Dated 26 March 2001.

I. NIGHTINGALE, General Manager Aquaculture as the delegate of the Minister for Primary Industries

FISHERIES ACT 1982

MARINE MOLLUSC FARMING LICENCE FM00327

Licence to Farm Fish under section 53 of the Fisheries Act 1982

THE Minister for Primary Industries and Resources ('the Minister') hereby grants to:

Christine A. Greatbatch (20073)
Deborah K. Greatbatch (20071)
Noel R. Greatbatch (20072)
Peter W. Greatbatch (20070)
Lot 24 Crocker Court
Smoky Bay, S.A. 5680

a licence to occupy and use the waters and airspace over the land specified in Item 1 of Schedule 1 of this licence ('the site') for the purpose of farming and taking the permitted species ('the permitted use') for the period commencing on 1 July 2000 and ending, subject to any earlier termination under this licence, on 30 June 2001 ('the term') subject to the following terms and conditions:

CONDITIONS OF THIS LICENCE

1. *Marked-off Areas*

1.1 Subject to section 53A of the Fisheries Act 1982, this licence does not entitle the licensee to exclusive rights of entry to and occupation of the site. The rights granted by this licence are exercisable by the licensee in common with any other occupiers of the site from time to time.

1.2 For the purposes of section 53A of the Fisheries Act 1982, the marked-off areas within the site are that area or those areas marked-off or indicated in the manner set out in Item 2 of Schedule 1 of this licence.

2. *Permitted Species*

The licensee:

- 2.1 must not farm or introduce any species at the site other than the permitted species referred to in Schedule 2; and
- 2.2 must not take any wild fish from the site except for recreational purposes.

3. *Permitted Use*

The licensee must not use the site for any purpose other than the permitted use.

4. *Permitted Methods*

- 4.1 The licensee must, in undertaking the permitted use, take all reasonable and practicable measures to prevent or minimise damage to the environment. Without limiting the generality of the foregoing, the licensee:
 - 4.1.1 must ensure the total length of each unit does not exceed 3 km of longline or 1 km of racking per hectare, and each unit must be at least 5 m from any other unit;
 - 4.1.2 must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the site;
 - 4.1.3 must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister;
 - 4.1.4 must undertake an environmental monitoring program approved by the Minister and as specified in Clause 4.3;
 - 4.1.5 must not introduce the permitted species to the site before the approval of the environmental monitoring program referred to in 4.1.4 by the Minister;
 - 4.1.6 must comply with the schedule of reporting for the environmental monitoring program as prescribed in Schedule 6 and submit the final results of the environmental monitoring program to the Minister 30 days before expiry of the term of this licence.

4.2 *SASQAP*

- 4.2.1 It is a condition of your licence to farm bivalve molluscs that only shellfish from Classified and Approved areas under the South Australian Shellfish Quality Assurance Program (SASQAP) may be sold for human consumption.
- 4.2.2 The licensee must continue to meet all the regulations required under the Food Standards Code to produce a product safe for human consumption.

4.3 The licensee must submit a draft environmental monitoring program to the Minister for approval within 60 days of the grant of the licence by the Minister. The draft environmental monitoring program must include the qualifications and experience of the person(s) designing and undertaking the program and address the matters listed in Schedule 5.

5. *Marking and Maintaining the Site*

The licensee:

- 5.1 must ensure that the site is maintained in a good, tidy and safe condition to the satisfaction of the Minister;
- 5.2 must remove and lawfully dispose of any waste or debris on the site as soon as is reasonably practicable and in particular must comply with any guidelines issued from time to time by the Minister in relation to the removal from the site of any unhealthy or dead fish;
- 5.3 must maintain all buoys, crosses, and markers on the site in good condition and in accordance with the colours specified in Schedule 1 of this licence; and

5.4 must mark the site boundary in accordance with the requirements of the Minister for Transport.

6. *Site Inspection and Supervision*

The licensee:

- 6.1 must at all times permit the Minister, his employees, agents or contractors or any employees, agents or contractors of the Crown to enter the site for the purposes of inspecting the site, the sea floor and the flora and fauna on or in the vicinity of the site; and
- 6.2 must comply with all reasonable directions of any such person authorised by the Director of Fisheries to inspect the conduct of the licensee's activities at the site.

7. *Fees and Returns*

The licensee:

- 7.1 must pay to the Minister the licence fee in accordance with Item 1 of Schedule 3 of this licence;
- 7.2 must on or before 31 January and 31 July during the term, submit to the Minister a return supplying all of the information described in Schedule 4 of this licence.

8. *Public Risk Insurance*

The licensee must at its own cost during the term maintain in full force and effect in respect of the site and the permitted use a policy of public risk insurance in the joint names of the licensee and the Minister. The limits of public risk must not be less than the amount specified in Item 2 of Schedule 3 of this licence, or such other amount as the Minister may from time to time reasonably require. A policy of insurance or copy thereof or a certificate of insurance must be produced by the licensee to the Minister on written request.

9. *Guarantee or Indemnity Scheme*

The licensee must either:

- 9.1 provide a guarantee from its bankers to the amount specified in Item 3 of Schedule 3; or
- 9.2 contribute to an indemnity scheme established for the aquaculture and fisheries industry and approved by the Minister,

to and in favour of and for the benefit of the Minister by way of security for the due and punctual performance by the licensee of the terms and conditions of this licence and in particular the obligations of the licensee to rehabilitate the site immediately prior to the expiration or sooner determination of the term of this licence. Such guarantee or indemnity scheme must have effect from the date of commencement of the term.

10. *No Assignment*

The licensee must not assign or sublet or deal in any other way with any interest in this licence.

11. *Variation and Cancellation*

- 11.1 The Minister may without prior notice vary or cancel this licence immediately during the term for the purposes of preventing or minimising any damage or threat of damage to the environment. For the purpose of this condition the Minister may have regard to but is not limited by the following considerations:
 - 11.1.1 the results of monitoring undertaken pursuant to Clause 4.1.5;
 - 11.1.2 the results of any other monitoring as may from time to time be carried out; or
 - 11.1.3 such other relevant information within the knowledge of the Minister.
- 11.2 Subject to and without limiting Condition 13.1, in the event of breach by the licensee of any term or condition of this licence, the Minister may:
 - 11.2.1 give to the licensee written notice of such breach and the Minister's requirements for rectification thereof; or

11.2.2 cancel this licence for failure to comply with such requirements for rectification.

11.3 The Minister may cancel this licence if the licensee is a body corporate, and any of the following occur:

- 11.3.1 the licensee is unable to pay its debts as and when they fall due or is otherwise insolvent;
- 11.3.2 an order is made for the winding up or liquidation of the licensee;
- 11.3.3 the licensee enters into a scheme of arrangement, compromise, moratorium or other form of composition with its creditors or any class of its creditors;
- 11.3.4 a receiver, a manager or a receiver and manager, a company administrator or other insolvency administrator is appointed to the licensee; or
- 11.3.5 a mortgagee, chargee or other encumbrancee is appointed over or takes possession of or appoints an agent to take possession of all or any of the licensee's assets.

11.4 The Minister may cancel this licence if the licensee is an individual, and the licensee:

- 11.4.1 becomes bankrupt or assigns its estate or enters into a deed of arrangement or other form of composition for the benefit of the licensee's creditors; or
- 11.4.2 is convicted of an indictable offence.

11.5 Cancellation of this licence by the Minister shall be without prejudice to any rights, remedies or actions that the Minister may have against the licensee in respect of any antecedent breach by the licensee of the terms and conditions contained in this licence.

Granted by the General Manager Aquaculture, delegate for the purposes of section 53 of the Minister responsible for administration of the Fisheries Act 1982, on 19 March 2001.

I. NIGHTINGALE, General Manager Aquaculture

SCHEDULE 1

Item 1—The Site

Area applicable to this licence:

Licensed Area	Licensed Hectares
AGD 66—Zone 53	
396366E 6423189N	10
396544E 6423338N	
396771E 6422954N	
396599E 6422812N	

All St Andrew's crosses must be marked with the site's unique 'FM number'; that is the licence number.

Item 2—Marked-off Areas

[Co-ordinates of developed areas within the site to be provided by the licensee].

White buoys of at least 12 inches in diameter must be placed around the whole of the perimeter of the developed areas within the site at a distance of no less than 50 m from one another.

SCHEDULE 2

Item 1—Permitted Species

The Director of Fisheries has, pursuant to section 50 (2) of the Act, issued a permit for the release of the fish specified in this Schedule.

Pacific Oysters (*Crassostrea gigas*)

Item 2—Permitted Farming Methods

BST Longlines

The total length of each unit must not exceed 3 km of longline not less than 3 m apart, or 1 km of racking per hectare, and each unit must be at least 5 m from any other unit.

SCHEDULE 3

Item 1—Fees

Annual licence fees are:

	\$
FRDC Levy per hectare 10 at \$9.50 each	95.00
EMP Fee per hectare 10 at \$17.70 each.....	177.00
Base Licence Fee per hectare 10 at \$66 each.....	660.00
SASQAP (Classified Area) per hectare 10 at \$80 each	800.00
Total Annual Licence Fee	1 732.00
Quarterly Instalments.....	433.00

Item 2—Insurance

Five million dollars (\$5 000 000).

Item 3—Guarantee

Ten thousand dollars (\$10 000).

SCHEDULE 4

Returns

The licensee must submit the following information to the Minister, c/o General Manager Aquaculture SA, 14th Floor, 25 Grenfell Street, G.P.O. Box 1625, Adelaide, S.A. 5000 on or before 31 January and 31 July during the term of this licence:

1. Name of licensee.
2. Address of licensee.
3. Species of fish farmed and held on the site.
4. Location of aquaculture operation.
5. Period covered by return.
6. Number of life stage of each species of fish held.
7. Number, weight and value of each species of fish held.
8. Details of any disease detected in any fish kept.
9. Source (whether interstate or intrastate) of any stock acquired and date of acquisition (if relevant, include name of authority that provided certification that stock was free from disease).
10. If any fish were brought into the State, the number of fish and the life stage of the fish.
11. If fish were brought into the State, the purpose for which they were brought in.
12. Method of disposal of water and packaging use for transporting the fish.
13. If any disease or symptom of disease occurred in the acquired fish.
14. Method of disposal of diseased or dead fish and the number disposed of.
15. Signature, date and telephone number.
16. Use of any chemicals for fish husbandry—type of chemical and quantity used, purpose and date of use.

SCHEDULE 5

Environmental Monitoring Program

MATTERS TO BE ADDRESSED

The monitoring program should address the following matters in relation to the permitted use:

Farm Management

1. Approximate layout of all structures on the site during the term including location, number and size.
2. Growth and condition of the permitted species.
3. Occurrence of disease incidents in the permitted species.

Water Quality

1. Phytoplankton including species composition and abundance.

2. Status of the site under the South Australian Shellfish Quality Assurance Program during the term (including closures).

Feral Oysters

Presence and numbers of feral oysters.

Benthic Sediments

1. Sedimentation.
2. Movement of sand.

Benthic Fauna and Flora

Benthic macro-flora communities including composition, distribution and abundance.

METHODOLOGY

Draft Environmental Monitoring Program

The draft environmental monitoring program should include an initial assessment of the site and analyse the variability of parameters to be measured to identify appropriate numbers of replicates and sample sizes for statistical rigour.

Control Sites

In addition to the site, the draft environmental monitoring program should identify appropriate control sites at which monitoring will occur. At least two controls should be identified at increasing distance from the site. At least one control site must be located more than 1 km from the site.

Video Transects

Video transects should be used to assess broad scale changes in sediment consistency, presence of farming waste and the composition and abundance of macro-flora communities.

Video transects must be collected using equipment capable of producing a clear and well lit image. Transects must be at least 50 m long and a scale must be clearly visible on the video at all times. The location of video transects must be identified on a map attached to the environmental monitoring report. Each transect must be identified on the video with a unique transect number.

Report

The environmental monitoring report must be legible and contain a declaration regarding the authenticity and source of all data and results contained in the report. This declaration must be signed by the licence holder and the person(s) conducting the monitoring program.

The report must include an assessment of the results of the monitoring program against the provisions of the Environment Protection (Marine) Policy 1994, and must be accompanied by all raw data, video footage and diver notes.

SCHEDULE 6

Schedule of Environmental Monitoring Reports

The licensee must submit a final environmental monitoring program report within 12 months of the commencement of this licence to the Minister, c/o General Manager Aquaculture SA, 14th Floor, 25 Grenfell Street, G.P.O. Box 1625, Adelaide, S.A. 5000.

FISHERIES ACT 1982: SECTION 53

TAKE note that the licence to farm fish made under section 53 of the Fisheries Act 1982, and published in the *South Australian Government Gazette*, dated 8 September 2000, on page number 1831, being the second notice on that page, through to page number 1834 and referring to Kevin R. Greatbatch and Heather M. Greatbatch is hereby revoked.

Dated 19th March 2001.

I. NIGHTINGALE, General Manager Aquaculture
as the delegate of the Minister for Primary
Industries

HOUSING IMPROVEMENT ACT 1940

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

Address of House	Allotment, Section, etc.	Certificate of Title		Date and page of <i>Government Gazette</i> in which notice declaring house to be substandard published	Maximum rental per week payable in respect of each house \$
		Volume	Folio		
238 Rundle Street, Adelaide	Allotment 6 in Deposited Plan 2735, Hundred of Adelaide	5509	153	10.11.88, page 1729	110.00
295 Waymouth Street, Adelaide	Allotment 413 in Filed Plan 181255, Hundred of Adelaide	5789	894	28.3.96, page 1794	175.00
Lot 2, Government Road, Coobowie	Allotment 2 in Deposited Plan 40909, Hundred of Melville	5228	524	29.7.93, page 715	85.00
5 Twelfth Street, Gawler South	Allotment 9 in Filed Plan 154310, Hundred of Mudla Wirra	5439	425	27.6.91, page 2033	77.00
5 Von Doussa Road, Hahndorf	Section 482, Hundred of Kuitpo	5461	206	8.2.01, page 521	135.00
48 Kintore Avenue, Kilburn	Allotment 60 in Filed Plan 110539, Hundred of Yatala	5678	112	31.10.68, page 1404	100.00
Lot 89, Hallett Street, Tarlee	Allotment 89 in Deposited Plan 251, Hundred of Gilbert	5576	806	26.11.92, page 1637	84.00

Dated at Adelaide, 29 March 2001.

G. BLACK, General Manager, Housing Trust

HOUSING IMPROVEMENT ACT 1940

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

Address of House	Allotment, Section, etc.	Certificate of Title		Date and page of <i>Government Gazette</i> in which notice declaring house to be substandard published
		Volume	Folio	
105 Drayton Street, Bowden	Allotment 100 in Deposited Plan 43420, Hundred of Yatala	5340	612	21.10.71, page 1735
9 Nimitz Road, Elizabeth East	Allotment 1 in Deposited Plan 35389, Hundred of Munno Para	5129	155	2.2.95, page 207
1A Gladstone Street, Fullarton	Allotment 268 in Filed Plan 15150, Hundred of Adelaide	5220	650	12.8.71, page 563
Unit 3/13 Gulf Street, Moonta Bay	Allotment 141 in Deposited Plan 6064, Hundred of Wallaroo	5134	745	3.2.00, page 714
Lot 2, Block 19, Chowilla Street, Renmark	Allotment 2 of portion of Block C	4294	503	16.2.89, page 491
19 Albert Street, Windsor Gardens	Allotment 30 in Filed Plan 128464, Hundred of Yatala	5806	343	4.1.01, page 13

Dated at Adelaide, 29 March 2001.

G. BLACK, General Manager, Housing Trust

HOUSING IMPROVEMENT ACT 1940

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

No. of House and Street	Locality	Allotment, Section, etc.	Certificate of Title	
			Volume	Folio
7 Linden Avenue	Hazelwood Park	Allotment 10 in Deposited Plan 2975, Hundred of Adelaide	5401	427
95 George Street	Moonta	Allotment 451 in Filed Plan 198632, Hundred of Wallaroo	5733	754
30 Wilson Terrace	Port Victoria	Allotment 18, Town of Port Victoria, Hundred of Wauraltee	5413	38
56 Webb Street	Queenstown	Allotment 92 in Filed Plan 142733, Hundred of Yatala	5708	999
26 Irwin Street	Wallaroo	Allotment 101 in Deposited Plan 79, Hundred of Wallaroo	5241	389

Dated at Adelaide, 29 March 2001.

G. BLACK, General Manager, Housing Trust

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Murbro Pty Ltd (ACN 008 074 708) has applied to the Licensing Authority for an Extended Trading Authorisation and a Variation of Conditions of the Hotel Licence in respect of premises situated at 23 Regent Street, Kensington and known as Kensington Hotel.

The application has been set down for hearing on Friday, 27 April 2001 at 9 a.m.

Conditions

The following licence conditions are sought:

1. That the licensee be permitted to sell liquor for consumption on the licensed premises each Friday and Saturday from midnight to 1 a.m. the following morning and from 8 p.m. to 10 p.m. each Sunday.
2. That the licensee be permitted to sell liquor for consumption off the licensed premises from 8 p.m. to 9 p.m. each Sunday.
3. That the Extended Trading Authorisation shall apply to the whole of the licensed premises.

The entertainment consent is sought to be varied to include Area 3 and Area 7 (the front bar) and is also sought to be varied to apply Monday to Thursday inclusive until 11.30 p.m., Friday and Saturday until 12.30 a.m. and Sunday until 4 p.m.

Condition 4 restricting entertainment to unamplified music is sought to be varied to permit light amplified music to be provided.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 20 March 2001.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Woolies Liquor Stores Pty Ltd (ACN 007 939 531), c/o Griffins Lawyers, Level 14, 26 Flinders Street, Adelaide, S.A. 5000 has applied to the Licensing Authority for a Retail Liquor Merchant's Licence in respect of premises situated at corner Sir Donald Bradman Drive and Bagot Avenue, Hilton, S.A. 5033 and to be known as Mac's Liquor—Hilton.

The application has been set down for hearing on 27 April 2001.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Applicant

LIQUOR LICENSING ACT 1997 AND GAMING MACHINES ACT 1992

Notice of Application

NOTICE is hereby given, pursuant to section 52 of the Liquor Licensing Act 1997 and section 29 of the Gaming Machines Act 1992, that Harding Hotels Pty Ltd (ACN 096 214 158) as trustee for the Commercial Hotel Trust, c/o Bonnins Lawyers, Level 14, 100 King William Street, Adelaide, S.A. 5000 has applied to the Liquor and Gaming Commissioner for the transfer of a Hotel Licence and Gaming Machine Licence in respect of premises situated at High Street, Strathalbyn, S.A. 5255 and known as Commercial Hotel.

The applications have been set down for hearing on 27 April 2001.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 22 March 2001.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Bryce Evan Lillecrapp and Bronwyn Alayne Lillecrapp, 'Fernfield' RSD, 395 Keyneton Road, Eden Valley, S.A. 5235 have applied to the Licensing Authority for a Producer's Licence in the name of Fernfield Wines, in respect of premises situated at Allotment 780, Filed Plan No. 169719, Hundred of Jutland, Keyneton Road, Eden Valley.

The application has been set down for hearing on 27 April 2001.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicants at the applicants' address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 12 March 2001.

Applicants

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Balaklava Sports Club Inc., has applied to the Licensing Authority for an Extended Trading Authorisation in respect of premises situated at Werocata Road, Balaklava, S.A. 5461 and to be known as Balaklava Sports Club.

The application has been set down for hearing on 27 April 2001.

Conditions

The following licence conditions are sought:

- Extended Trading Authorisation sought for areas 1 and 2 between the hours of midnight and 2 a.m. the following day each Monday to Saturday and Sunday from 8 a.m. to 11 a.m. and 9 p.m. to midnight and for the Ralli Pavilion between the hours of midnight and 2 a.m. the following day each Friday and between 7 a.m. and 2 a.m. the following day each Saturday.
- Entertainment Consent is sought for areas 1, 2 and the Ralli Pavilion as per plans lodged with the Office of the Liquor and Gaming Commissioner.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 16 March 2001.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Ballast Stone Estate Wines Pty Ltd (ACN 091 485 184) has applied to the Licensing Authority for the grant of a Producer's Licence in respect of premises situated at Lot 8, Myrtle Grove Road, Currency Creek, S.A. 5214 and known as Ballast Stone Estate Wines.

The application has been set down for hearing on 27 April 2001.

Applicants

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 23 February 2001.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Fufkins Pty Ltd (ACN 090 700 217), c/o Wallmans Lawyers, 173 Wakefield Street, Adelaide, S.A. 5000 has applied to the Licensing Authority for a Special Circumstances Licence in respect of premises situated at 257 Seaview Road, Henley Beach, S.A. 5022 and known as Zootz.

The application has been set down for hearing on 27 April 2001.

Conditions

The following licence conditions are sought:

1. Hours of operation (including Entertainment Consent) will be Monday to Sunday from noon until 2 a.m. the following day.
2. The applicant seeks to be authorised to sell liquor on the licensed premises for consumption on the licensed premises only.
3. The applicant will not advertise or promote the business as tavern, inn, hotel or nightclub.
4. The applicant will make food available to patrons at all times when the premises are open to the public.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 22 March 2001.

Applicant

LIQUOR LICENSING ACT 1997 AND GAMING MACHINES ACT 1992

Notice of Application

NOTICE is hereby given, pursuant to section 52 of the Liquor Licensing Act 1997 and section 29 of the Gaming Machines Act 1992, that Christopher Bryan Hoffmann and Pamela Dawn Hoffmann, 15 Varcoe Street, Beachport, S.A. 5280 have applied to the Liquor and Gaming Commissioner for the transfer of a Hotel Licence and a Gaming Machine Licence in respect of premises situated at 15 Randell Street, Mannum, S.A. 5238 and known as Mannum Hotel.

The applications have been set down for hearing on 27 April 2001.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicants at the applicants' address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Applicants

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Paul Bernard Shirvington and Carolyne Margaret Shirvington, Kurrawyba, Elliott Road, McLaren Flat have applied to the Licensing Authority for a Producer's Licence in respect of premises situated at Kurrawyba, Elliott Road, McLaren Flat.

The application has been set down for hearing on 27 April 2001.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicants at the applicants' address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 20 March 2001.

Applicants

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Domaine Wine Shippers (SA) Pty Ltd (ACN 094 843 615), c/o David Watts & Associates, Liquor Licensing Consultants, 1 Cator Street, Glenside, S.A. 5065, has applied to the Licensing Authority for the removal of a Wholesale Liquor Merchant's Licence from 22 Honeysuckle Grove, Bridgewater, S.A. 5155 to Unit 1, 15-17 Light Terrace, Thebarton, S.A. 5031.

The application has been set down for hearing on 27 April 2001.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Wilman Nominees Pty Ltd has applied to the Licensing Authority for a variation to an existing Extended Trading Authorisation in respect of premises situated at 246 North East Road, Klemzig, S.A. 5087 and known as O.G. Hotel.

The application has been set down for hearing on 27 April 2001.

Conditions

The following licence conditions are sought:

To vary the existing Extended Trading Authorisation for consumption on the licensed premises between the following hours:

Monday to Wednesday: Midnight to 2 a.m. the following morning;

Thursday to Saturday: Midnight to 3 a.m. the following morning.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 19 March 2001.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that A.C. & M.K. Kies Investments Pty Ltd (ACN 086 741 335) has applied to the Liquor and Gaming Commissioner for the transfer of a Retail Liquor Merchant's Licence in respect of premises situated at Main South Road, Mount Compass, S.A. 5210 and known as Mount Compass Liquor Store.

The application has been set down for hearing on 30 April 2001.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 22 March 2001.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Woolies Liquor Stores Pty Ltd (ACN 007 939 531), 599 Main North Road, Gepps Cross, S.A. 5094 has applied to the Liquor and Gaming Commissioner for the transfer of a Retail Liquor Merchant's Licence in respect of premises situated at Shop 2, 60-64 Gorge Road, Newton, S.A. 5074 and known as Liberty Liquors and to be known as Mac's Liquor Newton.

The application has been set down for hearing on 30 April 2001.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Lord Ridis Pty Ltd (ACN 096 074 029) has applied to the Licensing Authority for the transfer of a Restaurant Licence in respect of premises situated at 164 King William Road, Hyde Park, S.A. 5061 and known as Zoe's Restaurant.

The application has been set down for hearing on 30 April 2001.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 19 March 2001.

Applicant

LIQUOR LICENSING ACT 1997

Notice of Application

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that J. & H. Nominees Pty Ltd (ACN 007 942 565), c/o Ward & Partners, Level 12, 26 Flinders Street, Adelaide, S.A. 5000, has applied to the Licensing Authority for an order approving the transfer of a Restaurant Licence in respect of premises situated at T6 Princess Anne Walk, Elizabeth City Centre, S.A. 5112 and known as Clancy's Coffee Shop and Restaurant.

The application has been set down for hearing on 30 April 2001.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Licensing Authority, and serving a copy of the notice on the applicant at the applicant's address given above, at least seven days before the hearing date.

Plans in respect of the premises the subject of the application are open to public inspection without fee at the Office of the Liquor and Gaming Commissioner, 9th Floor, East Wing, 50 Grenfell Street, Adelaide, S.A. 5000.

Dated 16 March 2001.

Applicant

MINING ACT 1971

NOTICE is hereby given in accordance with section 28 (5) of the Mining Act 1971, that the Minister for Minerals and Energy proposes to grant an Exploration Licence over the under-mentioned area:

Applicant: Caldera Resources Pty Ltd

Location: Enungarena Hill area—Approximately 130 km north-west of Oodnadatta, bounded as follows: Commencing at a point being the intersection of latitude 26°32'S and longitude 134°02'E, thence east to longitude 134°08'E, south to latitude 26°35'S, east to longitude 134°11'E, north to latitude 26°33'S, east to longitude 134°15'E, south to latitude 26°39'S, west to longitude 134°10'E, north to latitude 26°37'S, west to longitude 134°08'E, south to latitude 26°38'S, west to longitude 134°04'E, south to latitude 26°39'S, west to longitude 134°02'E, and north to the point of commencement, all the within latitudes and longitudes being geodetic and expressed in terms of the Australian Geodetic Datum as defined on p. 4984 of *Commonwealth Gazette* number 84 dated 6 October 1966 (AGD66).

Term: 1 year

Area in km²: 214

Ref: 114/2000

H. TYRTEOS, Acting Mining Registrar, Department of Primary Industries and Resources.

MINING ACT 1971

NOTICE is hereby given in accordance with section 28 (5) of the Mining Act 1971, that the Minister for Minerals and Energy proposes to grant an Exploration Licence over the under-mentioned area:

Applicant: Aurora Gold (WA) Pty Ltd

Location: Gibraltar Rocks area—Approximately 40 km north-west of Tarcoola, bounded as follows: Commencing at a point being the intersection of latitude 30°18'S and longitude 134°26'E, thence east to longitude 134°30'E, south to latitude 30°28'S, east to longitude 134°32'E, south to latitude 30°30'S, west to longitude 134°22'E, north to latitude 30°20'S, east to longitude 134°24'E, north to latitude 30°19'S, east to longitude 134°26'E, and north to the point of commencement but excluding Tarcoola-Alice Springs Railway (see *Government Gazette*

13 November 1975), all the within latitudes and longitudes being geodetic and expressed in terms of the Australian Geodetic Datum as defined on p. 4984 of *Commonwealth Gazette* number 84 dated 6 October 1966 (AGD66).

Term: 1 year

Area in km²: 278

Ref: 118/2000

H. TYRTEOS, Acting Mining Registrar, Department of Primary Industries and Resources.

MINING ACT 1971

NOTICE is hereby given in accordance with section 28 (5) of the Mining Act 1971, that the Minister for Minerals and Energy proposes to grant an Exploration Licence over the under-mentioned area:

Applicant: Pasmenco Australia Limited

Location: Benagerie area—Approximately 90 km north of Olary, bounded as follows: Commencing at a point being the intersection of latitude 31°15'S and longitude 140°20'E, thence east to longitude 140°30'E, south to latitude 31°35'S, west to longitude 140°20'E, and north to the point of commencement, all the within latitudes and longitudes being geodetic and expressed in terms of the Australian Geodetic Datum as defined on p. 4984 of *Commonwealth Gazette* number 84 dated 6 October 1966 (AGD66).

Term: 1 year

Area in km²: 585

Ref: 115/2000

H. TYRTEOS, Acting Mining Registrar, Department of Primary Industries and Resources.

MINING ACT 1971

NATIVE TITLE (SOUTH AUSTRALIA) ACT 1994

NOTICE is hereby given, in accordance with section 15 of the Mining Act 1971 and Part 5 of the Native Title (South Australia) Act 1994 and the Regulations thereunder, that authorised officers from the Mineral Resources Group, Department of Primary Industries and Resources, will be entering the following land to conduct a geoscientific program:

Location: Pastoral Block 436, Out of Hundreds (Tarcoola, Kingoonya, Childara and Gairdner) being the Wilgena Pastoral Lease (Crown Lease 1298, Folio 30); Pastoral Block 1117, Out of Hundreds (Tarcoola), being the Malbooma Pastoral Lease (Crown Lease 1281, Folio 46); Pastoral Block 850, Out of Hundreds (Kingoonya) being the Bon Bon Pastoral Lease (Crown Lease 1279, Folio 30); Pastoral Block 864, Out of Hundreds (Kingoonya) being the Coondambo Pastoral Lease (Crown Lease 1284, Folio 10); and section 1218, Out of Hundreds (Tarcoola), being the Tarcoola Commonage Reserve (Crown Reserve 5764/541).

Purpose: Geoscientific study to determine the nature of geological sequences below shallow sand and soil cover in the region and hence enhance the geological knowledge of the Archaean Harris Greenstone Belt. This will be achieved by investigating geological sequences by drilling approximately 120 drill holes sited along station tracks and fences. The drill holes will be at intervals of at least 500 m with drilling depths estimated to range between 10-100 m.

Please note that registered native title claimants have the right to object to the entry onto land within 3 months. Objections must be lodged with the Environment Resources and Development Court, Sir Samuel Way Building, Victoria Square, Adelaide, S.A. 5000 (G.P.O. Box 2465, Adelaide, S.A. 5001).

If further information is required, please contact Michael Schwarz, Team Leader, Gawler Craton, Mineral Resources Group on telephone 8463 3084.

N. ALLEY, Director, Mineral Resources,
Department of Primary Industries and
Resources.

MOTOR VEHICLES ACT 1959 SECTION 47A: CLASSES, SPECIFICATIONS AND DESIGN OF NUMBER PLATES

NOTICE BY THE REGISTRAR OF MOTOR VEHICLES

Pursuant to section 47A of the *Motor Vehicles Act 1959*, I, Rodney James Frisby, Registrar of Motor Vehicles-

- (a) revoke the notice under section 47A of the Act published in the *Gazette* on 2 November 2000 (see *Gazette* 2 November 2000 p. 2895);
- (b) establish the classes of number plates set out in schedule 1 and numbered 1 to 16 (inclusive) for the purposes of section 47(1) of the Act;
- (c) prescribe the specifications and design set out in schedule 2 to be the specifications and design to which number plates of each class established by this notice must conform;
- (d) declare the classes of number plates set out in schedule 3 to be classes of number plates that the Registrar may enter into an agreement pursuant to section 47A(4) of the Act, unless the registered number was allotted to the vehicle before the date of this notice.

SCHEDULE 1*Classes of number plates*

- Class 1 - Numeric
- Class 2 - Alpha Numeric (Non-Slogan)
- Class 3 - Slogan
- Class 4 - Personalised
- Class 5 - Jubilee
- Class 6 - Australian Grand Prix
- Class 7 - Towtruck
- Class 8 - Government Vehicle
- Class 9 - Name Plates
- Class 10 - Custom
- Class 11 - Taxi
- Class 12 - Chauffeured
- Class 13 - Consular Corps
- Class 14 - Federal Interstate
- Class 15 - Premium
- Class 16 - Bike Rack
- Class 17 - Centenary of Federation

SCHEDULE 2*Specifications and design of number plates**Class 1 - Numeric Number Plates*

A numeric number plate must bear a number consisting entirely of figures (except for the letters "SA" designating the State of issue) and may be issued under an agreement between the Registrar and the applicant. The plate must conform to the following additional specifications and designs:

129 mm Min./371 mm Max.

Steel/Aluminium
Embossed



133 mm Min.

White Figure

Black Background

Motor Vehicles
other than
motor cycles

Motor
Cycles

Height of Figure

77 mm

50 mm

Width of every line in each
figure

12 mm

6 mm

The dimensions of a motor cycle plate must be 215 ± 1.0 mm in length and 95 ± 1.0 mm in height.

Class 2 - Alpha Numeric Plates (Non-Slogan)

An alpha-numeric plate (non-Slogan) must bear a number consisting of a combination of letters and figures and may be issued under an agreement between the Registrar and the applicant. The plate must conform to the following additional specifications and design:

2.1 Special Purpose Vehicle and Motor Cycle

215 ± 1.0 mm

Steel/Aluminium
Embossed



100 ± 1.0 mm

Black Letters & Figures

White Background
Reflectorised

Height of Figure or Letter

50 mm

Width of every line in each
figure or letter

6 mm

2.2 Other Vehicles

	371 ± 1.0 mm	
Steel/Aluminium Embossed		133 ± 1.0 mm
Black Letters & Figures		White Background Reflectorised
Height of Figure or Letter	77 mm or 72mm	
Width of every line in each figure or letter	12 mm	

2.3 Corporate Number Plates

Alpha numeric plates (non-slogan) in the corporate plate format (class 2.2 only) may contain a background, logo and/or slogan or other promotional pictures or information deemed appropriate, in accordance with an agreement between the Registrar and the applicant.

The plate must conform with the following specifications and design:

The height of the plate 133 ± 1.0 mm and width 371 ± 1.0 mm.


Height of Figure or Letter 60 mm

Width of every line in each
figure or letter 10 mm

Class 3 - Slogan Number Plates

A slogan number plate must bear a number consisting of a combination of letters and figures and may be issued under an agreement between the Registrar and the applicant. The plate must be of the type known as metal embossed and must conform to the following additional specifications and design:

3.1 Festival State

	371 ± 1.0 mm	
Steel/Aluminium Embossed		133 ± 1.0 mm
Black Letters & Figures Slogan in Blue		White Background Reflectorised
	Blue Slogan: SA • The Festival State Black State Badge (Piping Shrike)	
	Motor Vehicles other than motor cycles	
Height of Figure or Letter	77 mm	
Width of every line in each figure or letter	12 mm	

3.1.1 **Festival State Trailer Plate**

371 ± 1.0 mm

Steel/Aluminium
Embossed

133 ± 1.0 mm

Black Letters & Figures
Slogan in BlueWhite Background
ReflectorisedBlue Slogan: SA • The Festival State
Black State Badge (Piping Shrike)

Height of Figure or Letter 77 mm

Width of every line in each
figure or letter 12 mm**OR**3.1.2 **Non-Standard Trailer Plate**

252 ± 1.0 mm

Steel/Aluminium
Embossed

98 ± 1.0 mm

Black Letters & Figures
Slogan in BlueWhite Background
ReflectorisedBlue Slogan: SA • The Festival State
Black State Badge (Piping Shrike)

Height of Figure or Letter 50 mm

Width of every line in each
figure or letter 6 mm

3.2 Wine State

371 ± 1.0 mm

Steel/Aluminium
Embossed

133 ± 1.0 mm

Black Letters & Figures
Slogan in PurpleWhite Background
Reflectorised

Purple Slogan: SOUTH AUSTRALIA - THE WINE STATE
 Black State Badge (Piping Shrike)
 Background: Design approved by the Registrar

Height of Figure or Letter 60 mm

Width of every line in each
figure or letter 10 mm**3.3 Rose State**

371 ± 1.0 mm

Steel/Aluminium
Embossed

133 ± 1.0 mm

Black Letters & Figures
Slogan in PinkWhite Background
Reflectorised

Pink Slogan: SOUTH AUSTRALIA - THE ROSE STATE
 Black State Badge (Piping Shrike)
 Background: Design approved by the Registrar

Height of Figure or Letter 60 mm

Width of every line in each
figure or letter 10 mm**3.4 Creative State**

371 ± 1.0 mm

Steel/Aluminium
Embossed

133 ± 1.0 mm

Black Letters & Figures
Slogan in Black

Yellow Background

Black Slogan: SOUTH AUSTRALIA - THE CREATIVE STATE
 Black State Badge (Piping Shrike)
 Background: Design approved by the Registrar

Height of Figure or Letter 60 mm

Width of every line in each
figure or letter 10 mm

3.5 Defence State

371 ± 1.0 mm

Steel/Aluminium
Embossed

133 ± 1.0 mm

White Letters & Figures
Slogan in White with Black background

Blue Background

White Slogan: SOUTH AUSTRALIA - THE DEFENCE STATE
Black State Badge (Piping Shrike)
Background: Design approved by the Registrar

Height of Figure or Letter 60 mm

Width of every line in each
figure or letter 10 mm**3.6 Gateway To The Outback**

371 ± 1.0 mm

Steel/Aluminium
Embossed

133 ± 1.0 mm

Black Letters & Figures
Slogan in White with Black backgroundWhite Background
ReflectorisedWhite Slogan: SOUTH AUSTRALIA - GATEWAY TO THE OUTBACK
Black State Badge (Piping Shrike)
Background: Design approved by the Registrar

Height of Figure or Letter 60 mm

Width of every line in each
figure or letter 10 mm**3.7 Corporate Number Plates**

Slogan number plates in the corporate plate format may contain a background, logo and/or slogan & other promotional pictures or information deemed appropriate, in accordance with an agreement between the Registrar and the applicant.

The plate must conform with the following specifications and design:

371 mm ± 1.0 mm in length and 133 mm ± 1.0 mm in height

Height of Figure or Letter 60 mm

Width of every line in each
figure or letter 10 mm

Class 4 - Personalised Number Plates

A personalised number plate must bear a number consisting of a combination of letters and figures nominated by an applicant and approved by the Registrar, and issued under an agreement between the Registrar and the applicant.

The plate must be of the type known as metal embossed and must conform to the following additional specifications and design:

White Letters & Figures , blue background, White State Badge (Piping Shrike), or
 White Letters & Figures , magenta background, White State Badge (Piping Shrike), or
 White Letters & Figures , red background, White State Badge (Piping Shrike), or
 White Letters & Figures , maroon background, White State Badge (Piping Shrike), or
 White Letters & Figures , green background, White State Badge (Piping Shrike), or
 Blue Letters & Figures, white reflectorised background, Black State Badge (Piping Shrike), or
 Magenta Letters & Figures, white reflectorised background, Black State Badge (Piping Shrike), or
 Red Letters & Figures, white reflectorised background, Black State Badge (Piping Shrike), or
 Maroon Letters & Figures, white reflectorised background, Black State Badge (Piping Shrike), or
 Green Letters & Figures, white reflectorised background, Black State Badge (Piping Shrike), or
 Green Letters & Figures , yellow reflectorised background, Black State Badge (Piping Shrike)

4.1 Standard Personalised

371 ± 1.0 mm

Aluminium Embossed



133 ± 1.0 mm

Motor Vehicles
other than
motor cycles

Motor
Cycles

Height of Figure or Letter

72 mm

50 mm

Width of every line in each
figure or letter

12 mm

6 mm

OR

4.2 Slim Personalised

371 ± 1.0 mm

Aluminium Embossed



100 ± 1.0 mm

Motor Vehicles
other than
motor cycles

Motor
Cycles

Height of Figure or Letter

54 mm or 60 mm

50 mm

Width of every line in each
figure or letter

10 mm

6 mm

The dimensions of a motor cycle plate must be 252 mm ± 1.0 mm in length and 98 mm ± 1.0 mm in height.

OR

4.3 Non-Standard Personalised Trailer

252 ± 1.0 mm

Aluminium Embossed



98 ± 1.0 mm

Height of Figure or Letter 50 mm

Width of every line in each figure or letter 6 mm

4.4 Corporate Number Plates

Personalised number plates in the corporate plate format may contain a background, logo and/or slogan or other promotional pictures or information deemed appropriate, in accordance with an agreement between the Registrar and the applicant.

The plate must conform with the following specifications and design:

371 mm ± 1.0 mm in length and 133 mm ± 1.0 mm in height

Height of Figure or Letter 60 mm

Width of every line in each figure or letter 10 mm

Class 5 - Jubilee Number Plates

A limited series of number plates numbered 000J - 999J and 000S - 999S preceded by the J150 logo and has the words "SOUTH AUSTRALIA" printed under the numbers, were issued to commemorate South Australia's 150th Jubilee. The plate must be of the type known as metal embossed and must conform to the following additional specifications and design:

371 ± 1.0 mm

Steel/Aluminium Embossed



133 ± 1.0 mm

Black Figures and Letter

Silver-White Background
Reflectorised

Black Slogan: SOUTH AUSTRALIA

Motor Vehicles

Height of Figure or Letter 77 mm

Width of every line in each figure or letter 12 mm

Class 6 - Australian Grand Prix Number Plates

6.1 Special Series

A limited series of number plates numbered 1 - 199 preceded by the Grand Prix Logo, were issued to commemorate the Australian Formula 1 Grand Prix in Adelaide. The plate must be of the type known as metal embossed and must conform to the following additional specifications and design:

	$371 \pm 1.0 \text{ mm}$	
Steel/Aluminium Embossed		$133 \pm 1.0 \text{ mm}$
White Figures	Logo Green, Yellow, Black & White White Slogan: SOUTH AUSTRALIA	Black Background

Motor Vehicles

Height of Figure or Letter	77 mm
Width of every line in each figure or letter	12 mm

6.2 Standard Series

A limited series of number plates number 200 - 9999 preceded by the Grand Prix Logo, was issued to commemorate the Australian Formula 1 Grand Prix in Adelaide. The plate must be of the type known as metal embossed and must conform to the following specifications additional and design:

	$371 \pm 1.0 \text{ mm}$	
Steel/Aluminium Embossed		$133 \pm 1.0 \text{ mm}$
Black Figures	Logo Green, Yellow, Black & White Black Slogan: SOUTH AUSTRALIA	White Background Reflectorised

Motor Vehicles

Height of Figure or Letter	77 mm
Width of every line in each figure or letter	12 mm

Class 7 - Towtruck Number Plates

A Towtruck number plate must be issued to a Towtruck approved by the Registrar for use in the operation of the accident towing roster scheme. The number is preceded by the letters "ATT" and the plate must conform to the following additional specifications and design:

	371 ± 1.0 mm	
Steel/Aluminium Embossed		133 ± 1.0 mm
Blue Letters & Figures		Yellow Background Reflectorised
Blue Slogan: SA ACCIDENT TOWTRUCK		

Motor Vehicle

Height of Figure or Letter	77 mm
Width of every line in each figure or letter	12 mm

Class 8 - Government Vehicle Number Plates

Vehicles owned by the Crown and registered under the Continuous Government Registration Scheme must be issued with a number plate or plates consisting of a combination of letters and figures, which conform to the following additional specifications and design:

	371 ± 1.0 mm	
Steel/Aluminium		133 ± 1.0 mm
Blue Letters & Figures		White Background Reflectorised
Blue Slogan: SA GOVERNMENT		

*Motor Vehicles
other than
motor cycles**Motor
Cycles*

Height of Figure or Letter	77 mm	50 mm
Width of every line in each figure or letter	12 mm	6 mm

The dimensions of a motor cycle plate must be 215 ± 1.0 mm in length and 95 ± 1.0 mm in width.

Class 9 - Name Plates



A name plate must bear a number which consists of all letters issued under an agreement between the Registrar and the applicant. The plate must be of the type known as reflectorised metal or acrylic.

The size of the plate and height and width of every figure appearing on the plate are at the discretion of the Registrar.

Class 10 - Custom Number Plates

A custom number plate must bear a number nominated by an applicant and approved by the Registrar, which may consist of letters or a combination of letters and figures and issued under an agreement between the Registrar and the applicant authorising the applicant to display the number. The plate must be of the type known as metal embossed and must conform to the following additional specifications and design:

White letters and figures, blue background, or
 White letters and figures, magenta background, or
 White letters and figures, red background, or
 White letters and figures, maroon background, or
 White letters and figures, green background, or
 Blue letters and figures, white reflectorised background, or
 Magenta letters and figures, white reflectorised background, or
 Red letters and figures, white reflectorised background, or
 Maroon letters and figures, white reflectorised background, or
 Green letters and figures, white reflectorised background, or
 Black letters and figures, gold background, or
 Black letters and figures, silver background, or
 Gold letters and figures, black background, or
 Silver letters and figures, black background, or
 Black letters and figures, white reflectorised background, or
 Black letters and figures, lemon reflectorised background, or
 Black letters and figures, yellow reflectorised background, or
 Green letter and figures, lemon reflectorised background, or
 Green letters and figures, yellow reflectorised background, or
 Blue letters and figures, lemon reflectorised background, or
 Blue letters and figures, yellow reflectorised background.

10.1	Standard Custom	371 ± 1.0 mm	
	Aluminium Embossed		133 ± 1.0 mm
		Motor Vehicles other than motor cycles	Motor Cycles
	Height of Figure or Letter for 1 to 6 letters	77 mm	50 mm
	Height of Figure or Letter 7 letters or 6 letters with space	72 mm	50 mm
	Width of every line in each figure or letter	12 mm	6 mm
		OR	
10.2	Slim Custom	371 ± 1.0 mm	
	Aluminium Embossed		100 ± 1.0 mm
		Motor Vehicles other than motor cycles	
	Height of Figure or Letter	54 mm or 60 mm	
	Width of every line in each figure or letter	10 mm	

OR**10.3 Square Two Line Custom** 300 ± 1.0 mm

Aluminium Embossed



150 ± 1.0 mm

Motor Vehicles
other than
motor cycles

Height of Figure or Letter 54 mm or 60 mm

Width of every line in each
figure or letter 10 mm**OR****10.4 Square Custom** 300 ± 1.0 mm

Aluminium Embossed



150 ± 1.0 mm

Motor Vehicles
other than
motor cycles

Height of Figure or Letter 54 mm or 60 mm

Width of every line in each
figure or letter 10 mm

The dimensions of a motor cycle plate:

1 to 6 digits 215 mm ± 1.0 mm in length and 95 mm ± 1.0 mm in width

7 digits 252 mm ± 1.0 mm in length and 98 mm ± 1.0 mm in width.

OR**10.5 Corporate Number Plates**

Custom number plates in the corporate plate format may contain a background, logo and/or slogan or other promotional pictures or information deemed appropriate, in accordance with an agreement between the Registrar and the applicant.

The plate must conform with the following specifications and design:

371 mm ± 1.0 mm in length and 133 mm ± 1.0 mm in height

Height of Figure or Letter 60 mm

Width of every line in each
figure or letter 10 mm

Class 11 - Taxi Plates

A Taxi Plate must be issued to taxi-cabs which are licensed by the Passenger Transport Board as general purpose taxi-cabs, standby taxi-cabs or "special vehicle licence" vehicles (wheelchair accessible vehicle). The number is preceded by the letters 'TAXI' and the plate must conform to the following additional specifications and design:

371 ± 1.0 mm

Steel/Aluminium
Embossed

133 ± 1.0 mm

Black Letters & Figures

White Background
ReflectorisedRed Slogans: SOUTH AUSTRALIA (above plate number)
A GREAT PLACE TO LIVE AND WORK (below plate number)

SA Great Logo (between the word TAXI and figures) according to the copyright specifications of SA GREAT

Motor Vehicle

Height of Figure 77 mm

Height of Letter 51 mm

Width of every line in each
figure or letter 12 mm

Standby taxi-cab plates and "special vehicle licence" vehicle (wheelchair accessible vehicle) plates (issued by the Passenger Transport Board) may have letters "TAXI" displayed with white letters on a black background.

Class 12 - Chauffeured Vehicle Plates

A Chauffeured Vehicle number plate must bear a number consisting of a combination of figures and letters and be issued to vehicles and cycles which are Licensed to operate for hire by the Passenger Transport Board. These plates must be of the type known as metal embossed and must conform to the following additional specifications and design:

12.1 Standard

371 ± 1.0 mm

Steel/Aluminium
Embossed

133 ± 1.0 mm

Blue Figures and Letters

White Background
ReflectorisedBlue Border with White Slogan: CHAUFFEURED VEHICLE (above plate number) and
SOUTH AUSTRALIA (below plate number).Motor Vehicles
other than
motor cyclesMotor
Cycles

Height of Figure or Letter 77 mm

50 mm

Width of every line in each
figure or letter 12 mm

6 mm

OR

12.2 Square

300 ± 1.0 mm

Steel/Aluminium
Embossed

150 ± 1.0 mm

Blue Figures and Letters

White Background
ReflectorisedBlue Border with White Slogan: CHAUFFEURED VEHICLE (above plate number) and
SOUTH AUSTRALIA (below plate number).Motor Vehicles
other than
motor cycles

Height of Figure or Letter

60 mm

Width of every line in each
figure or letter

10 mm

OR

12.3 Motor Cycle

252 ± 1.0 mm

Steel/Aluminium
Embossed

98 ± 1.0 mm

Blue Figures and Letters

White Background
ReflectorisedBlue Border with White Slogan: CHAUFFEURED VEHICLE (above plate number)
and
SOUTH AUSTRALIA (below plate number).Motor
Cycles

Height of Figure or Letter

50 mm

Width of every line in
each figure or letter

6 mm

Class 13 - Consular Corps Plates

Consular Corps number plates may only be issued to an accredited Diplomatic Officer or accredited Consular Officer de carriere, who is a national of a country which he or she represents and who resides in this State, or to an Honorary Consul accredited by the Department of Foreign Affairs and Trade, who also resides in this State. The plates must be of the type known as metal embossed and must conform to the following additional specifications and design:

	371 ± 1.0 mm	
Steel/Aluminium Embossed		133 ± 1.0 mm
White Letters & Figures		Black Background
	White Slogan: SA CONSULAR CORPS	


Motor Vehicles

Height of Figure or Letter	77 mm
Width of every line in each figure or letter	12 mm

Class 14 - Federal Interstate Number Plates

A Federal Interstate Number Plate is issued to a vehicle registered under the *Interstate Road Transport Act 1985* of the Commonwealth, as amended from time to time. The plate must bear a number consisting of the following sequence: 2 Capital letters; a dot or a diamond; 2 figures; 2 Capital letters; and the words 'FEDERAL INTERSTATE' underneath the number.

The plate must be of the type known as metal embossed and must conform to the additional specifications and design:

	371 ± 1.0 mm	
Steel/Aluminium Embossed		133 ± 1.0 mm
Green Figures & Letters		Gold Background Reflectorised
	Green Slogan: FEDERAL INTERSTATE	

*Motor Vehicles
other than
motor cycles*

Height of Figure or Letter	77 mm
Width of every line in each figure or letter	12 mm

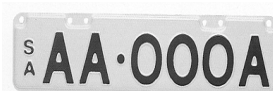
Class 15 - Premium Number Plates

A premium plate must bear a number consisting of two letters, three figures followed by a further letter and may be issued under an agreement between the Registrar and the applicant. The plate must be of the type known as metal embossed and must conform to the following additional specifications and design:

15.1 Front - No Border

371 ± 1.0 mm

Aluminium Embossed



83 ± 1.0 mm

Black Letters & Figures

White Background
ReflectorisedMotor Vehicles
other than
motor cycles

Height of Figure or Letter

54 mm

Width of every line in each
figure or letter

10 mm

15.1a Rear - No Border

371 ± 1.0 mm

Aluminium Embossed



106 ± 1.0 mm

Black Letters & Figures

White Background
ReflectorisedMotor Vehicles
other than
motor cycles

Height of Figure or Letter

72 mm

Width of every line in each
figure or letter

12 mm

OR**15.2 Front - Border**

371 ± 1.0 mm

Aluminium Embossed



100 ± 1.0 mm

Black Letters & Figures

White Background
ReflectorisedMotor Vehicles
other than
motor cycles

Height of Figure or Letter

54 mm or 60 mm

Width of every line in each
figure or letter

10 mm

15.2a Rear – Border

300 ± 1.0 mm

Aluminium Embossed



150 ± 1.0 mm

Black Letters & Figures

White Background
ReflectorisedMotor Vehicles
other than
motor cycles

Height of Figure or Letter

54 mm or 60 mm

Width of every line in each
figure or letter

10 mm

OR**15.3 Front and Rear Square**

300 ± 1.0 mm

Aluminium Embossed



150 ± 1.0 mm

Black Letters & Figures

White Background
ReflectorisedMotor Vehicles
other than
motor cycles

Height of Figure or Letter

54 mm or 60 mm

Width of every line in each
figure or letter

10 mm

OR**15.4 Corporate Number Plates**

Premium number plates in the corporate plate format may contain a background, logo and/or slogan or other promotional pictures or information deemed appropriate, in accordance with an agreement between the Registrar and the applicant.

The plate must conform with the following specifications and design:

371 mm ± 1.0 mm in length and 133 mm ± 1.0 mm in height

Height of Figure or Letter

60 mm

Width of every line in each
figure or letter

10 mm

Class 16 - Bike Rack Number Plates

A Bike Rack plate must bear the number allotted to the vehicle to which the bike rack is attached and must conform to the following additional specifications and design:

252 ± 1.0 mm

Steel/Aluminium
Embossed



98 ± 1.0 mm

Black Letters & Figures

White Background
Reflectorised

Slogan: SA BETTER BY BIKE

Height of Figure or Letter 50 mm

Width of every line in each
figure or letter 6 mm

*Class 17 – Centenary of Federation Number Plates***17.1 Centenary Limited Series Number Plates**

A limited series of number plates numbered 1901 CF – 2001 CF, with the Centenary of Federation logo between the letters and figures, were issued to commemorate the Centenary of Federation. The plate must be of the type known as metal embossed and must conform to the following additional specifications and design:

371 ± 1.0 mm

Steel/Aluminium
Embossed



133 ± 1.0 mm

White Figures and Letters

Black Background
Reflectorised

Grey watermark of Rotunda in background.
White Slogan: SA – Centenary of Federation

Motor Vehicles

Height of Figure or Letter 60 mm

Width of every line in each
figure or letter 10 mm

17.2 Centenary Vogue Series Number Plates

A limited series of number plates numbered 000C – 999C and 000F – 999F with the Centenary of Federation logo between the letters and figures, were issued to commemorate the Centenary of Federation. The plate must be of the type known as metal embossed and must conform to the following additional specifications and design:

	$371 \pm 1.0 \text{ mm}$	
Steel/Aluminium Embossed		$133 \pm 1.0 \text{ mm}$
White Figures and Letter		Yellow, Red Green and Blue Background Reflectorised

White Slogan: SA – *Centenary of Federation*

Motor Vehicles

Height of Figure or Letter	60 mm
Width of every line in each figure or letter	10 mm

General specifications and design

1. The dimensions of the letters or words 'SA', 'SOUTH AUSTRALIA', 'THE FESTIVAL STATE' or any other slogan approved by the Registrar whether preceding the number or appearing in a central position above or below the registration number on which they are permitted, must be as follows:

	Classes 1 and 11	Motor Cycles (except Class 12)	Motor Cycles Class 12	All Other Classes
Height of Figure or Letter	36 mm	10 mm	8 mm	8 - 17 mm
Width of every line in all parts thereof	2 mm	2 mm	1 - 2 mm	1 - 3 mm

(Except Corporate Number Plates which may vary at the discretion of the Registrar).

2. The dimensions of the State Logo appearing on the number plates on which they are permitted, must be as follows:

	Class 3	Class 4	Class 4 Motor Cycle
Diameter	27 - 30 mm	50 mm	27 mm

3. The dimensions of the slogan "SA BETTER BY BIKE" appearing on the Bike Rack number plate must be as follows:

	Class 16
Diameter	13 mm \pm 1.0 mm

4. A number plate will be taken to comply with the requirements of this notice relating to the size of the plate and the size of letters and figures on the plate if the size of the plate or of any figure or letter on the plate-

- (a) does not exceed the size prescribed by this notice by more than 1.0 mm; or
- (b) is not more than 1.0 mm less than the size prescribed by this notice.

5. Notwithstanding the prescribed design and specifications for number plates, a number plate (other than a trailer or bike rack plate) may bear a plate and/or label that complies with Australian Standard 1425, if the vehicle to which the number plate is affixed, is equipped to use LP Gas. However, the plate and label on the number plate must be placed in such a position so as not to obscure any letter, figure, logo or slogan appearing on the number plate.

Transitional provision

A number plate that was manufactured before the date of this notice will be taken to comply with this notice if it complies with the notice under section 47A of the Act published in the *Gazette* on 2 November 2000 (see *Gazette* 2 November 2000 p. 2895);

SCHEDULE 3

*Classes of number plates which may be displayed
pursuant to an agreement under s.47A(4)*

- Class 1 - Numeric
- Class 2 - Alpha Numeric (Non-slogan)
- Class 3 - Slogan
- Class 4 - Personalised
- Class 5 - Jubilee
- Class 6 - Australian Grand Prix
- Class 9 - Name Plates
- Class 10 - Custom
- Class 15 - Premium
- Class 17 - Centenary of Federation

Dated 22 March 2001.

R. J. FRISBY, Registrar of Motor Vehicles

NOTICE TO MARINERS

No. 11 OF 2001

*South Australia—Gulf St Vincent—Port Adelaide River—
Alterations to Lights*

MARINERS are advised that the following alterations to leading lights in the main channel of the Port Adelaide River have been carried out:

- the No.11 inward rear leading light on a bearing of 171°59' and at approximate position 34°49.2'S, 138°30.8'E is now FR (FW by day).
- the No.13 outward rear leading light on a bearing of 022°30' and at approximate position 34°48.8'S, 138°30.9'E is now FBu (FW by day).
- the common front lead for the No.11 and No.13 leading lights (as above) at approximate position 34°49.0'S, 138°30.8'E is now FR from the No.11 inward side and FBu from the No.13 outward side.

Navy Chart affected: Aus 137

Local Chart affected: Port Adelaide and Approaches

Publication affected: Australian Pilot, Volume 1 (Seventh Edition, 1992) page 128.

Admiralty List of Lights and Fog Signals, Volume K (2000 Edition) Nos. 2071.9, 2072 and 2072.1

Adelaide, 23 February 2001.

DIANA LAIDLAW, Minister for Transport and Urban Planning

PCSA 99/0002

NOTICE TO MARINERS

No. 12 OF 2001

*South Australia—Gulf St Vincent—O'Sullivan Beach Boat
Ramp—Flare Demonstration*

MARINERS are advised that between 2030 hrs and 2130 hrs on Friday, 23 February 2001, the Australian Volunteer Coast Guard Association of South Australia will be conducting flare demonstrations between the shoreline and two nautical miles to seaward due west of the O'Sullivan Beach Boat Ramp (approximate location Latitude 35°07.25'S, Longitude 138°28.00'E).

The flares being demonstrated will be:

- the hand-held type
- the hand-held orange smoke signal type and
- rocket parachute type

Navy Charts affected: Aus 125, 345, 444, 780 and 781

Local Charts affected: Gulf St Vincent, Marino to Maslin Beach

Adelaide, 19 February 2001.

DIANA LAIDLAW, Minister for Transport and Urban Planning

TSA 98/07633

NOTICE TO MARINERS

No. 13 OF 2001

*South Australia—Spencer Gulf—Whyalla—Western Shoal—
Submerged Wreck*

MARINERS are advised that a submerged wreck exists at the following approximate WGS84 location south west of Whyalla near Western Shoal in Spencer Gulf:

Latitude 33°07.150'S, Longitude 137°31.942'E

A cardinal mark will be placed in the near future to mark this location.

Mariners are advised to proceed with caution in the vicinity in the interim.

Navy Charts affected: Aus 136, 344, 444 and 778

Publication affected: Australia Pilot Volume 1 (Seventh Edition, 1992) page 99

Adelaide, 22 February 2001.

DIANA LAIDLAW, Minister for Transport and Urban Planning

TSA 2001/00309

NOTICE TO MARINERS

No. 14 OF 2001

*South Australia - Gulf St Vincent - Department of Defence - Port
Wakefield Prohibited Area - Field Firing Exercise*

MARINERS are advised that an Artillery Gun Firing Exercise will be conducted from 0800 hrs to 1630 hrs on Monday, 12 March 2001 in the Port Wakefield Prohibited Area R295, as described in the Annual Australian Notices to Mariners 2001 Edition.

The direction of fire will be generally south.

Mariners are advised that all vessels are prohibited from entering or remaining in the area during the times of the exercise.

Navy Charts affected: Aus 345, 444 and 781

Publication affected: Annual Australian Notices to Mariners, 2001 Edition, Notice No. 9 pages 49, 50 and 65 and chartlet 10 on page 76

Adelaide, 1 March 2001.

DIANA LAIDLAW, Minister for Transport and Urban Planning

TSA 2001/00309

NOTICE TO MARINERS

No. 15 OF 2001

*South Australia - Gulf St Vincent - Port Stanvac - Temporary
Unlit Mooring Buoy*

MARINERS are advised that a temporary unlit mooring buoy has been deployed in approximate position Latitude 35°06.0'S, Longitude 138°27.5'E to secure the Single Point Mooring floating hose at Port Stanvac.

The mooring consists of an orange spherical buoy to which is tethered a 300m floating hose. The hose is marked with six flashing white lights evenly distributed along its length.

Mariners are advised that unauthorised craft are prohibited at all times from entering a Restricted Zone within 500m of the mooring buoy.

The mooring will be in place until 30 March 2001.

Navy Charts affected: Aus 125, 345, 444, 780 and 781

Local Charts affected: Gulf St Vincent, Marino to Maslin Beach

Publication affected: Australia Pilot, Vol. 1 (Seventh Edition, 1992) pages 124 and 125

Adelaide, 6 March 2001.

DIANA LAIDLAW, Minister for Transport and Urban Planning

TSA 2001/00309

NOTICE TO MARINERS

No. 17 OF 2001

South Australia—Spencer Gulf—Whyalla—Dangerous Obstruction

MARINERS are advised that a dangerous obstruction has been located approximately 150m south of the Ore Jetty in Whyalla Harbor. The obstruction has been marked by an East Cardinal Mark placed at approximate WGS84 position Latitude 33°02.288'S, Longitude 137°35.918'E.

Mariners are advised to proceed with caution in the vicinity.

Navy Chart affected: Aus 136, 344, 444 and 778

Publication affected: Australian Pilot, Volume 1 (Seventh Edition, 1992) pages 100 and 101

Adelaide, 22 March 2001.

DIANA LAIDLAW, Minister for Transport and Urban Planning

TSA 2001/00309

NOTICE TO MARINERS

No. 18 OF 2001

South Australia—Southern Ocean Military Firing Restricted Area—RAAF Bombing Exercise

MARINERS are advised that the RAAF will be conducting bombing exercises in the Southern Ocean during the period from Monday, 2 April to Friday, 20 April 2001.

This will involve the release of small inert submunitions over the Southern Ocean Military Firing Restricted Area R281 (south of Adelaide). The submunitions are inert bomb shapes (no warhead, guidance or control systems) which will be dropped ballistically from an F-111G aircraft during daylight hours. These inert shapes will impact the Southern Ocean and therefore mariners are advised to proceed with caution in the vicinity.

Area R281 is bounded by the following coordinates:

Latitude	Longitude
35°45'S	138°20'E
35°40'S	139°00'E
37°05'S	139°37'E
36°52'S	137°05'E
36°15'S	137°30'E
36°10'S	138°10'E

Navy Charts affected: Aus 346, 347, 444 and 780

Publication affected: Annual Australian Notices to Mariners, 2001 Edition, Notice No. 9 pages 49 and 50

Adelaide, 22 March 2001.

DIANA LAIDLAW, Minister for Transport and Urban Planning

TSA 2001/00309

NOTICE TO MARINERS

No. 19 OF 2001

South Australia—Gulf St Vincent—Glenelg (Holdfast Shores) & West Beach (Barcoo Outlet)—Buoys Placed

MARINERS are advised that buoys have been placed to mark the area where dredging refuse will be pumped out. All six buoys have a white flashing light installed.

The locations of the buoys in AGD84 coordinates are:

<i>Glenelg—Holdfast Shores</i>		
Buoy No. 1	34°58.4134'S	138°30.2344'E
Buoy No. 2	34°58.3213'S	138°30.1056'E
Buoy No. 3	34°58.2047'S	138°30.0868'E

West Beach—Barcoo

Buoy No. 1	34°57.4331'S	138°30.0474'E
Buoy No. 2	34°57.3961'S	138°29.9333'E
Buoy No. 3	34°57.2132'S	138°29.8856'E

Mariners are advised to proceed with caution in the vicinity of these buoys.

Navy Chart affected: Aus 125, 345, 444, 780 and 781

Local Charts affected: Semaphore to Marino and Gulf St Vincent

Publication affected: Australian Pilot, Volume 1 (Seventh Edition, 1992) page 125

Adelaide, 22 March 2001.

DIANA LAIDLAW, Minister for Transport and Urban Planning

TSA 2001/00309

NATIONAL PARKS AND WILDLIFE ACT 1972

Revocation of Notice in Respect of the Killing of Protected Birds in Commercially Operated Orchards and Vineyards

PURSUANT to section 51A of the National Parks and Wildlife Act 1972, I, Iain Frederick Evans, Minister for Environment and Heritage, being the Minister of the Crown to whom the administration of the National Parks and Wildlife Act 1972, is for the time being committed, hereby revoke from 30 April 2001 the notice to kill protected birds published on page 3714 of *Gazette* No. 197 of 21 December 2000.

Dated 27 March 2001.

IAIN EVANS, Minister for Environment and Heritage

OCCUPATIONAL HEALTH, SAFETY AND WELFARE ACT 1986

Approved Code of Practice for Amusement Structures—Notice of Approval of a Code of Practice

NOTICE is hereby given that pursuant to subsection 63 (1) of the Occupational Health, Safety and Welfare Act 1986, the following Australian Standard is an approved code of practice:

AS 3533.1-1997 Amusement rides and devices Part 1: Design and construction**AS 3533.2-1997 Amusement rides and devices Part 2: Operation and maintenance**

AS 3533 shall be read as incorporating the explanation contained in the 'Foreword' which is included in this notice.

This code of practice shall have effect from the date of gazettal, 29 March 2001.

R. LAWSON, Minister for Workplace Relations

FOREWORD

The term 'approved code of practice' has a particular meaning under the South Australian Occupational Health, Safety and Welfare Act 1986.

An approved code of practice is designed to be used in addition to the Act and Regulations. In proceedings for an offence against the Act, where it is proved that a person failed to comply with a provision of a relevant approved code of practice, the person shall be taken to have failed to exercise the required standard of care, in the absence of proof to the contrary (section 63A of the Act).

Thus, a code of practice provides practical guidance on how a particular standard of health and safety can be achieved. It describes the preferred methods or courses of action for achieving this standard of health and safety.

However, an approved code of practice allows the flexibility to show that an equivalent or better standard of health and safety is achieved by alternative action. An approved code of practice is therefore different from a regulation where the responsible person must meet the specific requirement of the regulation.

In summary, an approved code of practice:

- provides practical guidance;
- should be followed unless there is another solution which achieves the same or a better standard of health and safety; and
- can be used to support prosecution.

Codes of Practice are approved by the Minister for Workplace Relations, following recommendation from the Occupational Health, Safety and Welfare Advisory Committee which is constituted under the Occupational Health, Safety and Welfare Act 1986

PASSENGER TRANSPORT ACT 1994

Appointments

PURSUANT to section 57 of the Passenger Transport Act 1994, the following persons have been authorised by the Passenger Transport Board to act as Prescribed Officers:

Michael Sandona
Michael Melville
Ashley Collins

H. WEBSTER, Executive Director, Passenger Transport Board

ROADS (OPENING AND CLOSING) ACT 1991:
SECTION 24

**NOTICE OF CONFIRMATION OF ROAD
PROCESS ORDER**

*Public Road, Hundred of Ridley
Deposited Plan 56605*

BY Road Process Order made on 14 December 2000, the Mid Murray Council ordered that:

1. Portion of allotment 3 in Deposited Plan 51827 more particularly delineated and numbered '1' in the Preliminary Plan No. PP32/0618 be opened as road, forming a re-alignment of the adjoining road.

2. Portion of the un-named public road adjoining allotments 4 and 6 in Deposited Plan 51827 more particularly delineated and lettered 'A' and 'B' (respectively) in Preliminary Plan No. PP32/0618 be closed.

3. The whole of the closed road lettered 'A' be transferred to PETER JOHN COPLEY and BARBARA KARIN COPLEY in accordance with agreement for exchange dated 1 December 2000, entered into between the Mid Murray Council and P. J. Copley and B. K. Copley.

4. Vest the whole of the closed road lettered 'B' in the Crown.

On 19 February 2001 that order was confirmed by the Minister for Administrative and Information Services conditionally on approval and deposit of the survey plan by the Registrar-General. The condition has now been fulfilled.

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

Dated 29 March 2001.

P. M. KENTISH, Surveyor-General

ROADS (OPENING AND CLOSING) ACT 1991:
SECTION 24

**NOTICE OF CONFIRMATION OF ROAD
PROCESS ORDER**

*Collingwood Street, Pitts Street and Church Place, Goolwa
Deposited Plan 52282*

BY Road Process Order made on 23 March 1999, the Alexandrina Council ordered that:

1. Portions of Collingwood Street and Dawson (*formerly Pitts*) Street and the whole of Church Place situated adjoining allotment 202 in Filed Plan 166576, more particularly delineated and lettered 'A', 'B', 'C', 'D' and 'E' (respectively) in Preliminary Plan No. PP32/0210 be closed.

2. Issue a Certificate of Title to the ALEXANDRINA COUNCIL for the whole of the roads subject to closure which lands are being retained by Council for merging with adjoining Council owned land.

On 10 May 1999, that order was confirmed by the Minister for Administrative Services conditionally on approval and deposit of the survey plan by the Registrar-General. The condition has now been fulfilled.

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

Dated 29 March 2001.

P. M. KENTISH, Surveyor-General

WINE GRAPES INDUSTRY ACT 1991

Order by the Minister

PURSUANT to the Wine Grapes Industry Act 1991, I, Robert Gerard Kerin, Minister for Primary Industries and Resources make the following order applying to wine grapes grown in the Barossa, Clare, Langhorne Creek, McLaren Vale and Riverland regions (as detailed in the Schedule) and sold to a processor.

Dated 27 March 2001.

ROB KERIN, Minister for Primary Industries and Resources

THE SCHEDULE

- (a) the areas of the District Councils of Barmera, Berri, Loxton, Mannum, Moblong, Morgan, Paringa and Waikerie;
- (b) the Hundred of Katarapko;
- (c) the Hundreds of Bowhill, Fisher, Forster, Nildottie and Ridley in the area of the District Council of Ridley;
- (d) the Hundred of Skurray in the area of the District Council of Truro;
- (e) the Municipalities of Murray Bridge and Renmark;
- (f) the Counties of Young and Hamley;
- (g) the Hundreds of:

Barossa	Belvidere	Blyth
Bremer	Brinkley	Clare
Dutton	Freeling	Hall
Hanson	Hart	Jellicoe
Kapunda	Kuitpo	Milne
Moorooroo	Noarlunga	Nuriootpa
Stanley	Strathalbyn	Upper Wakefield
Willunga		

Section 6: Terms and Conditions of Payment for 2001 Harvest

1. The following terms and conditions are fixed in respect of wine grapes harvested in 1994 or any subsequent year and are implied in every contract for the sale of such grapes to a processor:

- (a) If the grapes are delivered to the processor prior to 1 April in a year, the processor must pay to the producer $33\frac{1}{3}$ per cent of the total amount payable for the grapes by the end of the month following the month during which the grapes are delivered, 50 per cent of the remaining balance by 30 June in that year and the balance by 30 September in that year.
- (b) If the grapes are delivered to the processor on or after 1 April but prior to 1 May in a year, the processor must pay to the producer $33\frac{1}{3}$ per cent of the total amount payable for the grapes by 31 May in that year, 50 per cent of the remaining balance by 30 June in that year and the balance by 30 September in that year.
- (c) If the grapes are delivered to the processor on or after 1 May in a year, the processor must pay to the producer $66\frac{2}{3}$ per cent of the total amount payable for the grapes by 30 June in that year and the balance by 30 September in that year.
- (d) If a processor defaults in making a payment within the time fixed above, the processor must pay to the producer an amount equal to interest on any amount remaining in default calculated at the Commonwealth Bank standard overdraft interest rate (as at the beginning of the month during which the default occurred) plus 1 per cent per annum until the following 31 December and thereafter at the Commonwealth Bank standard overdraft interest rate (as at 1 September in the year during which the default occurred) plus 5 per cent per annum.

Application

2. The terms and conditions fixed by this order apply in relation to contracts whether made before or after the publication of this order in the *Gazette*.

Dated 27 March 2001.

ROB KERIN, Minister for Primary Industries and Resources

WORKERS REHABILITATION AND COMPENSATION
ACT 1986

Notice Pursuant to Section 32 (7)

THE WORKERS REHABILITATION AND COMPENSATION CORPORATION hereby varies the scale of charges fixed for the purposes of section 32 (7) of the Workers Rehabilitation and Compensation Act 1986, by notice published in the *Government Gazette* on 9 February 1995 and 22 June 2000 as follows:

By inserting after item (4) the following item:

- (5) This notice is effective for travel on or after 1 January 2001.

Travel Allowance

Item No.	Service Description	Charge \$
1.	Where a worker travels in a private vehicle to or from any place for the purpose of receiving medical services, hospitalisation or approved rehabilitation, and the travel is reasonably necessary in the circumstances of the case, the worker is entitled to a travel allowance for each kilometre travelled at the rate of:	28.9c

Dated 22 March 2001.

K. BROWN, Chief Executive Officer

ROAD TRAFFIC ACT 1961

Approval for the Transport of Agricultural Vehicles Carried as a Load

PURSUANT to the provisions of section 161A of the Road Traffic Act 1961, and Regulation 35 of the Road Traffic (Miscellaneous) Regulations 1999, I, T. N. Argent, Executive Director, Transport SA, as an authorised delegate of the Minister for Transport and Urban Planning, hereby approve:

- Articulated motor vehicles;

carrying agricultural vehicles which exceed 4.3 m in height and/or when in combination exceed 19 m in length, to operate in South Australia; and

- Rigid motor vehicles;
- Rigid motor vehicles towing one trailer;

carrying agricultural vehicles which exceed 4.3 m in height to operate in South Australia; and

PURSUANT to the provisions of section 163AA of the Road Traffic Act 1961, I, T. N. Argent, Executive Director, Transport SA, as an authorised delegate of the Minister for Transport and Urban Planning, hereby exempt:

- Articulated motor vehicles;
- Rigid motor vehicles;
- Rigid motor vehicles towing one trailer;

carrying agricultural vehicles:

From the following provisions of the Road Traffic (Vehicle Standards) Rules 1999:

- Rule 66 – Width;
- Rule 69 (1) (d) – Length of combinations;
- Rule 72 (1) – Height;
- Rule 70 – Rear overhang; and

From the following provision of the Road Traffic (Mass and Loading Requirements) Regulations 1999:

- Schedule 1, Part 2, Regulation 6 – Front and side projections, in so far as it relates to side projections:

Subject to the following conditions:

1. The vehicles described above operate in accordance with the document titled “Transport of Agricultural Vehicles in South Australia” dated March 2001, issued by Transport SA.
2. Except as otherwise specified in this exemption notice, the standard form conditions prescribed in the *Road Traffic (Oversize or Overmass Vehicle Exemptions) Regulations 1999* for the purposes of section 115 of the Act, shall not apply.
3. A copy of the document titled “Transport of Agricultural Vehicles in South Australia” dated March 2001, shall be carried by the driver of the vehicle at all times when operating under this exemption and be produced when requested by an Inspector appointed under the Road Traffic Act 1961 and/or Motor Vehicles Act 1959, or a Police Officer.

This notice is valid from 1 April 2001 and the notice titled ‘*Exemption for Motor Vehicles or Combinations Carrying Agricultural Vehicles or Implements to exceed Front and Side Projection Limits and a Width of 2.5 m*’ appearing in the *South Australian Government Gazette*, dated 7 December 2000, is revoked at midnight on 31 March 2001.

The notice titled ‘*Approval for Agricultural Vehicles to exceed a length of 19 m, a height of 4.3 m and a width of 2.5 m*’ appearing in the *South Australian Government Gazette*, dated 22 March 2001, is hereby revoked.

This exemption expires at midnight on the 31 March 2002.

T. N. ARGENT, Executive Director, Transport SA

STATE LOTTERIES ACT 1966

Lotteries (Cash Bonanza) Rules

1. *Preliminary*

- 1.1 These Rules may be cited as the Lotteries (Cash Bonanza) (Amendment) Rules 2001.
- 1.2 The Lotteries (Cash Bonanza) Rules made under the State Lotteries Act 1966, and published in the *Government Gazette* on 18 January 2001, are hereinafter referred to as the 'Principal Rules'.
- 1.3 The Principal Rules are hereby amended effective from midnight on the date they are approved by the Minister and these Rules will take effect immediately thereafter, except as provided in these Rules.

2. *Amendment of Rule 2*

Rule 2 of the Principal Rules is amended by striking out the definition of 'studio contestant' and substituting therefor:

'“studio contestant” means a player selected to be a studio contestant by one of the Lottery Participants and, in the case of the South Australian studio contestant, means the player selected to be the studio contestant under Rule 4;’.

3. *Amendment of Rule 4.1.7*

Rule 4.1.7 of the Principal Rules is amended by striking out the existing Rule and substituting therefor:

'A home player may be selected to participate in one of the elimination rounds of the game show as the Lottery Participants determine.'

4. *Amendment of Rules 4, 9 and 10*

Rules 4, 9 and 10 of the Principal Rules are amended by inserting the words 'South Australian' before the words 'studio contestant' wherever occurring.

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

Dated 15 March 2001.

(L.S.) SUSAN C. BIGGS, Commission Member
D. P. LEMESSURIER, Commission Member

Approved on 16 March 2001.

MICHAEL ARMITAGE, Minister for Government Enterprises

GRANT OF EXPLORATION LICENCE NO. 82

Office of Minerals and Energy Resources, Adelaide 22 March 2001

NOTICE is hereby given that the undermentioned Exploration Licence has been granted under the provisions of the Petroleum Act 2000, pursuant to delegated powers dated 25 September 2000, *Gazetted* 28 September 2000, page 2289.

R. A. LAWS, Director Petroleum, Office of Minerals and Energy Resources, Delegate of the Minister for Primary Industries and Resources

No. of Licence	Licensees	Locality	Date of Expiry	Area in km ²	Reference
82	Beach Oil and Gas Pty Ltd Alvin Hosking James Allender Andrew Wenk	Otway Basin of South Australia	21 March 2006	275	SR.27.2.211

Description of the Area

All that part of the State of South Australia bounded as follows: commencing at a point being the intersection of latitude 37°55'S AGD 66 and longitude 140°37'30"E AGD 66, thence east to longitude 140°42'30"E AGD 66, south to latitude 37°57'30"S AGD 66, east to longitude 140°47'30"E AGD 66, north to latitude 37°56'30"S AGD 66, east to longitude 140°48'30"E AGD 66, south to latitude 37°57'30"S AGD 66, east to longitude 140°50'E AGD 66, south to latitude 37°58'30"S AGD 66, east to longitude 140°52'30"E AGD 66, south to the Territorial Sea Baseline at low water mark, Southern Ocean, thence generally westerly and north-westerly along the said baseline to latitude 38°00'S AGD 66, east to longitude 140°37'30"E AGD 66, and north to the point of commencement.

Area: 275 km² (approx.)

All the within latitudes and longitudes are geodetic and expressed in terms of the Australian Geodetic Datum (AGD 66) as defined on p. 4984 of *Commonwealth Gazette* number 84 dated 6 October 1966.

WATER CONSERVATION ACT 1936

Rates for Supply by Agreement

IN relation to agreements for the supply of water pursuant to section 19 of the Water Conservation Act 1936, I fix the rates payable in respect of the 2001-2002 financial year under agreements to which that section applies as set out in the Schedule.

SCHEDULE

Quarterly rate payable	\$62.50
and	
Additional water rates payable for water supplied to or in relation to land and standpipes during the consumption year ending in the 2001-2002 financial year:	
(i) for each kilolitre supplied up to, and including, 125 kilolitres	\$0.76 per kilolitre
(ii) for each kilolitre supplied over 125 kilolitres.....	\$3.76 per kilolitre

Dated 12 March 2001.

MARK BRINDAL, Minister for Water Resources

REGULATIONS UNDER THE PUBLIC CORPORATIONS ACT 1993

No. 24 of 2001

At the Executive Council Office at Adelaide 29 March 2001

PURSUANT to the *Public Corporations Act 1993* and with the advice and consent of the Executive Council, I make the following regulations.

E. J. NEAL Governor

PURSUANT to section 10AA(2) of the *Subordinate Legislation Act 1978*, I certify that, in my opinion, it is necessary or appropriate that the following regulations come into operation as set out below.

ROB LUCAS Treasurer

SUMMARY OF PROVISIONS

1. Citation
2. Commencement
3. Dissolution and transfer of assets and liabilities of Seventh Australian Masters Games Corporation
4. Revocation

Citation

1. These regulations may be cited as the *Public Corporations (Seventh Australian Masters Games Corporation Dissolution) Regulations 2000*.

Commencement

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

Dissolution and transfer of assets and liabilities of Seventh Australian Masters Games Corporation

3. (1) Seventh Australian Masters Games Corporation established by regulation under the *Public Corporations Act 1993* is dissolved.

(2) The assets and liabilities of Seventh Australian Masters Games Corporation immediately before its dissolution are transferred to and vested in or attached to the South Australian Tourism Commission.

Revocation

4. The *Public Corporations (Seventh Australian Masters Games Corporation) Regulations 1998* (see *Gazette* 21 May 1998 p. 2234) are revoked.

CSTO 00/014

R. DENNIS Clerk of the Council

REGULATIONS UNDER THE DEVELOPMENT ACT 1993

No. 25 of 2001

At the Executive Council Office at Adelaide 29 March 2001

PURSUANT to the *Development Act 1993* and with the advice and consent of the Executive Council, I make the following regulations.

E. J. NEAL Governor

PURSUANT to section 10AA(2) of the *Subordinate Legislation Act 1978*, I certify that, in my opinion, it is necessary or appropriate that the following regulations come into operation as set out below.

DIANA LAIDLAW Minister for Transport and Urban Planning

SUMMARY OF PROVISIONS

1. Citation
2. Commencement
3. Variation of reg. 4—Adoption of Building Code
4. Variation of reg. 5—Application of Act
5. Variation of reg. 9—Statement of Intent
6. Substitution of reg. 10
 10. Consultation with government Departments or agencies
 - 10A. Prescribed certificate—Section 25(6)(b)
7. Variation of reg. 13—Council report
8. Variation of reg. 15—Application to relevant authority
9. Variation of reg. 29—Land division applications
10. Variation of reg. 38—Determination of Commission as relevant authority
11. Variation of reg. 39—Assessment in respect of the Building Rules referred to council
12. Variation of reg. 40—Issue of provisional building rules consent other than by a council
13. Variation of reg. 44—Notification of land division decision
14. Variation of reg. 61—Declaration by the Minister (s. 46)
15. Insertion of reg. 69B
 - 69B. Referrals and reporting
16. Variation of reg. 98—Register of applications
17. Insertion of reg. 98A
 - 98A. Register of land management agreements
18. Insertion of regs. 107 and 108
 107. Declaration of commercial competitive interest
 108. Transitional provision—Development (System Improvement Program) Amendment Act 2000
19. Insertion of schedules 4A and 4B

SCHEDULE 4A
Development Act 1993—Section 25(6)(b)—Certificate

SCHEDULE 4B
Development Act 1993—Section 25(14)(b)—Certificate
20. Variation of schedule 5
21. Variation of schedule 6
22. Variation of schedule 8
23. Insertion of schedule 24

SCHEDULE 24
Development Act 1993—Division 3 Part 11—Commercial Competitive Interest

Citation

1. The *Development Regulations 1993* (see *Gazette* 27 October 1993 p. 1954), as varied, are referred to in these regulations as "the principal regulations".

Commencement

2. These regulations will come into operation on the day on which section 4 of the *Development (System Improvement Program) Amendment Act 2000* comes into operation.

Variation of reg. 4—Adoption of Building Code

3. Regulation 4 of the principal regulations is varied—

- (a) by striking out from subregulation (1) "The Building Code" and substituting "Subject to these regulations, the Building Code";
- (b) by striking out subregulation (3) (and the note to that subregulation) and substituting the following subregulations:

(2) The Building Code is, for the purposes of its adoption by these regulations, modified in its application to a strata scheme under the *Strata Titles Act 1988* or to a community scheme under the *Community Titles Act 1996* to the extent that a boundary between a unit and common property that consists of or includes a road, driveway, walkway or other thoroughfare, carpark, garden or other open space adjoining the boundary with the unit will be disregarded for the purposes of determining requirements for fire-resistance of building elements.

(3) Subregulation (2) does not derogate from the significance of any other boundary of the subject unit or common property, or the significance of the boundary of any other allotment, for the purposes of determining requirements for fire-resistance of building elements under the Code (*e.g.*, the far boundary of a road adjoining the allotment).;

- (c) by striking out from subregulation (4) "subregulation (3)" and substituting "this regulation".

Variation of reg. 5—Application of Act

4. Regulation 5 of the principal regulations is varied by inserting after its present contents (now to be designated as subregulation (1)) the following subregulations:

(2) Pursuant to section 7(3) of the Act, subsection (1)(d)(viii) of section 33 of the Act does not apply in respect of development that does not involve the creation of a new boundary—

- (a) that separates two or more sole occupancy units within an existing building; or
- (b) that bounds a public corridor within an existing building; or
- (c) that is within a prescribed separation distance from an existing building.

(3) Pursuant to section 7(3) of the Act, subsection (5) of section 33 of the Act applies, in respect of a development to which subsection (1)(d)(viii) of that section applies by virtue of subregulation (2), on the basis that a reference to the Building Rules is a reference to Section C—Volume 1, and Part 2.3.1—Volume 2, of the Building Code.

(4) In this regulation—

"**prescribed separation distance**", in relation to a building, means the separation distance that applies to the building under the Building Code for the purpose of determining requirements for fire-resistance of building elements under the Code;

"**sole occupancy unit**" has the same meaning as in the Building Code.

Variation of reg. 9—Statement of Intent

5. Regulation 9 of the principal regulations is varied—

(a) by striking out paragraph (b) and substituting the following paragraphs:

(b) **Planning Strategy Policies**—an identification of the relevant Planning Strategy policies and a statement confirming that the Plan Amendment Report will be consistent with those policies;

(ba) **Region-Wide Policies**—an identification of any Development Plan policies which apply across the region which the amendment will need to address, and a statement confirming that these policies will only be changed to the extent (if any) necessary to ensure consistency with the policies contained in the Planning Strategy;;

(b) by striking out paragraph (i) and substituting the following paragraph:

(i) **Timetable**—an outline of a timetable for the proposed investigation, amendment and public consultation program (ensuring that the program is completed within reasonable time limits and including specific periods for the purposes of paragraphs (a), (b) and (c) of section 25(19) of the Act).

Substitution of reg. 10

6. Regulation 10 of the principal regulations revoked and the following regulations are substituted:

Consultation with government Departments or agencies

10. Unless otherwise determined by the Minister, a council subject to a requirement under section 25(6)(a) of the Act must ensure that a copy of any written report received from a Department or agency is furnished to the Minister for the purposes of considering the matter under section 25(8) of the Act.

Prescribed certificate—Section 25(6)(b)

10A. (1) For the purposes of section 25(6)(b) of the Act, a certificate of the chief executive officer of a council must be in the form of schedule 4A.

(2) A council must ensure that a copy of a certificate of its chief executive officer under section 25(6)(b) of the Act is provided to the Minister within two business days after the Plan Amendment Report is released for public consultation.

Variation of reg. 13—Council report

7. Regulation 13 of the principal regulation is varied—

(a) by striking out paragraph (a) and substituting the following paragraph:

(a) a copy of each report or written submission on the amendment from a government Department or agency, or from the public, received by the council under the Act or these regulations;;

(b) by inserting after its present contents (as varied by paragraph (a) and now to be designated as subregulation (1)) the following subregulation:

(2) For the purposes of section 25(14)(b) of the Act, a certificate of the chief executive officer of a council must be in the form of schedule 4B.

Variation of reg. 15—Application to relevant authority

8. Regulation 15 of the principal regulations is varied—

(a) by striking out from subregulation (3)(b)(ii) "regulation 38(1a)" and substituting "clause 2A of schedule 10";

(b) by inserting after subregulation (3) the following subregulation:

(3a) If an application is lodged with a council but a regional development assessment panel is the relevant authority, the council must—

(a) retain one copy of the application, and one copy of any plans, drawings, specifications and other documents and information accompanying the application; and

(b) forward the application, together with the remaining copies of the plans, drawings, specifications and other documents and information, to the appropriate person acting on behalf of the regional development assessment panel.

Variation of reg. 29—Land division applications

9. Regulation 29 of the principal regulations is varied—

(a) by inserting in subregulation (1) "or a regional development assessment panel" after "a council";

(b) by inserting in subregulation (1) "or regional development assessment panel (as the case may be)" after "the council";

(c) by striking out from subregulation (2) "the council, the council" and substituting "the relevant authority, it".

Variation of reg. 38—Determination of Commission as relevant authority

10. Regulation 38 of the principal regulations is varied—

(a) by inserting in subregulation (2)(a)(i) "or regional development assessment panel (as the case may be)" after "the relevant council";

(b) by inserting in subregulation (2)(a)(i) "or regional development assessment panel" after "the council";

- (c) by inserting in subregulation (2)(a)(ii)(A) "or regional development assessment panel" after "the council";
- (d) by inserting in subregulation (2)(a)(ii)(B) "or regional development assessment panel" after "the council";
- (e) by inserting in subregulation (3)(a) "or regional development assessment panel" after "the council".

Variation of reg. 39—Assessment in respect of the Building Rules referred to council

11. Regulation 39 of the principal regulations is varied by inserting "or the regional development assessment panel (as the case may be)" after "the Development Assessment Commission".

Variation of reg. 40—Issue of provisional building rules consent other than by a council

12. Regulation 40 of the principal regulations is varied by inserting "or a regional development assessment panel" after "the Development Assessment Commission".

Variation of reg. 44—Notification of land division decision

13. Regulation 44 of the principal regulations is varied by inserting "or regional development assessment panel" after "council" wherever it occurs.

Variation of reg. 61—Declaration by the Minister (s. 46)

14. Regulation 61 of the principal regulations is varied by inserting "or a regional development assessment panel" in subregulation (2)(a) after "the Development Assessment Commission".

Insertion of reg. 69B

15. The following regulation is inserted after regulation 69A of the principal Act:

Referrals and reporting

69B. (1) Pursuant to subsection (7a) of section 49 and subsection (7a) of section 49A of the Act, if an application under either of those sections relates to development of a class prescribed under schedule 8, the Development Assessment Commission must refer the application, together with a copy of any relevant information provided by the State agency or proponent (as the case may be), to the relevant body under that schedule for comment and report within the period of six weeks (and this period of six weeks will also be the period that applies under section 49(7c) or 49A(7c) of the Act).

(2) For the purposes of sections 49(10) and 49A(10) of the Act, the period of three months is prescribed.

Variation of reg. 98—Register of applications

16. Regulation 98 of the principal regulations is varied by inserting in subregulation (2)(g) ", a regional development assessment panel" after "council".

Insertion of reg. 98A

17. The following regulation is inserted after regulation 98 of the principal regulations:

Register of land management agreements

98A. (1) The Minister must establish a register of agreements entered into by the Minister under section 57(1) of the Act.

(2) A council must establish a register of agreements entered into by the council under section 57(2) of the Act.

(3) A register must contain a copy of each agreement entered into by the Minister or the council (as the case may be) under section 57 of the Act after the commencement of this regulation and may contain other information the Minister or the council (as the case may be) considers appropriate.

(4) The register established by the Minister must be kept at the principal office of the Department of the Minister.

(5) A register established by a council must be kept at the principal office of the council.

(6) A register must be kept available for public inspection during normal office hours for the office where the register is situated.

Insertion of regs. 107 and 108

18. The following regulations are inserted after regulation 106 of the principal regulations:

Declaration of commercial competitive interest

107. (1) Pursuant to subsection (3) of section 88B of the Act, a disclosure of a commercial competitive interest under section 88B must be given in the form of a duly completed Notice of Disclosure in the form of schedule 24.

(2) The form required under subregulation (1) must be given by the person required to make the relevant disclosure—

(a) to the Registrar of the relevant court—

- (i) in the case of a person who has commenced the proceedings—at the time of lodging the application or other documentation that commences the proceedings;
- (ii) in the case of a person who becomes a party to the proceedings—within 10 business days after becoming a party to the proceedings;
- (iii) in the case of a person who provides financial assistance to another person who commences or becomes a party to any relevant proceedings—within 10 business days after the commencement of the proceedings or the date on which the other person becomes a party to the proceedings (as the case may be); and

(b) to each of the other parties to the proceedings—

- (i) in the case of a person who has commenced the proceedings—within 10 business days after commencing the proceedings;
- (ii) in the case of a person who becomes a party to the proceedings—within 10 business days after becoming a party to the proceedings;

- (iii) in the case of a person who provides financial assistance to another person who commences or becomes a party to any relevant proceedings—within 10 business days after the commencement of the proceedings or the date on which the other person becomes a party to the proceedings (as the case may be).

Transitional provision—Development (System Improvement Program) Amendment Act 2000

108. (1) This regulation addresses a transitional issue consequent on the enactment of the *Development (System Improvement Program) Amendment Act 2000*.

(2) A commissioner of the Environment, Resources and Development Court designated by the Governor as a commissioner for the purposes of the Court's jurisdiction under an Act referred to in column 1 of the table below will be taken to have been specifically designated as a person who has expertise in a field appearing opposite in column 2.

Act	Expertise
<i>Environment Protection Act 1993</i>	Environmental protection and management
<i>Irrigation Act 1994</i>	Irrigated farming or management of water resources
<i>Water Resources Act 1997</i>	The use, conservation or management of water resources.

Insertion of schedules 4A and 4B

19. The following schedules are inserted after schedule 4 of the principal regulations:

SCHEDULE 4A*Development Act 1993—Section 25(6)(b)—Certificate***CERTIFICATE OF CHIEF EXECUTIVE OFFICER
THAT A PLAN AMENDMENT REPORT IS
SUITABLE FOR THE PURPOSES OF
PUBLIC CONSULTATION**

I (*full name.....*), as Chief Executive Officer of (*name of council.....*), certify that the Statement of Investigations, accompanying the Plan Amendment Report to which this certificate relates, sets out the extent to which the proposed amendment or amendments—

- (a) accord with the Statement of Intent (as agreed between the council and the Minister under section 25(1) of the Act) and, in particular, all of the items set out in regulation 9 of the *Development Regulations 1993*; and
- (b) accord with the Planning Strategy, on the basis that each relevant provision of the Planning Strategy that relates to the amendment or amendments has been specifically identified and addressed, including by an assessment of the impacts of each policy reflected in the amendment or amendments against the Planning Strategy, and on the basis that any policy which does not fully or in part accord with the Planning Strategy has been specifically identified and an explanation setting out the reason or reasons for the departure from the Planning Strategy has been included in the Statement of Investigation; and
- (c) accord with the other parts of the Development Plan (being those parts not affected by the amendment or amendments); and
- (d) complement the policies in the Development Plans for adjoining areas; and
- (e) satisfy the other matters (if any) prescribed under section 25(6)(b) of the *Development Act 1993*.

DATED this day of

.....
(*Signature of chief executive officer*)

SCHEDULE 4B*Development Act 1993—Section 25(14)(b)—Certificate***CERTIFICATE OF CHIEF EXECUTIVE OFFICER
THAT AN AMENDMENT TO A DEVELOPMENT PLAN
IS SUITABLE FOR APPROVAL**

I (*full name*.....), as Chief Executive Officer of (*name of council*.....), certify, in relation to the proposed amendment or amendments to (*title of Development Plan*.....), as last consolidated on (.....), referred to in the report accompanying this certificate—

- (a) that the council has complied with the requirements of section 25 of the *Development Act 1993* and that the amendment or amendments are in a correct and appropriate form; and
- (b) in relation to any alteration to the amendment or amendments recommended by the council in its report under section 25(13)(a) of the Act, that the amendment or amendments (as altered)—
 - (i) accord with the Planning Strategy, on the basis that each relevant provision of the Planning Strategy that relates to the amendment or amendments has been specifically identified and addressed, including by an assessment of the impacts of each policy reflected in the amendment or amendments against the Planning Strategy, and on the basis that any policy which does not fully or in part accord with the Planning Strategy has been specifically identified and an explanation setting out the reason or reasons for the departure from the Planning Strategy has been included in the report of the council; and
 - (ii) accord with the other parts of the Development Plan (being those parts not affected by the amendment or amendments); and
 - (iii) complement the policies in the Development Plans for adjoining areas; and
 - (iv) satisfy the other matters (if any) prescribed under section 25(14)(b)(ii) of the *Development Act 1993*.

DATED this day of

.....
(*Signature of chief executive officer*)

Variation of schedule 5

20. Schedule 5 of the principal regulations is varied by inserting after clause 6 the following clause:

Water resources requirements

7. (1) This clause applies with respect to an application that involves a development that must be referred to the Minister for the time being administering the *Water Resources Act 1997* under item 12A of schedule 8.

(2) An application to which this clause applies must be accompanied by a document which specifies—

- (a) the estimated water allocation requirements for the relevant development; and
- (b) the source or sources from which it is proposed that the water required for the purposes of the relevant development will be obtained.

Variation of schedule 6

21. Schedule 6 of the principal regulations is varied by inserting after item 6 the following item:

7. A fee of \$10 is prescribed for the purposes of section 57(2d) of the Act.

Variation of schedule 8

22. Schedule 8 of the principal regulations is varied by inserting after item 12 the following item:

12A. Certain activities that may give rise to water allocation issues under the *Water Resources Act 1997*

- A. Development that involves, or is for the purposes of, an activity specified for the purposes of this paragraph where—
- (a) the development may require water to be taken from a prescribed watercourse, lake or well, or surface water to be taken from a surface water prescribed area, under the *Water Resources Act 1997*, over and above any allocation that has already been granted under the *Water Resources Act 1997*; or
 - (b) the development may be affected by the operation of a notice under section 16 of the *Water Resources Act 1997*.

The following activities are specified for the purposes of this paragraph:

- (a) horticulture;
 - (b) activities requiring irrigation;
 - (c) aquaculture;
 - (d) industry;
 - (e) intensive animal keeping;
 - (f) commercial forestry.
- B. The Minister for the time being administering the *Water Resources Act 1997*.
- C. Six weeks.
- D. Regard.

Insertion of schedule 24

23. The following schedule is inserted after schedule 23 of the principal regulations:

SCHEDULE 24

Development Act 1993—Division 3 Part 11—Commercial Competitive Interest

NOTICE OF DISCLOSURE

TO: The Registrar¹.

AND TO²:

PURSUANT to section 88B of the *Development Act 1993* I disclose [that I have a commercial competitive interest in the proceedings described below] or [that I am receiving, in connection with the proceedings described below, direct or indirect financial assistance from a person who has a commercial competitive interest in the proceedings]³.

The relevant proceedings for the purposes of this notice are as follows⁴:

The name and contact details of a person providing direct or indirect financial assistance is as follows⁵:

NAME AND CONTACT DETAILS⁶:

DATED this day of

.....
(Signature of person making disclosure, or of a legal practitioner acting on behalf of that person)

NOTES:

- 1. Insert name of relevant court.
- 2. Insert names of other parties to the proceedings.
- 3. Strike out material that is inapplicable.
- 4. Insert details of proceedings.
- 5. In a case where the person giving the notice is receiving direct or indirect financial assistance from a person who has a commercial competitive interest in the proceedings, it is necessary to insert the full name and address of the persons who is providing that financial assistance. (This item need not be completed in any other case.)
- 6. Insert full name and address of person making disclosure. (The address may be the address of a legal practitioner acting on behalf of the person.)

This form must be given to the person required to make the relevant disclosure—

- (a) to the Registrar of the relevant court—
 - (i) in the case of a person who has commenced the proceedings—at the time of lodging the application or other documentation that commences the proceedings;
 - (ii) in the case of a person who becomes a party to the proceedings—within 10 business days after becoming a party to the proceedings;
 - (iii) in the case of a person who provides financial assistance to another person who commences or becomes a party to any relevant proceedings—within 10 business days after the commencement of the proceedings or the date on which the other person becomes a party to the proceedings (as the case may be); and
- (b) to each of the other parties to the proceedings—
 - (i) in the case of a person who has commenced the proceedings—within 10 business days after commencing the proceedings;
 - (ii) in the case of a person who becomes a party to the proceedings—within 10 business days after becoming a party to the proceedings;
 - (iii) in the case of a person who provides financial assistance to another person who commences or becomes a party to any relevant proceedings—within 10 business days after the commencement of the proceedings or the date on which the other person becomes a party to the proceedings (as the case may be).

If the business of a person, or the business of an associate of a person (other than the proponent of the development), might be adversely affected by a particular development on account of competition in the same market, then the person will be taken to have a commercial competitive interest in any relevant proceedings that are related to that development. The circumstances in which proceedings are related to a development include a situation where proceedings constitute a challenge to a Development Plan, or to the amendment of a Development Plan, that affects a development.

Relevant proceedings are any proceedings before a court arising under or in connection with the operation of the *Development Act 1993* including proceedings for judicial review, but not including criminal proceedings.

REGULATIONS UNDER THE PUBLIC CORPORATIONS ACT 1993

No. 26 of 2001

At the Executive Council Office at Adelaide 29 March 2001

PURSUANT to the *Public Corporations Act 1993* and with the advice and consent of the Executive Council, I make the following regulations.

E. J. NEAL Governor

PURSUANT to section 10AA(2) of the *Subordinate Legislation Act 1978*, I certify that, in my opinion, it is necessary or appropriate that the following regulations come into operation as set out below.

ROB LUCAS Treasurer

SUMMARY OF PROVISIONS

1. Citation
2. Commencement
3. Dissolution of RESI Power Corporation
4. Revocation of regulations

Citation

1. These regulations may be cited as the *Public Corporations (RESI Power Corporation Dissolution) Regulations 2001*.

Commencement

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

Dissolution of RESI Power Corporation

3. RESI Power Corporation established by regulation under the *Public Corporations Act 1993* is dissolved.

Revocation of regulations

4. The *Public Corporations (RESI Power Corporation) Regulations 1995* (see *Gazette* 29 June 1995 p. 3113) are revoked.

T&F01/002CS

R. DENNIS Clerk of the Council

**REGULATIONS UNDER THE ALICE SPRINGS TO DARWIN RAILWAY
ACT 1997**

No. 27 of 2001

At the Executive Council Office at Adelaide 29 March 2001

PURSUANT to the *Alice Springs to Darwin Railway Act 1997* and with the advice and consent of the Executive Council, I make the following regulations.

E. J. NEAL Governor

PURSUANT to section 10AA(2) of the *Subordinate Legislation Act 1978*, I certify that, in my opinion, it is necessary or appropriate that the following regulations come into operation as set out below.

JOHN OLSEN Premier

SUMMARY OF PROVISIONS

1. Citation
2. Commencement
3. Amendment of Act

Citation

1. These regulations may be cited as the *Alice Springs to Darwin Railway (Access Provisions) Regulations 2001*.

Commencement

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

Amendment of Act

3. Pursuant to section 14(2) of the *Alice Springs to Darwin Railway Act 1997*, the *AustralAsia Railway (Third Party Access) Act 1999* is amended—

(a) by inserting after section 8 the following section:

Modification of Access Code

9. If the designated Minister under Part IIIA of the *Trade Practices Act 1974* of the Commonwealth believes under section 44H(6) of that Act that an amendment to the Access Code made under clause 48 of the Code after the commencement of this section is, or results in, a substantial modification of the Code, then that amendment is to be taken not to be in force, and never to have been in force, to the extent of that belief.;

(b) by striking out clause 48 of the Code set out in the Schedule to that Act and substituting the following clause:

48. Amendment of Code

(1) This Code may be amended by the Northern Territory Minister and the South Australian Minister jointly as prescribed.

(2) This clause expires on 30 June 2001.

R. DENNIS Clerk of the Council

REGULATIONS UNDER THE PUBLIC CORPORATIONS ACT 1993

No. 28 of 2001

At the Executive Council Office at Adelaide 29 March 2001

PURSUANT to the *Public Corporations Act 1993* and with the advice and consent of the Executive Council, I make the following regulations.

E. J. NEAL Governor

PURSUANT to section 10AA(2) of the *Subordinate Legislation Act 1978*, I certify that, in my opinion, it is necessary or appropriate that the following regulations come into operation as set out below.

ROB LUCAS Treasurer

SUMMARY OF PROVISIONS

1. Citation
2. Commencement
3. Dissolution of RESI Energy Corporation
4. Revocation of regulations

Citation

1. These regulations may be cited as the *Public Corporations (RESI Energy Corporation Dissolution) Regulations 2001*.

Commencement

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

Dissolution of RESI Energy Corporation

3. RESI Energy Corporation established by regulation under the *Public Corporations Act 1993* is dissolved.

Revocation of regulations

4. The *Public Corporations (RESI Energy Corporation) Regulations 1995* (see *Gazette* 29 June 1995 p. 3118) are revoked.

T&F01/002CS

R. DENNIS Clerk of the Council

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CITY OF ADELAIDE

Exclusion of Land from Classification as Community Land

NOTICE is hereby given that pursuant to section 193 of the Local Government Act 1999, the Adelaide City Council on 19 March 2001, resolved to exclude the following land from classification as community land:

The Vaughan Place/Palais Car Park site at Frome Street and North Terrace as comprised in the following certificates of title:

- 22-32 Frome Street, Adelaide, certificate of title volume 1819, folio 1;
- off 22-32 Frome Street, Adelaide, certificate of title volume 2670, folio 80;
- off 22-32 Frome Street, Adelaide, certificate of title volume 2670, folio 79;
- off 22-32 Frome Street, Adelaide, certificate of title volume 5606, folio 812;
- off 22-32 Frome Street, Adelaide, certificate of title volume 5606, folio 811;
- 20 Frome Street, Adelaide, certificate of title volume 269, folio 47;
- 281-286 North Terrace, Adelaide, certificate of title volume 4024, folio 660.

S. LAW, Chief Executive Officer

CITY OF PORT LINCOLN

Change of Council Meeting Date

NOTICE is hereby given that the April meeting of council will be held on Monday, 23 April 2001 at 7.30 p.m. in the Council Chambers, Level 1, Civic Centre, 60 Tasman Terrace, Port Lincoln in lieu of Monday, 16 April 2001 (Easter Monday).

I. BURFITT, Chief Executive Officer

CITY OF PROSPECT

Appointments

NOTICE is hereby given that the Council of the City of Prospect at its meeting held on 20 March 2001, resolved that for the period 14 May 2001 to 18 May 2001, both dates inclusive, that Jason Kuchel be appointed Acting City Manager and Ann Short be appointed Acting Deputy City Manager.

M. LLEWELLYN-SMITH, City Manager

DISTRICT COUNCIL OF LE HUNTE

Results of Survey for Change of Council Name

Council Name Quota: 449

Council Names	Primary Votes	After Distribution of Preferences
District Council of Le Hunte	565	622
Wudinna Regional Council	161	222
Gawler Ranges Council	63	
Wudinna & Le Hunte	108	
Informal	3	
Total	900	

Councillors at their ordinary meeting held on 19 March 2001, resolved to retain the existing council name.

A. F. MCGUIRE, Deputy Returning Officer

DISTRICT COUNCIL OF LOXTON WAIKERIE

Temporary Road Closure

NOTICE is hereby given that the District Council of Loxton Waikerie, pursuant to section 359 of the Local Government Act 1934, as amended, hereby resolves to exclude all vehicles, with the exception of emergency vehicles, from the eastern and western carriageways of East Terrace, Loxton between Bookpurnong Terrace in the south and Scenic Drive in the north;

Scenic Drive, Loxton, between East Terrace in the east to McMillan Street in the west; McMillan Street, Loxton from Scenic Road in the south to River Murray Drive in the north; River Murray Drive, Loxton from McMillan Street in the east to Thiele Avenue in the west, from 12.45 p.m. to 4.30 p.m. on Saturday, 7 April 2001 for the Loxton Triathlon Event.

Pursuant to section 33 (1) (b) of the Road Traffic Act 1961, make an order directing persons taking part in the event be exempted, in relation to the road, from the duty to observe the Australian Road Rules specified below, subject to any conditions described below and attaching to the exemption, Australian Road Rules exemption and conditions:

1. Rule 221—Using hazardous warning lights.
2. Rule 230—Crossing a road, general.
3. Rule 238—Pedestrians travelling along a road.

The District Council of Loxton Waikerie further resolved that the portion of Loxton Riverfront being the Loxton Aquatic Club/boat ramp car park including both boat ramps be closed from 9 a.m. to 5.30 p.m. on 7 April 2001 for the Loxton Triathlon Event.

T. L. BURGEMEISTER, District Manager

DISTRICT COUNCIL OF ROBE

Temporary Road Closure

NOTICE is hereby given that at a council meeting held on 13 March 2001, council resolved that pursuant to section 359 of the Local Government Act 1934, as amended, the following public road will be closed to all vehicles, except emergency and authorised vehicles between 8 a.m. and 9.30 a.m. on Saturday, 31 March 2001, for the commencement of the Robe to Bendigo Walk, Royal Circus, Robe.

R. J. KAY, Chief Executive Officer

WATTLE RANGE COUNCIL

Exclusion of Community Land

NOTICE is hereby given that council, at its meeting held on 20 March 2001 carried the following resolution:

Pursuant to section 193 (2) of the Local Government Act 1999, resolve to exclude lots 14, 15 and 16b of Town of Furner as community land, having concluded its public consultation process.

F. N. BRENNAN, Chief Executive Officer

DISTRICT COUNCIL OF YANKALILLA

Exclusion of Land from Classification as Community Land

NOTICE is hereby given that the District Council of Yankalilla at a meeting held on 22 March 2001, resolved, pursuant to section 193 of the Local Government Act 1999, to exclude the following parcel of land from classification as Community Land:

Vacant land, Main South Road, Yankalilla, being allotment 51 in Deposited Plan 11218, section 1036, Hundred of Yankalilla and comprised in certificate of title volume 5465, folio 677.

R. D. SWEETMAN, Chief Executive Officer

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

Annear, Donald Rhine, late of 69 Wallala Avenue, Park Holme, retired wood machinist, who died on 24 January 2001.

Boots, Doris Flora, late of 5 Mitchell Street, Hyde Park, home duties, who died on 18 February 2001.

Burton, Richard Edward, late of 80 Moseley Street, Glenelg South, retired toolmaker, who died on 15 December 2000.

Childs, Murray Charles, late of 54 Dorene Street, St Marys, retired senior technical officer, who died on 9 January 2001.

Colbert, Alan Francis, late of 387 Wright Road, Valley View, retired police officer, who died on 7 December 2000.

Eckermann, Carmel Bridget, late of 5 Barton Court, St Agnes, Clerical Officer, who died on 28 January 2001.

Fowler, Lottie, late of 15 Halliday Street, Risdon Park, widow, who died on 23 November 2000.

Francis, Amy May, late of Grainger Road, Somerton Park, widow, who died on 25 February 2001.

Hanrahan, Eamonn Diarmuid, late of 29 Malone Street, Morphett Vale, retired strapper, who died on 18 January 2001.

Karamalis, Argirios, late of Sardes Lemnos, Greece, of no occupation, who died on 25 December 1999.

Kelly, Hilda Minnie, late of 101 Seventh Avenue, St Peters, home duties, who died on 12 January 2001.

Kuehl, Olive Ethel, late of 61 Guilford Avenue, Prospect, widow, who died on 8 January 2001.

Long, Ellen Margaret, late of 342 Marion Road, North Plympton, of no occupation, who died on 17 September 2000.

Matsen, Clarence Engelbert, late of 79 Flockhart Avenue, Valley View, retired car and wagon builder, who died on 18 February 2001.

Mundy, Clive Mortimer, late of 263 Hampstead Road, Northfield, retired shoe supervisor, who died on 6 December 2000.

Rudland, John Henry Arthur, late of 50 Gulfview Road, Christies Beach, retired track driver, who died on 27 December 2000.

Sillitoe, Hilda Minnie, late of 147 St Bernards Road, Rostrevor, of no occupation, who died on 1 December 2000.

Tailby, Edith Eliza, late of 112 Washington Street, Port Lincoln, home duties, who died on 5 December 2000.

Ward, Jean Lillian, late of Grainger Road, Somerton Park, widow, who died on 14 February 2001.

Watson, Alfred George, late of 21 West Terrace, Ardrossan, retired blaster, who died on 13 December 1985.

Wilson, Edna Maisie, late of 342 Marion Road, North Plympton, of no occupation, who died on 11 November 2000.

Notice is hereby given pursuant to the Trustee Act 1936, as amended, the Inheritance (Family Provision) Act 1972, and the Family Relationships Act 1975, that all creditors, beneficiaries, and other persons having claims against the said estates are required to send, in writing, to the Public Trustee, 25 Franklin Street, Adelaide 5000, full particulars and proof of such claims, on or before 27 April 2001, otherwise they will be excluded from the distribution of the said estate; and notice is also hereby given that all persons who are indebted to the said estates are required to pay the amount of their debts to the Public Trustee or proceedings will be taken for the recovery thereof; and all persons having any property belonging to the said estates are forthwith to deliver the same to the Public Trustee.

Dated 29 March 2001.

J. H. WORRALL, Public Trustee

ACKMAR HOLDINGS PTY LIMITED (IN LIQUIDATION)
(ACN 009 215 190)

Notice of Final Meeting

NOTICE is hereby given that a final meeting of the members and creditors of the company will be held at the offices of M.C. Chartered Accountants, First Floor, Menai House, 17 Bagot Street, North Adelaide, S.A. 5006 on 30 April 2001 at 10 a.m.

Agenda

1. To receive a final report from the liquidator showing how the winding up has been conducted and the property of the company has been disposed of and giving any necessary explanation of the account.

2. Any other business.

Dated 23 March 2001.

B. M. MANSOM, Liquidator

SOUTH AUSTRALIA—In the Supreme Court. No. 444 of 2001. In the matter of Angelic Australia Pty Ltd (ACN 076 709 647).

Notice of Application for Winding-up Order

1. A proceeding for the winding up of Angelic Australia Pty Ltd was commenced by the plaintiff, Korvest Limited, on 5 March 2001 and will be heard by the Supreme Court of South Australia, 1 Gouger Street, Adelaide, S.A. 5000 at 2.15 p.m. on Tuesday, 10 April 2001. Copies of documents filed may be obtained from the plaintiff's address for service.

2. The plaintiff's address for service is 34 Gilbert Street, Gilberton, S.A. 5081.

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

Dated 27 March 2001.

C. B. HEWITT, Legal Practitioner

SOUTH AUSTRALIA—In the Supreme Court. No. 393 of 1991. In the matter of Emmen Investments Pty Ltd and in the matter of the Corporations Law.

Notice of Release of Liquidator and Dissolution of the Company

Take notice that by order of the Supreme Court of South Australia dated 14 March 2001, I, John Sheahan, Level 8, 26 Flinders Street, Adelaide, S.A. 5000, the liquidator of the abovenamed company, was granted my release as liquidator and the company was dissolved as at the date of the order.

Dated 21 March 2001.

J. SHEAHAN, Liquidator

SOUTH AUSTRALIA—In the Supreme Court. No. 476 of 2001. In the matter of Specialised Packaging (South Australia) Pty Ltd (ACN 081 133 799).

Notice of Application for Winding-up Order

1. A proceeding for the winding up of Specialised Packaging (South Australia) Pty Ltd was commenced by the plaintiff, Handypine Supplies Pty Ltd, on 9 March 2001 and will be heard by the Supreme Court of South Australia, 1 Gouger Street, Adelaide, S.A. 5000 at 2.15 p.m. on Tuesday, 10 April 2001. Copies of documents filed may be obtained from the plaintiff's address for service.

2. The plaintiff's address for service is 34 Gilbert Street, Gilberton, S.A. 5081.

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

Dated 27 March 2001.

C. B. HEWITT, Legal Practitioner

SOUTH AUSTRALIA—In the Supreme Court. No. 475 of 2001. In the matter of Woodards Investments Pty Ltd (ACN 074 598 315).

Notice of Application for Winding-up Order

1. A proceeding for the winding up of Woodards Investments Pty Ltd was commenced by the plaintiff, Aspex Building Designers Pty Ltd, on 9 March 2001 and will be heard by the Supreme Court of South Australia, 1 Gouger Street, Adelaide, S.A. 5000 at 2.15 p.m. on Tuesday, 10 April 2001. Copies of documents filed may be obtained from the plaintiff's address for service.

2. The plaintiff's address for service is 34 Gilbert Street, Gilberton, S.A. 5081.

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

Dated 27 March 2001.

C. B. HEWITT, Legal Practitioner

SALE OF PROPERTY

Auction Date: Thursday, 19 April 2001 at 1.15 p.m.

Location: Midcity Motor Auctions
165 Richmond Road, Richmond

NOTICE is hereby given that on the above date at the time and place stated, by virtue of Orders for Sale issued by the Fines Payment Unit of South Australia, Penalty No. EXREG 99 29552/1 and others, are directed to the Sheriff of South Australia in an action wherein Kylie Jane Moule is the Defendant, I, Tim Goodes, Sheriff, of the State of South Australia, will by my auctioneers, Midcity Motor Auctions make sale of the following:

1981 VC Holden Commodore sedan
Registration Number UFA 486.

SALE OF PROPERTY

Auction Date: Thursday, 19 April 2001 at 1.15 p.m.

Location: Midcity Motor Auctions
165 Richmond Road, Richmond

NOTICE is hereby given that on the above date at the time and place stated, by virtue of Orders for Sale issued by the Fines Payment Unit of South Australia, Penalty No. EXREG 00 60856/1 and others, are directed to the Sheriff of South Australia in an action wherein Leanne Wilkey is the Defendant, I, Tim Goodes, Sheriff, of the State of South Australia, will by my auctioneers, Midcity Motor Auctions make sale of the following:

1984 VK Holden Commodore sedan
Registration Number UXH 489.

SALE OF PROPERTY

Auction Date: Thursday, 19 April 2001 at 1.15 p.m.

Location: Midcity Motor Auctions
165 Richmond Road, Richmond

NOTICE is hereby given that on the above date at the time and place stated, by virtue of Orders for Sale issued by the Fines Payment Unit of South Australia, Penalty No. EXREG 99 78831/1 and others, are directed to the Sheriff of South Australia in an action wherein Barry William Stutley is the Defendant, I, Tim Goodes, Sheriff, of the State of South Australia, will by my auctioneers, Midcity Motor Auctions make sale of the following:

1985 VK Holden Commodore station sedan
Registration Number VYM 599.

SALE OF PROPERTY

Auction Date: Thursday, 19 April 2001 at 1.15 p.m.

Location: Midcity Motor Auctions
165 Richmond Road, Richmond

NOTICE is hereby given that on the above date at the time and place stated, by virtue of Orders for Sale issued by the Fines Payment Unit of South Australia, Penalty No. EXREG 00 62092/1 and others, are directed to the Sheriff of South Australia in an action wherein Dorian Mervyn Turner is the Defendant, I, Tim Goodes, Sheriff, of the State of South Australia, will by my auctioneers, Midcity Motor Auctions make sale of the following:

1985 XF Ford Falcon sedan
Registration Number VCK 268
1979 Ford Escort sedan
Registration Number WAB 704

SALE OF PROPERTY

Auction Date: Thursday, 19 April 2001 at 1.15 p.m.

Location: Midcity Motor Auctions
165 Richmond Road, Richmond

NOTICE is hereby given that on the above date at the time and place stated, by virtue of Orders for Sale issued by the Fines Payment Unit of South Australia, Penalty No. EXREG 00 9246/1 and others, are directed to the Sheriff of South Australia in an action wherein Daniel Keith Martin is the Defendant, I, Tim Goodes, Sheriff, of the State of South Australia, will by my auctioneers, Midcity Motor Auctions make sale of the following:

Green Chrysler Sigma sedan
Registration Number STD 281.

ATTENTION

CUSTOMERS requiring a proof of their notice for inclusion in the *Government Gazette*, please note that the onus is on you to inform **Government Publishing SA** (*formerly Riverside 2000*) of any subsequent corrections by **10 a.m. on Thursday**, which is our publication deadline.

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

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