



# THE SOUTH AUSTRALIAN GOVERNMENT GAZETTE

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ADELAIDE, THURSDAY, 26 FEBRUARY 2009

## CONTENTS

	Page		Page
Acts Assented To.....	714	Public Trustee Office—Administration of Estates .....	823
Appointments, Resignations, Etc.....	714	<b>REGULATIONS</b>	
Corporations and District Councils—Notices.....	821	Liquor Licensing Act 1997 (No. 13 of 2009) .....	766
Development Act 1993—Notices.....	714	Primary Industry Funding Schemes Act 1998 (No. 14 of 2009).....	770
Environment Protection Act 1993—Notice.....	746	Primary Produce (Food Safety Schemes) Act 2004 (No. 15 of 2009).....	774
Fisheries Management Act 2007—Notices .....	747	Food Act 2001 (No. 16 of 2009).....	778
Fruit and Plant Protection Act 1992—Notice.....	748	Correctional Services Act 1982 (No. 17 of 2009).....	780
Geographical Names Act 1991—Notice .....	748	Development Act 1993 (No. 18 of 2009) .....	782
Housing Improvement Act 1940—Notices.....	751	Authorised Betting Operations Act 2000 (No. 19 of 2009).....	786
Land Acquisition Act 1969—Notices.....	749	Development Act 1993— (No. 20 of 2009).....	789
Liquor Licensing Act 1997—Notices.....	752	(No. 21 of 2009).....	818
Mining Act 1971—Notices.....	756	Roads (Opening and Closing) Act 1991—Notice.....	762
Mount Gambier Circuit Court—Notice .....	756	<b>RULES OF COURT</b>	
National Electricity Law—Notice .....	757	District Court Civil Rules 2006 .....	761
Natural Resources Management Act 2004—Notice .....	758	Shop Trading Hours Act 1977—Notice .....	762
Offshore Petroleum and Greenhouse Gas Storage Act 2006—Notice.....	758	Unclaimed Moneys Act 1891—Notices .....	824
Partnership Act 1891—Notice.....	823		
Petroleum Act 2000—Notices .....	759		
Port Augusta Circuit Court—Notice.....	759		
Proclamations .....	763		

## GOVERNMENT GAZETTE NOTICES

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

Department of the Premier and Cabinet  
Adelaide, 26 February 2009

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. 4 of 2009—Standard Time Act 2009. An Act to fix standard time for South Australia; to repeal The Standard Time Act 1898 and for other purposes.

No. 5 of 2009—Kapunda Hospital (Variation of Trust) Act 2009. An act to allow for land subject to the Kapunda Hospital trust to be used for other purposes approved by the Minister if no longer required for the purposes of the Hospital.

No. 6 of 2009—Administration and Probate (Distribution on Intestacy) Amendment Act 2009. An Act to amend the Administration and Probate Act 1919.

No. 7 of 2009—Criminal Investigation (Covert Operations) Act 2009. An Act to authorise the use of undercover operations and assumed identities for the purposes of criminal investigation and the gathering of criminal intelligence within and outside the State; to establish a certification scheme for the protection of the identity of certain witnesses; to provide for cross border recognition of undercover operations, assumed identities and the certification scheme; to repeal the Criminal Law (Undercover Operations) Act 1995; and for other purposes.

By command,

GAIL GAGO, for Premier

DPC06/0875

Department of the Premier and Cabinet  
Adelaide, 26 February 2009

HIS Excellency the Governor in Executive Council has been pleased to appoint the undermentioned to the State Opera of South Australia Board of Management, pursuant to the provisions of the State Opera of South Australia Act 1976:

Member: (from 26 February 2009 until 25 February 2012)  
Craig Dean Raneberg

By command,

GAIL GAGO, for Premier

ASACAB016/02

Department of the Premier and Cabinet  
Adelaide, 26 February 2009

HIS Excellency the Governor in Executive Council has been pleased to appoint Rodney Hook as State Co-ordinator-General for the purposes of the Commonwealth Nation Building Program, commencing on 26 February 2009 and expiring on 31 December 2012, pursuant to section 68 of the Constitution Act 1934.

By command,

GAIL GAGO, for Premier

MUDP09/008CS

DEVELOPMENT ACT 1993, SECTION 25 (17): DISTRICT COUNCIL OF THE COPPER COAST—WALLAROO FERRY TERMINAL DEVELOPMENT PLAN AMENDMENT

*Preamble*

1. The Development Plan amendment entitled 'District Council of the Copper Coast—Wallaroo Ferry Terminal Development Plan Amendment' (the Plan Amendment) has been finalised in accordance with the provisions of the Development Act 1993.

2. The Minister for Urban Development and Planning has decided to approve the Plan Amendment.

NOTICE

PURSUANT to section 25 of the Development Act 1993, I—

(a) approve the Plan Amendment; and

(b) fix the day on which this notice is published in the *Gazette* as the day on which the Plan Amendment will come into operation.

Dated 26 February 2009.

PAUL HOLLOWAY, Minister for Urban  
Development and Planning

DEVELOPMENT ACT 1993, SECTION 25 (17): CITY OF PORT ADELAIDE ENFIELD—PORT ADELAIDE CENTRE DEVELOPMENT PLAN AMENDMENT

*Preamble*

1. The Development Plan amendment entitled 'City of Port Adelaide Enfield—Port Adelaide Centre Development Plan Amendment' (the Plan Amendment) has been finalised in accordance with the provisions of the Development Act 1993.

2. The Minister for Urban Development and Planning has decided to approve the Plan Amendment.

NOTICE

PURSUANT to section 25 of the Development Act 1993, I—

(a) approve the Plan Amendment; and

(b) fix the day on which this notice is published in the *Gazette* as the day on which the Plan Amendment will come into operation.

Dated 26 February 2008.

PAUL HOLLOWAY, Minister for Urban  
Development and Planning

DEVELOPMENT ACT 1993, SECTION 28 (1): DECLARATION OF INTERIM OPERATION OF DISTRICT COUNCIL OF FRANKLIN HARBOUR—GENERAL AND COASTAL DEVELOPMENT PLAN AMENDMENT

NOTICE

PURSUANT to section 28 (1) of the Development Act 1993, I, Paul Holloway, Minister for Urban Development and Planning, am of the opinion that it is necessary in the interest of the orderly and proper development of the area affected by the 'District Council of Franklin Harbour—General and Coastal Development Plan Amendment' that the Plan Amendment should come into operation without delay on an interim basis on 26 February 2009.

Dated 26 February 2009.

PAUL HOLLOWAY, Minister for Urban  
Development and Planning

DEVELOPMENT ACT 1993: SECTION 48

*Decision by the Governor*

*Preamble*

1. On 17 April 2008 the Minister for Urban Development and Planning gave notice in the *Government Gazette* that he was of the opinion that it was appropriate for the proper assessment of development of major environmental, social or economic importance that section 46 of the Development Act 1993 applied to any development of a kind listed in Schedule 1 of that notice in the parts of the State listed in Schedule 2 of that notice.

2. The Minister subsequently amended the declaration in the *Government Gazette* on 24 July 2008 to expand the gazetted marine boundaries to allow for greater flexibility in the design of the intake and outfall pipelines.

3. A proposal from the SA Water Corporation (hereafter 'the proponent') to develop a seawater desalination plant at Port Stanvac, Lonsdale, was the subject of a development application dated 23 June 2008.

4. In accordance with the declarations referred to in paragraph 1 and 2 of this Preamble, the application has been under consideration under Division 2 of Part 4 of the Development Act 1993. The proposal has been the subject of an Environmental Impact Statement and an Assessment Report under sections 46 and 46B of the Development Act 1993, and is hereafter referred to as the 'proposed Major Development'.

5. I am satisfied that an appropriate Environmental Impact Statement and an Assessment Report have been prepared in relation to the proposed Major Development, in accordance with sections 46 and 46B, Division 2 of Part 4 of the Development Act 1993, and have had regard, when considering the proposed Major Development, to all relevant matters under section 48 (5) of the Development Act 1993.

6. I have decided to grant a development consent to the proposed Major Development under section 48 (6) of the Development Act 1993.

7. Contemporaneously with the issuing of this Notice, I intend pursuant to section 48 (8) of the Development Act to delegate to the Minister (a) the power to assess reserve matters and to issue a final development authorisation for the purposes of section 48 (2) (b) (i) of the Act; (b) the power to grant or permit any variation associated with that development authorisation (provided the essential nature of the development is not changed); and (c) in relation to that development authorisation, or any variation—the power to revoke conditions, or to attach new conditions, under section 48 (7) of the Development Act 1993 (provided the essential nature of the development is not changed).

#### Decision

PURSUANT to section 48 of the Development Act 1993 and with the advice and consent of the Executive Council, and having due regard to the matters set out in section 48 (5) and all other relevant matters, I:

- (a) grant a development authorisation in relation to the proposed Major Development under section 48 (6) subject to the Conditions set out in Part A below;
- (b) specify all matters relating to this development authorisation as matters in respect of which conditions of this authorisation may be varied or revoked, or new conditions attached;
- (c) specify for the purposes of section 48 (11) (b) the period of two years from the date of this provisional development authorisation as the time within which substantial work must be commenced on site, failing which I may cancel this authorisation.

#### PART A: CONDITIONS OF DEVELOPMENT AUTHORISATION

##### General Conditions

1. Except where minor amendments may be required by other legislation, or by conditions imposed herein, the proposed Major Development shall be undertaken in strict accordance with the following documents:

- Development application dated 23 June 2008.
- Environmental Impact Statement (Volumes 1 and 2), (EIS), Proposed Adelaide Desalination Plant (ADP) EIS dated November 2008.
- The Environmental Objectives and Performance Criteria prescribed in Table 3.1 EIS or as modified in the conditions below, but in the case of conflict with a specific condition below the specific condition shall apply.
- The detailed stormwater and runoff measures proposed in Tables 8.9 and 8.10 of the EIS or as modified in the conditions below but in the case of conflict with a specific condition below the specific condition shall apply.
- Response to Submissions, Proposed Adelaide Desalination Plant by SA Water Corporation dated 22 January 2009 but in the case of conflict with a specific condition below the specific condition shall apply.
- Correspondence from SA Water to DPLG dated 4 February 2009 containing additional information including a Statement from the Independent Technical Review Panel and information including ecotoxicity studies and marine water quality.

2. Before any building work is undertaken on the site, the building work is to be certified by a private certifier, or by some person determined by the Minister for Urban Development and Planning, as complying with the provisions of the Building Rules (or the Building Rules as modified according to criteria prescribed by the Regulations).

##### Construction Phase

3. All works and site activities shall be undertaken in accordance with an approved Construction Environmental Management and Monitoring Plan prepared to the satisfaction of the EPA before the commencement of construction activities. The CEMMP must include measures that at a minimum address:

- Groundwater management and monitoring, including disposal of groundwater if dewatering is required during construction.
- Site contamination management issues, including measures for the assessment, management, remediation or removal of any contaminated material, including soil and/or groundwater.
- A Soil Erosion and Drainage Management Plan on the construction site, which:
  - minimising areas disturbed;
  - appropriate location of stockpiles to protect drainage lines;
  - installation of erosion control measures;
  - maintenance of erosion control devices and sediment control measures;
  - progressive rehabilitation and stabilisation (including revegetation) of disturbed areas;
  - minimising entry/exit points to the site;
  - stabilisation of entry/exit points and the installation of devices (truck grates) to minimise the amount of soil and sand deposited on roads.
- A Noise and Vibration Management Plan, including:
  - controlling noise at source;
  - scheduling noisy activities between 7 a.m. and 10 p.m. and in accordance with the general environmental duty as described in section 25 of the Environment Protection Act 1993;
  - equipment maintenance and use of mufflers and silencers;
  - use of noise barriers;
  - management of underwater noise to minimise adverse impact on marine fauna.
- A Construction Air Quality Management Plan, including:
  - minimising the area and extent of earthworks required and ensuring disturbed areas are protected and revegetated in a timely manner;
  - specific measures to manage dust and limit emissions, including covered construction vehicles to prevent any loss of load;
  - management of any odours from any organic and other sources.
- A Waste Management and Minimisation Plan, that provides for:
  - mixed construction and demolition wastes to be stored in an undercover area or within skip bins with removable lids capable of preventing the infiltration and ponding of stormwater within the waste body and removed to appropriately licensed waste depot;
  - descriptions of on-site storage waste facilities;
  - waste loading and off-loading areas;
  - routes taken by waste disposal vehicles;
  - locations for off site waste disposal;
  - steps taken to minimise waste generation and maximise reuse and recycling; and
  - waste oil is to be stored in a bunded enclosure preventing the infiltration of stormwater into that bund in accordance with EPA Guideline Bunding and Spill Management June 2007;
- identification of 'no go' zones for construction, including a 10 m buffer along the coastal cliff;

- signage should be installed at the O'Sullivan's Beach Boat Ramp showing the exclusion zone for the desalination plant operations;
- entry/exits points to the site should be minimised, stabilised and devices installed (i.e. truck grates) to minimise the amount of soil and sand leaving the site.

4. Access to and egress from the site (including internal movements within the site) shall be undertaken in accordance with an approved Traffic Management Plan prepared to the satisfaction of DTEI and in consultation with the Onkaparinga Council (as appropriate) prior to the commencement of construction works. The Traffic Management Plan must identify:

- (a) the preferred access route;
- (b) outline measures to manage and mitigate traffic impacts to the local community and businesses during construction;
- (c) the internal access route and on-site parking arrangements for at least 550 vehicles.

5. All upgrading works required to improve transport infrastructure shall be designed and constructed to the satisfaction of DTEI and in consultation with the Onkaparinga Council (as appropriate) with all costs (including the design, construction and project management) being the responsibility of the proponent.

6. The Onkaparinga and Marion Councils shall be given seven days notice, before the commencement of works, and shall be provided with the name and contact details of a person who shall be responsible for co-ordinating site works.

#### *Operational Phase*

7. The operation of the plant shall be undertaken in accordance with an approved Operational Environmental Management and Monitoring Plan (OEMMP) prepared to the satisfaction of the EPA prior to the operation of the plant. The OEMMP must include measures that at a minimum address:

- Ongoing management of environmental controls to protect stormwater quality, including:
  - diversion of clean water away from potentially contaminated water;
  - excavation of sediment from detention basins as required;
  - regular inspection of bunded areas to be inspected regularly to assess their integrity;
  - assessment of pollutant concentrations prior to reuse or off-site discharge from detention facilities;
  - regular inspection and maintenance of drainage channels.
- The reuse or recycling of water including rainwater harvesting and stormwater recycling.
- The minimisation and validation of underwater noise levels during the operational phase.
- The minimisation of noise generation from the plant, equipment, machinery and vehicles on site.
- Commitment to solid waste management strategies, with a preference given to implementation of the waste hierarchy (in order of preference): avoid, reduce, reuse, recycle, recover, treat, dispose.
- Ongoing protection of groundwater.
- Emergency response and contingency procedures for dealing with spillages of chemicals and contaminants to the terrestrial and/or marine environment.
- Potential dust and odour generation.
- Measures that ensure marine sediments and debris that collect and accumulate along the fine screens in the pumping station are stored in skip bins with removable lids or in an undercover area capable of preventing the infiltration and ponding of stormwater within the waste body. Marine sediments and debris should be stored for a maximum period of 72 hours prior to removal to an appropriately EPA licensed compost facility or waste depot to reduce potential impacts associated with odour generation and the attraction of vermin.

8. A report should be prepared by an experienced and suitably qualified environmental consultant for approval by the EPA, in relation to any potential site contamination, prior to the operational phase of the plant commencing.

#### *Design of Intake and Outfall Infrastructure*

##### *Intake Structure*

9. The proponent shall design, construct and operate the intake infrastructure in accordance with design parameters provided in the Environmental Objectives and Performance Criteria (or as modified by the EPA through licensing requirements) including the following parameters:

- (a) location of the intake structure must be within the mid to deep benthic zone (envelope/zone shown on Figures 3.4 and 3.5 of the EIS);
- (b) intake structure to be located at a sufficient distance from the subtidal reef area to minimise the risk of entrainment or entrapment of reef species;
- (c) seawater intake velocity at the entry to the intake structure should not exceed 0.15 m/s under any operating condition;
- (d) seawater intake to incorporate screen/grill to restrict ingress of marine biota with a maximum clear grill spacing of 75 millimetres (as installed); and
- (e) any chlorination (or approved biocide) dosing system from the intake structure must ensure that there is no backflow of chemical dosing into the marine environment.

In addition to the above performance criteria, the proponent shall design the intake infrastructure as follows (or as modified by the EPA through licensing requirements):

- (f) installation of the full tunnel option (and not the hybrid tunnel option) for the intake and outfall infrastructure.

##### *Outfall Structure*

10. The proponent shall design, construct and operate the outfall infrastructure in accordance with design parameters provided in the Environmental Objectives and Performance Criteria (or as modified by the EPA through licensing requirements) including the following parameters:

- (a) location of the outfall structure must be positioned within the envelope zone shown on Figures 3.4 and 3.5 of the EIS and far enough from the intake to avoid any short circuiting;
- (b) the outfall system must terminate with diffusers designed to promote rapid dispersion of the saline concentrate into the surrounding seawater;
- (c) the outfall must achieve the required initial dilution of 50:1 (or the dilution rate identified by ecotoxicity assessments, if higher) at the seabed, under all current scenarios for the full range of operating conditions / flows and the plume height must not reach the water surface at any time;
- (d) the design of the outfall system should include consideration of the use of bypass flows or other measures to ensure the achievement of the target dilution requirements, particularly under low discharge flows;
- (e) the outfall diffuser shall be capable of:
  - being extended; and
  - being modified to reduce the number of diffuser outlets and/or to adjust dispersion rates from each diffuser outlet; and
- (f) the saline concentrate discharge must not contain Cleaning in Place (CIP) chemicals or any other preservation chemicals, unless permitted by the EPA through licensing requirements.

##### *Built Form*

11. The proponent shall design, build and operate the built form structures in accordance with design parameters provided in the Environmental Objectives and Performance Criteria. In addition the proponent shall:

- (a) Prepare a detailed Landscaping Plan, using locally indigenous species for approval by the Minister, prior to operation of the plant. The landscaping plan should indicate the mature height and density of species used to screen buildings and establish vegetated buffers using locally indigenous species along the perimeters of the ADP site, including a:
- a 200 m vegetated buffer along the northern boundary (along the City of Marion boundary) using locally indigenous species approved in the landscaping plan;
  - a 20 m vegetated buffer along the eastern boundary using locally indigenous species approved in the landscaping plan;
  - a 50 m densely vegetated buffer along the coastal cliff (western boundary) in accordance with the approved landscaping plan;
  - a development 10 m 'exclusion area' ('no go' area) along the coastal cliff.

The Landscaping Plan should be negotiated with Onkaparinga Council prior to submission to the Minister for approval:

- (b) All landscaping shall be maintained in good health and condition at all times. A plant shall be replaced if or when it dies or becomes seriously diseased within the first growing season after the plant dies or becomes seriously diseased.
- (c) All lighting required on site must use low profile lighting.

#### PART C: NOTES TO PROPONENT

##### *EPA Licensing and General Environmental Duty of Care*

- The applicant is reminded of its general environmental duty, as required by section 25 of the Environment Protection Act 1993, to take all reasonable and practical measures to ensure that the activities on the whole site, including during both construction and operation, do not pollute the environment in a way which causes or may cause environmental harm.
- Environmental authorisation in the form of a licence may be required for the construction and/or operation of this development. The applicant is advised to contact the Environment Protection Authority before acting on this approval to ascertain licensing requirements.
- The following activities in relation to the components of the development hereby approved and/or requiring future approval will require licences under the Environment Protection Act 1993:
  - Earthworks Drainage: the conduct of earthworks operations in the course of which more than 100 kilolitres of waste water containing suspended solids in a concentration exceeding 25 milligrams per litre is discharged directly or indirectly to marine waters or inland waters.
  - Dredging: removing solid matter from the bed or any marine waters by any digging or suction apparatus, but excluding works carried out for the establishment of a visual aid to navigation and any lawful fishing or recreational activity. SA Water already holds a five year dredging licence under the Environment Protection Act 1993 initiated in 2008 as part of the pilot desalination plant. A dredging licence will be required from the EPA prior to commencing any dredging activities associated with the full scale plant. To approve such a licence the EPA will require the preparation of a Dredge Management Plan which incorporates but is not limited to:
    - sediment turbidity control including a monitoring plan and turbidity trigger that when exceeded will cease work;
    - management of spoil from dredging works, including any spoil to be disposed of in accordance with the national Ocean Disposal Guidelines for Dredged Material;
    - timing of any dredging to avoid dodge tides and recruitment periods for key reef species (July to December) where feasible;

- address contingency, spill management and emergency responses associated with potential spillage of chemicals and contaminants to the marine environment; and
- address solid waste management strategies.

If the EPA's preferred option of disposal of any dredge spoil to land. In this regards, the proponent must consider suitable disposal sites.

If dredged soil is deposited on land with large volumes of waste water (especially with cutter suction method of dredging needing to be placed in settlement ponds and returned to marine waters, it is likely that a licence under the Environment Protection Act 1993 for the activity of Earthworks Drainage will be required.

All excess fill material generated during the excavation taken off site for reuse or disposal to an EPA licensed waste depot will require appropriate classifications prior to removal from the site. Any reuse of material (on or off site) should include an assessment of the potential adverse impacts associated with the fill material.

Fill material that exceeds EPA waste fill classification criteria will require approval and sign off by an appropriately qualified environmental consultant indicating that the material is suitable for that purpose. Alternatively, if there is no beneficial reuse option for the fill material it will require disposal at an appropriately licensed waste depot:

- Discharge to Marine or Inland Waters when the volume of discharge exceeds 50 kilolitres per day.
- It is likely that as a condition of such licences the Environment Protection Authority will require the licensee to carry out specified environmental monitoring of water quality and to make reports of the results of such monitoring to it. For the purposes of the Discharge Licence the EPA will require, at a minimum, for the operator to monitor and report on:
  - discharge water quality, including whole effluent ecotoxicity testing;
  - diffuser performance validation;
  - process monitoring to confirm that performance is within the acceptable range as originally designed;
  - water quality and ecological impacts on the marine environment (including the use of reference sites); and
  - identify management responses to exceedences of the trigger values/criteria used in association with monitoring programs.
- All works associated with the rehabilitation and remediation of the site are required by law to be undertaken in accordance with:
  - section 25 (1) of the Environment Protection Act 1993 which requires that a person must not undertake any activity, which pollutes, or may pollute without taking all reasonable and practical measures to prevent or minimise harm to the environment);
  - the Environment Protection (Water Quality) Policy 2003; and
  - other relevant Environment Protection Policies made under Part 5 of the Environment Protection Act 1993.

##### *Building Rules*

- The proponent must obtain a Building Rules assessment and certification referred to in Condition 2 from either the Onkaparinga Council or a private certifier (at the proponent's option) and forward to the Minister for Urban Development and Planning all relevant certification documents as outlined in Regulation 64 of the Development Regulations 2008.
- Pursuant to Development Regulation 64, the proponent is especially advised that the Onkaparinga Council or private certifier conducting a Building Rules assessment must:
  - provide to the Minister for urban Development and Planning a certification in the form set out in Schedule 12A of the Development Regulations 2008 in relation to the building works in question; and

- to the extent that may be relevant and appropriate:
  - (i) issue a Schedule of Essential Safety Provisions under Division 4 of Part 12;
  - (ii) assign a classification of the building under these regulations; and
  - (iii) ensure that the appropriate levy has been paid under the Construction Industry Training Fund 1993.
- Regulation 64 of the Development Regulations 1993 provides further information about the type and quantity of all Building Rules certification documentation for Major Developments required for referral to the Minister for Urban Development and Planning. The Onkaparinga Council or private certifier undertaking Building Rules assessments must ensure that the assessment and certification are consistent with this provisional development authorisation (including its Conditions and Notes).

#### *Construction Environmental Management and Monitoring Plan*

- Construction activities must be undertaken in accordance with the approved CEMMP. In addition, the proponent must comply with:
  - Stormwater Pollution Prevention Code of Practice for the Building and Construction Industry (1999); and
  - Environment Protection (Water Quality) Policy 2003.

#### *Operational Environmental Management and Monitoring Plan*

- It is likely that license conditions imposed by the EPA will require the proponent to appoint an independent acoustic consultant (other than the company that prepared the acoustic report) to monitor noise levels at two localities at least; at one noise sensitive receiver adjacent to the boundary of the nearest residential zone to the north of the site, and the nearest noise sensitive receiver to the west from the site. The noise monitoring should be executed in accordance with Environmental Protection (Noise) Policy 2007 procedures where all of the noise sources associated with the desalination plant are in operating mode. The results of the monitoring should be submitted to the EPA no later than two months from the date of the plant commissioning.
- All marine ecological monitoring needs to be conducted as a beyond Before After Control Impact (BACI) design and the hypothesis of the monitoring needs to be explicitly detailed before the monitoring is undertaken. This monitoring needs to be undertaken using multiple control sites in order to allow for seasonal differences at Port Stanvac not being confused with impacts from the desalination plant.
- Marine construction activities must not impact upon existing shipping lanes and works will be undertaken in accordance with the Harbours and Navigation Act 1993.
- There is a need to keep large vessels clear of the area as the vessels may have a deep enough draft to hit the intake pipes at 13 m below the surface. This has already been addressed for the pilot plant by establishing an exclusion zone around the infrastructure in the water with temporary navigation markers. A new exclusion zone will need to be established for the full scale plant when the design is finalised taking into account the shipping channels and the Harbours and Navigation Act 1993. Furthermore, notices to mariners will have to be issued highlighting the new exclusion zone and statutory navigation markers will need to be installed, wherever necessary. Signage should be installed on shore (near boat ramp) showing a plan of 'exclusion zone' including plant infrastructure in the water and other important information to mariners.
- A detailed plan of infrastructure drawn to scale should be submitted to DTEI to enable the details to be inserted on navigational charts.

#### *Traffic Management Plan*

- The Traffic Management Plan shall include details for Restricted Access Vehicle (RAV) routes. Should RAV's access the site (i.e. B-doubles, over-dimensional vehicles) it will be necessary for the route to be assessed and appropriate upgrades made prior to DTEI issuing approval for these vehicles to utilise the surrounding road network.

- The following additional analysis shall be undertaken in consultation with DTEI prior to the completion of the Traffic Management Plan and commencement of construction:

- Modelling of the Sheriffs Road/Lonsdale Road signalised intersection assuming that a link road between Sheriffs Road and Meyer Road is provided and will be utilised by construction traffic. The modelling (SIRDA analysis) is to be done utilising the most up to date SCATS report and phasing operation.
- Modelling of the Lonsdale Road/Meyer Road junction as a fully signalised T junction rather than a partially signalised junction, assuming that the link road is not provided. The analysis must look at both a single (i.e. existing situation) and dual right turn lanes on the Meyer Road approach to Lonsdale Road.
- The analysis shall include a cost comparison between upgrading the Meyer Road/Lonsdale Road junction to signals, or the creation of a suitable roadway to link the proposed site to Sheriffs Road. The analysis for upgrading Lonsdale/Meyer Road to signals should consider the additional accidents likely to occur as a result of the signals, operating costs and the ongoing maintenance/ operational costs.

#### *Engineering construction plans for roads, drainage, footpaths and intersections*

- These plans shall be finalised in accordance with the requirements of the DTEI and the Onkaparinga Council prior to their submission to the Minister for approval.

#### *Land Management Plan*

- This plan shall be approved by the Environment Protection Authority, the Department of Water, Land and Biodiversity Conservation (including consideration by the Onkaparinga Council) prior to its submission to the Minister for approval.

#### *Pest and Weed Management Plan (terrestrial)*

- This plan should address both weeds and feral animals and shall be considered by the Onkaparinga Council and approved by the Minister

#### *Sustainability Management Plan*

- The design, construction and operational Sustainability Management Plans shall be approved by the Environment Protection Authority, and the Department of Premier and Cabinet (Sustainability and Climate Change Office) prior to its submission to the Development Assessment Commission for approval.

#### *Cultural Heritage Management Plan*

- This plan shall be approved by the Department of Premier and Cabinet (AARD Division) prior to its submission to the Minister for approval.
- The proponent is reminded of its obligations under the Aboriginal Heritage Act 1988 whereby any 'clearance' work, which may require permission to disturb damage or destroy Aboriginal Sites, must be undertaken with the full authorisation of the Minister for Aboriginal Affairs and Reconciliation, according to section 23 of the Aboriginal Heritage Act 1988.
- The proponent, and all agents, employees and contractors, such as construction crews, should be conversant with the provisions of the Aboriginal Heritage Act 1988, particularly the requirement to immediately contact the Department of Premier and Cabinet (Aboriginal Affairs and Reconciliation) in the event that archaeological items (especially skeletal material) are uncovered during earthmoving.

#### *Emergency Response Management Plan*

- The proponent shall ensure satisfactory chemical spill and fire-fighting facilities and contingency plans in the form of an, determined in consultation with responsible officers within the Department for Transport, Energy and Infrastructure and the Metropolitan Fire Service (MFS) or the Country Fire Service (CFS) (as applicable), are in place prior to commencement of operation of the ADP.

*General Advice*

- Should the proponent wish to vary the Major Development or any of the components of the Major Development, an application may be submitted, provided that the development application variation remains within the ambit of the Environmental Impact Statement and Assessment Report referred to in this development authorisation. If an application for variation involves substantial changes to the proposal, it will be processed pursuant to section 47 (2) (b) of the Development Act 1993.

Given under my hand at Adelaide, 26 February 2009.

KEVIN SCARCE, Governor

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## DEVELOPMENT ACT 1993: SECTION 48

## NOTICE BY THE GOVERNOR

*Preamble*

1. I have given a development authorisation pursuant to section 48 of the Development Act 1993, for a seawater desalination plant at Port Stanvac, Lonsdale by the SA Water Corporation, which authorisation is published in the *Gazette* of 2009.

2. I wish to delegate certain of my powers under section 48 to the Minister for Urban Development and Planning.

*Delegation*

PURSUANT to section 48 (8) of the Development Act 1993 and with the advice and consent of the Executive Council I make the following delegations:

1. I delegate to the Minister for Urban Development and Planning:

- (a) my power to assess and approve the conditions specified in the said development authorisation (provided the essential nature of the development is not changed);
- (b) my power under section 48 (7a) to grant or permit any variation associated with the said development authorisation (provided the essential nature of the development is not changed);
- (c) in relation to the said development authorisation, or any variation thereof—my power to vary or revoke conditions, or to attach new conditions, under section 48 (7) (provided the essential nature of the development is not changed);
- (d) my power under section 48 (2) (a) to indicate that a development authorisation will not be granted, should there be any amendment to the Environmental Impact Statement to which section 47 (2) (b) has applied;
- (e) my power to grant the development authorisation required under section 48 (2) (b) (i) if there has been any amendment to the Environmental Impact Statement to which section 47 (2) (b) has applied.

Given under my hand at Adelaide, 26 February 2009.

KEVIN SCARCE, Governor

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DEVELOPMENT ACT 1993, SECTION 29 (2) (b) (ii): AMENDMENT TO THE PORT LINCOLN (CITY) DEVELOPMENT PLAN

Preamble

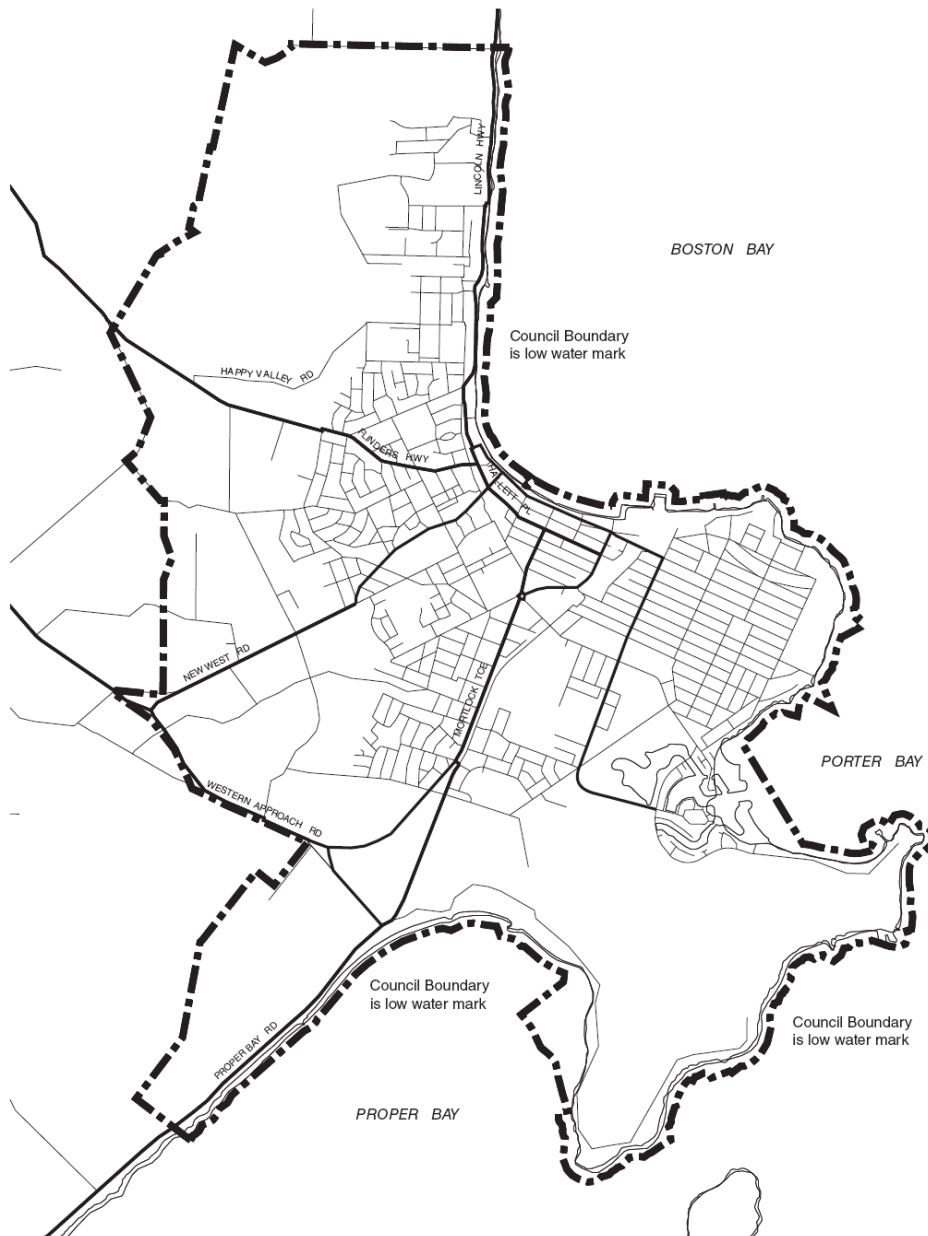
It is necessary to amend the Port Lincoln (City) Development Plan dated 21 August 2008.

NOTICE

PURSUANT to section 29 (2) (b) (ii) of the Development Act 1993, in order to take action to correct an error, I, Paul Holloway, being the Minister administering the Act, amend the Port Lincoln (City) Development Plan dated 21 August 2008 as follows:

- (a) deleting Map PtL/1, Structure Plan Map PtL/1 (Overlay 1), Structure Plan Map PtL/1 (Overlay 1) Enlargement A, Index to Zones Map PtL/2, Zones Map PtL/3, Zones Map PtL/8, Index to Policy Areas Map PtL/14, Policy Areas Map PtL/15 and Policy Areas Map PtL/20;
- (b) and inserting (Attachment A) replacement Map PtL/1, Structure Plan Map PtL/1 (Overlay 1), Structure Plan Map PtL/1 (Overlay 1) Enlargement A, Index to Zones Map PtL/2, Zones Map PtL/3, Zones Map PtL/8, Index to Policy Areas Map PtL/14, Policy Areas Map PtL/15 and Policy Areas Map PtL/20.

APPENDIX A



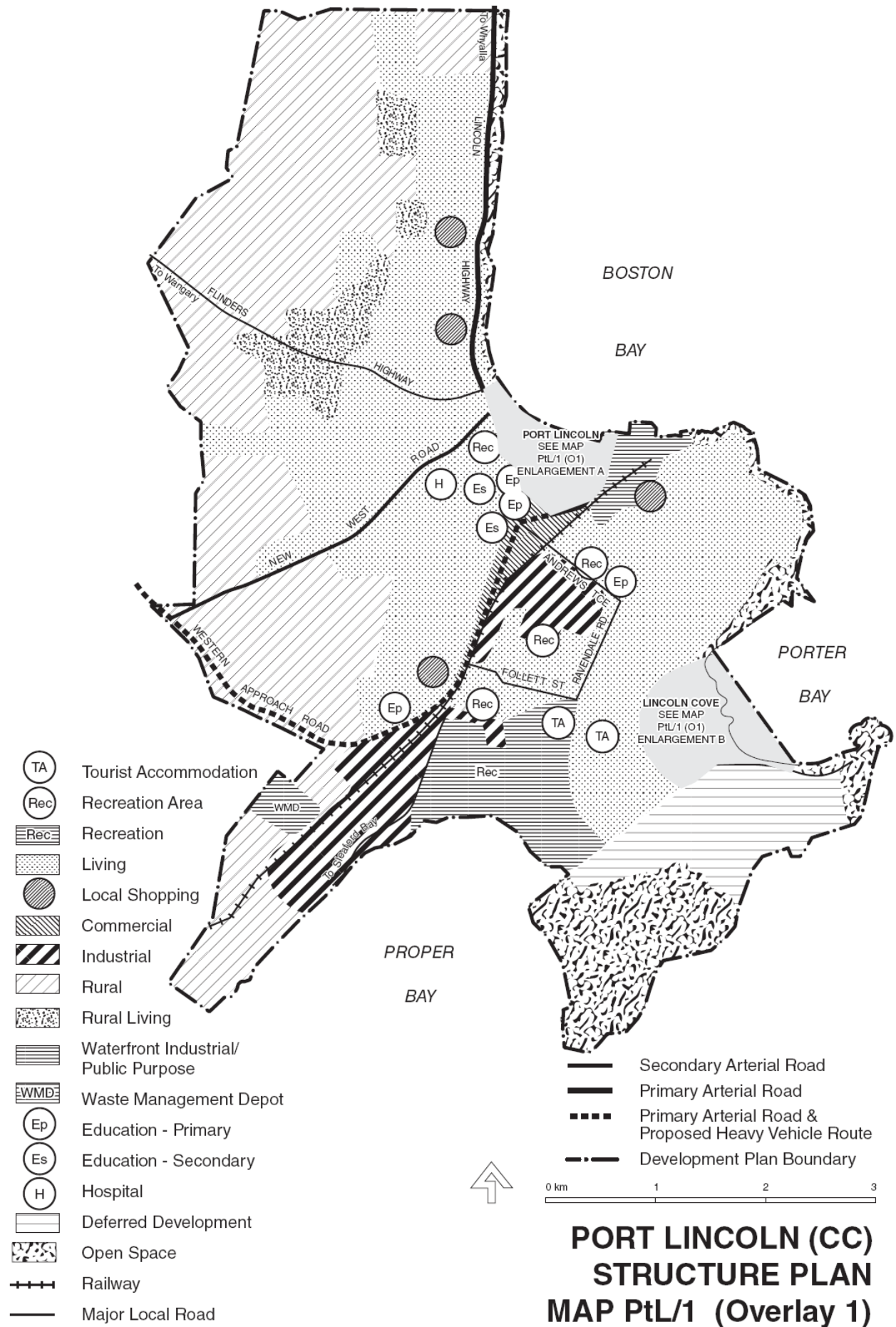
To identify the precise location of the Development Plan boundary refer to Map PtL/2 then select the relevant Zone Map

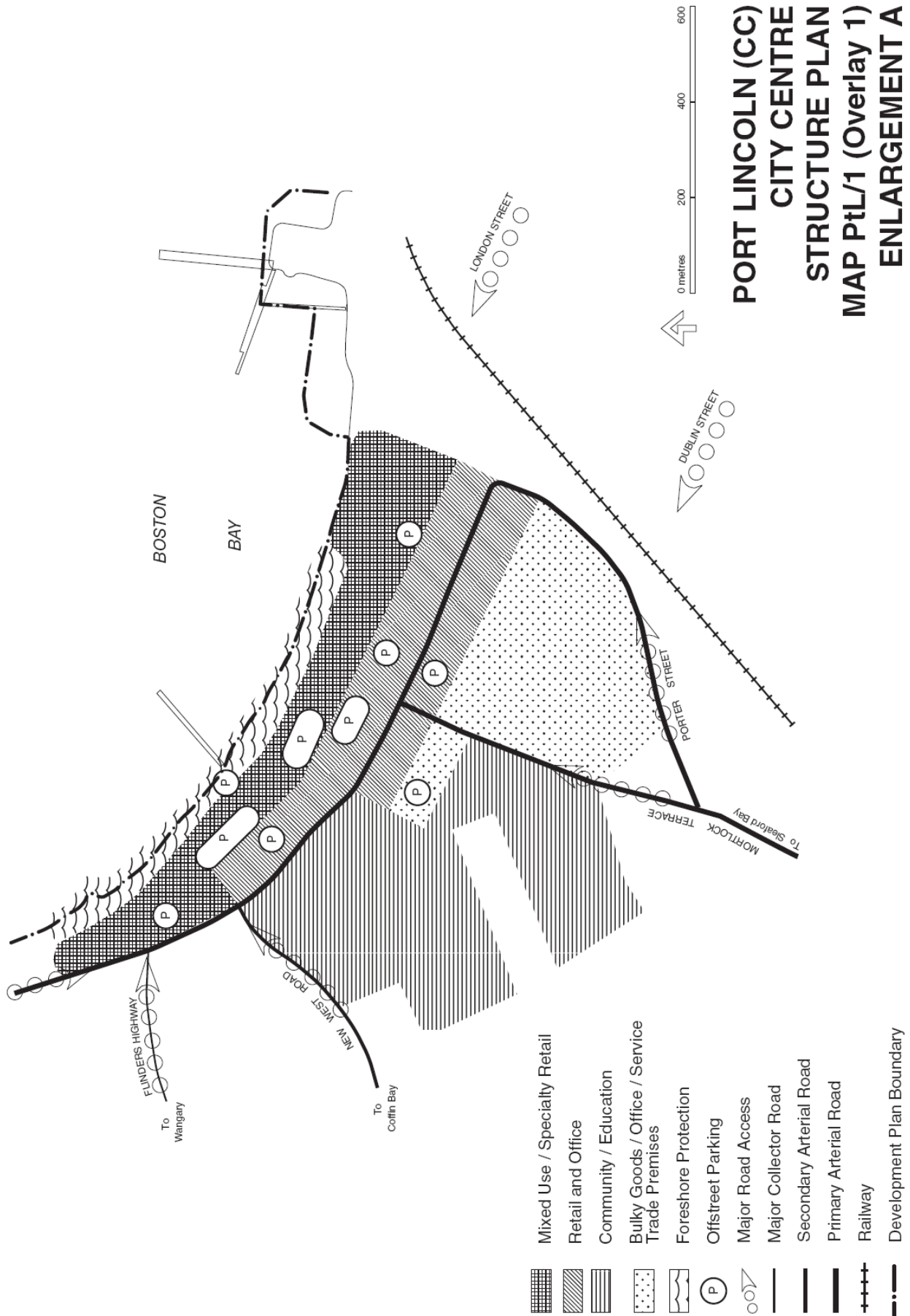


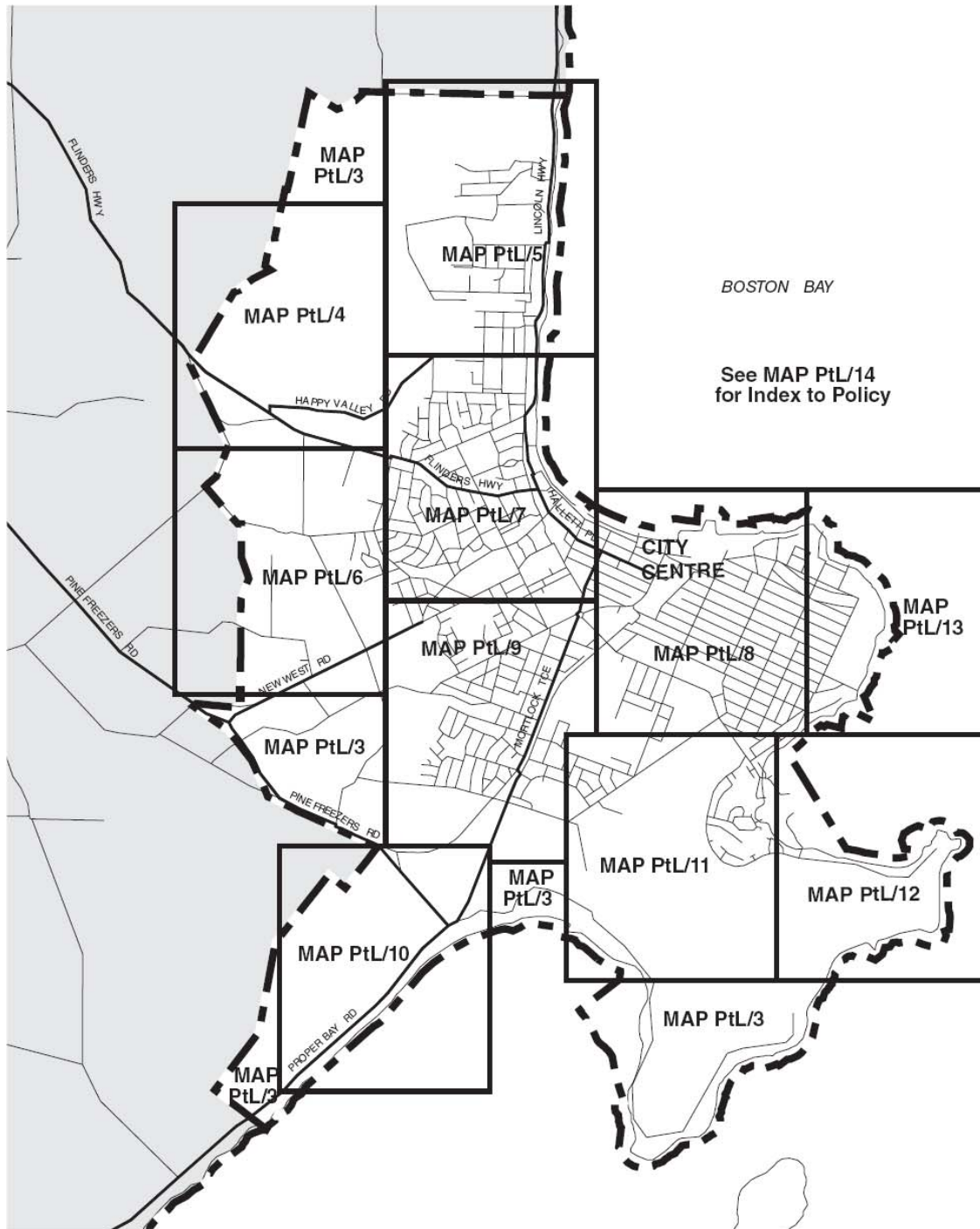
PORT LINCOLN (CC)  
MAP PtL/1

--- Development Plan Boundary





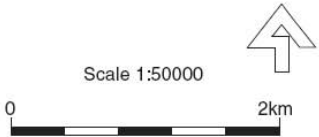




BOSTON BAY

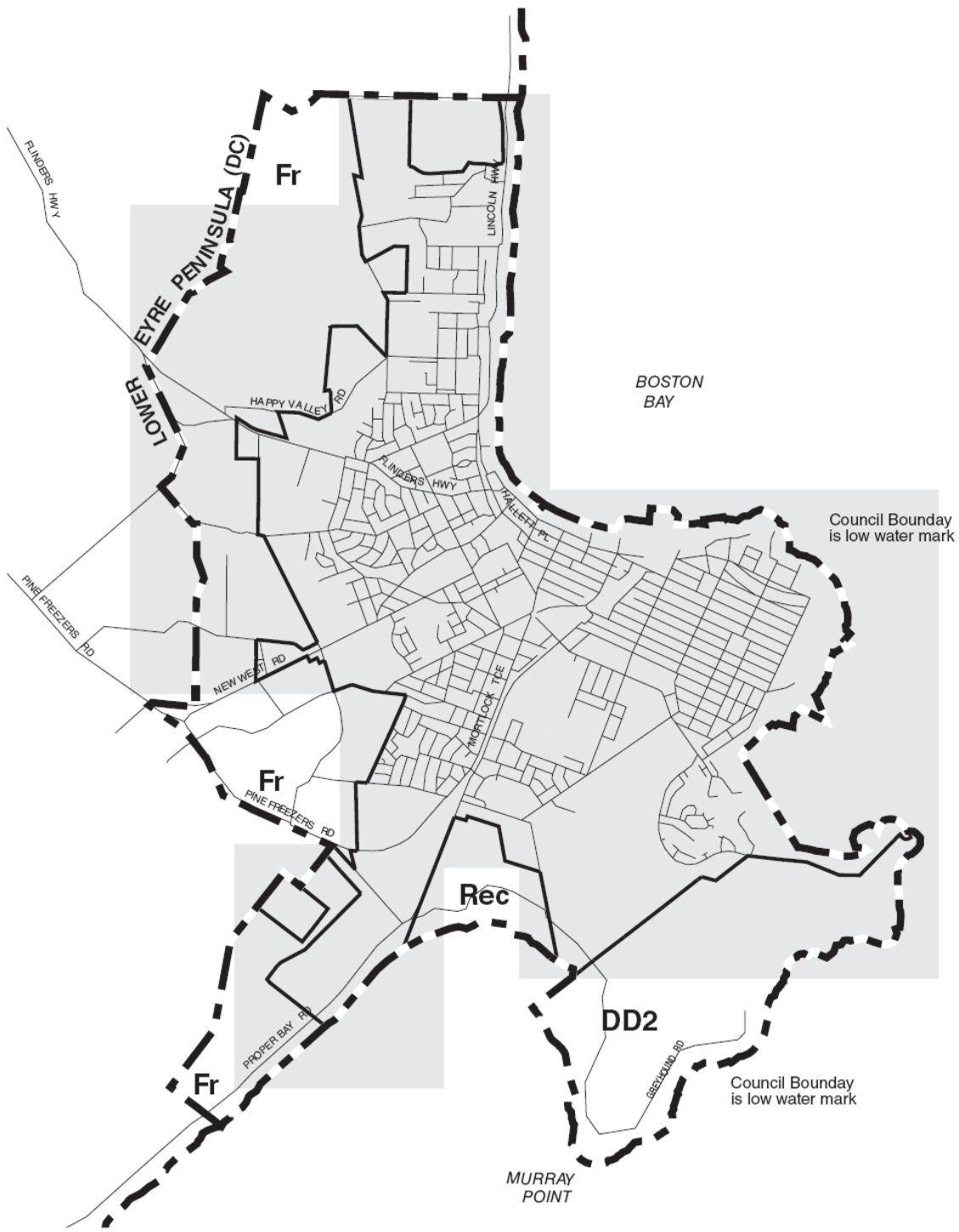
See MAP PtL/14 for Index to Policy

For the purposes of the Development Plan unless otherwise clearly indicated, the zone/policy area boundaries depicted on or intended to be fixed by Maps PtL/3 to PtL/26 inclusive shall be read as conforming in all respects (as the case may require) to the land division boundaries, to the centre line of roads or drain reserves or to the title boundaries, or to imaginary straight lines joining the positions defined by survey or by the measurements shown on the said maps against which the said zone/policy area boundaries are shown or otherwise as indicated.



**PORT LINCOLN (CC)  
INDEX TO ZONES  
MAP PtL/2**

— — — — — Development Plan Boundary



NOTE: See Index Map PtL/2 for Shaded areas.

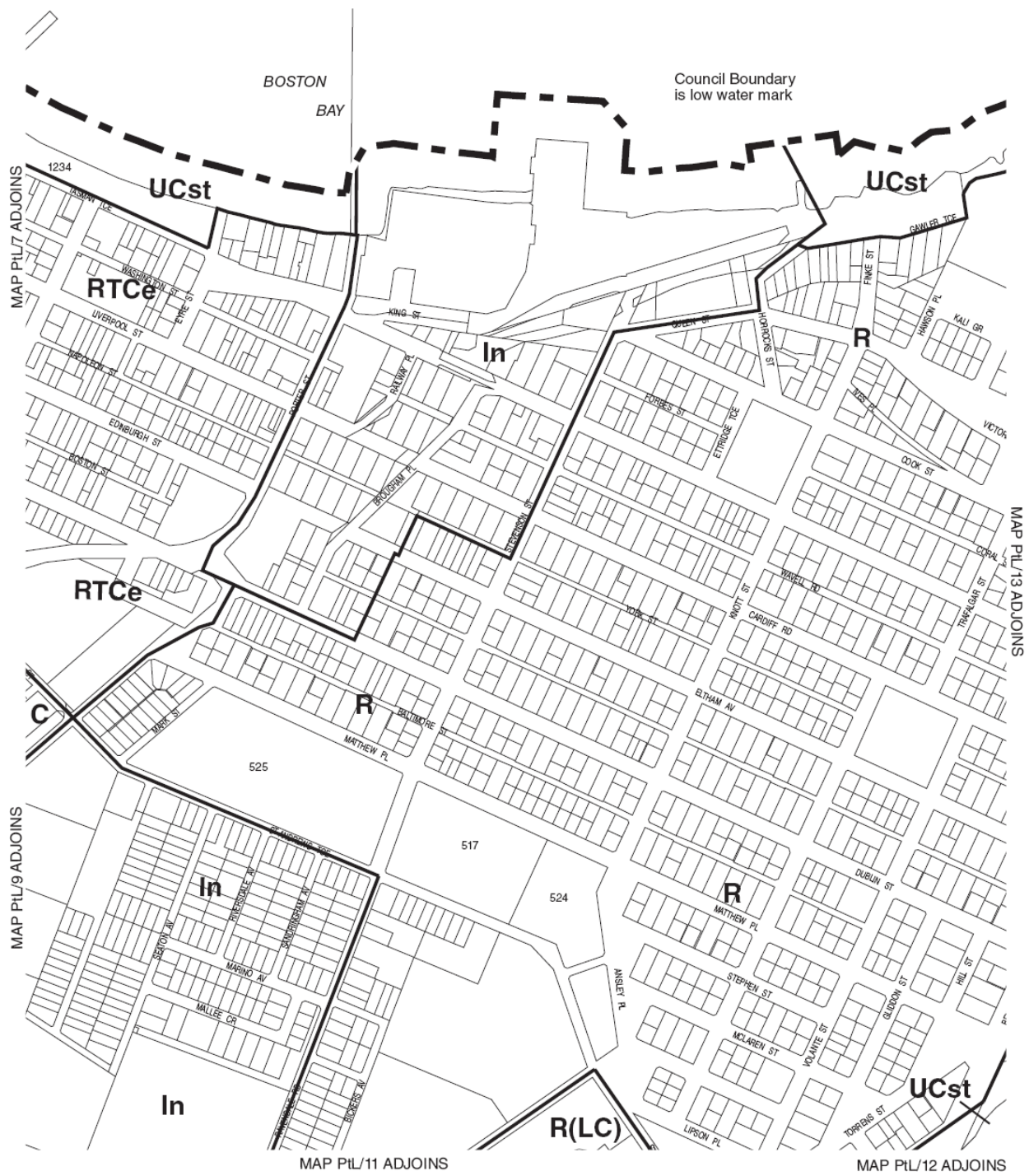
- DD2 Deferred Development 2 Zone
- Fr Fringe
- Rec Recreation

Scale 1:50000



**PORT LINCOLN (CC)  
ZONES  
MAP PtL/3**

- Zone Boundary
- Development Plan Boundary



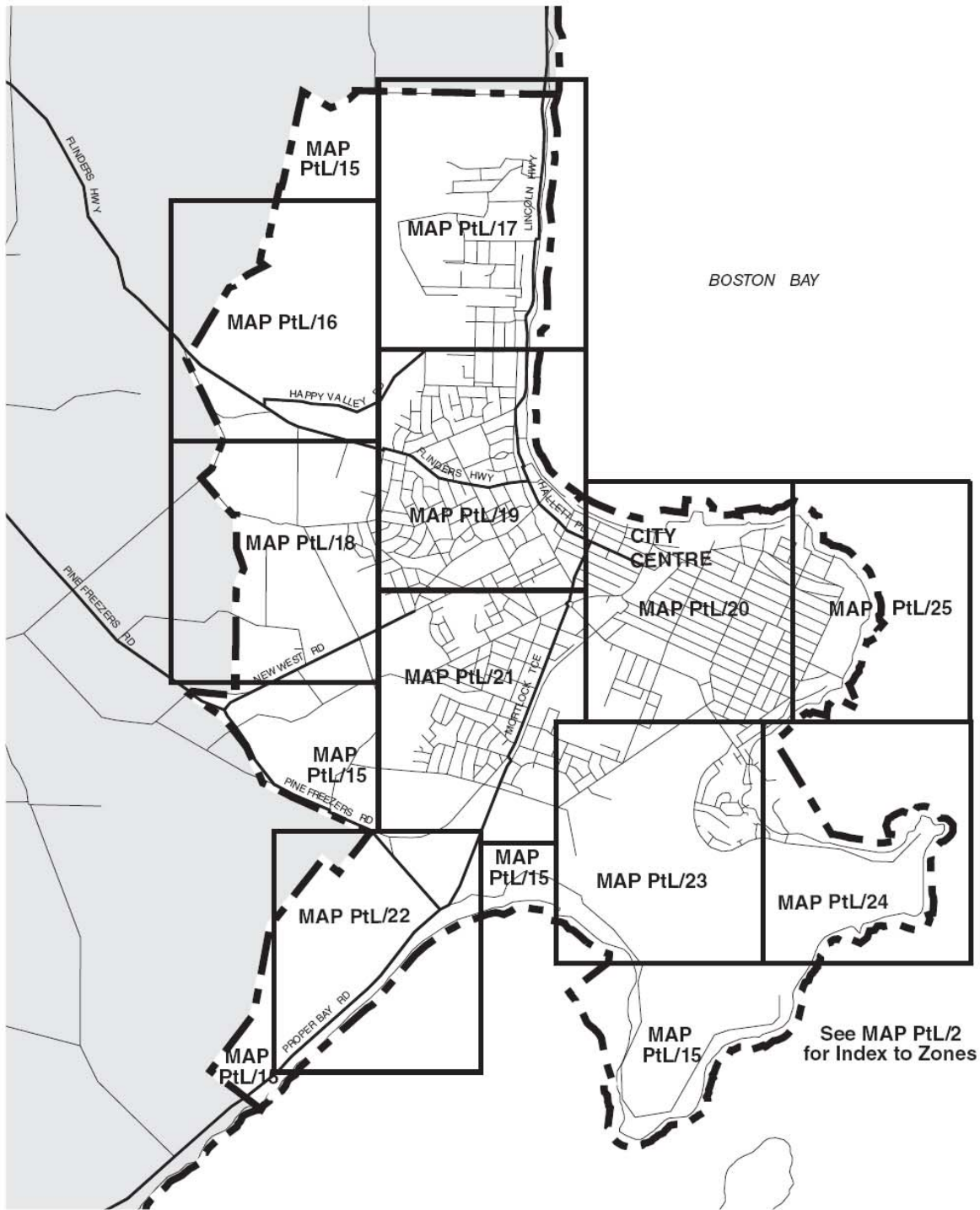
NOTE: For Policy Areas See MAP PtL/20

- C Commercial
- In Industry
- R Residential
- R(LC) Residential (Lincoln Cove)
- RTCe Regional Town Centre
- UCst Urban Coastal

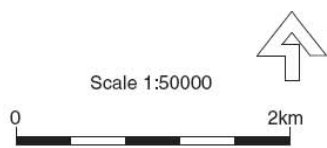
-  Zone Boundary
-  Development Plan Boundary



**PORT LINCOLN (CC)  
ZONES  
MAP PtL/8**

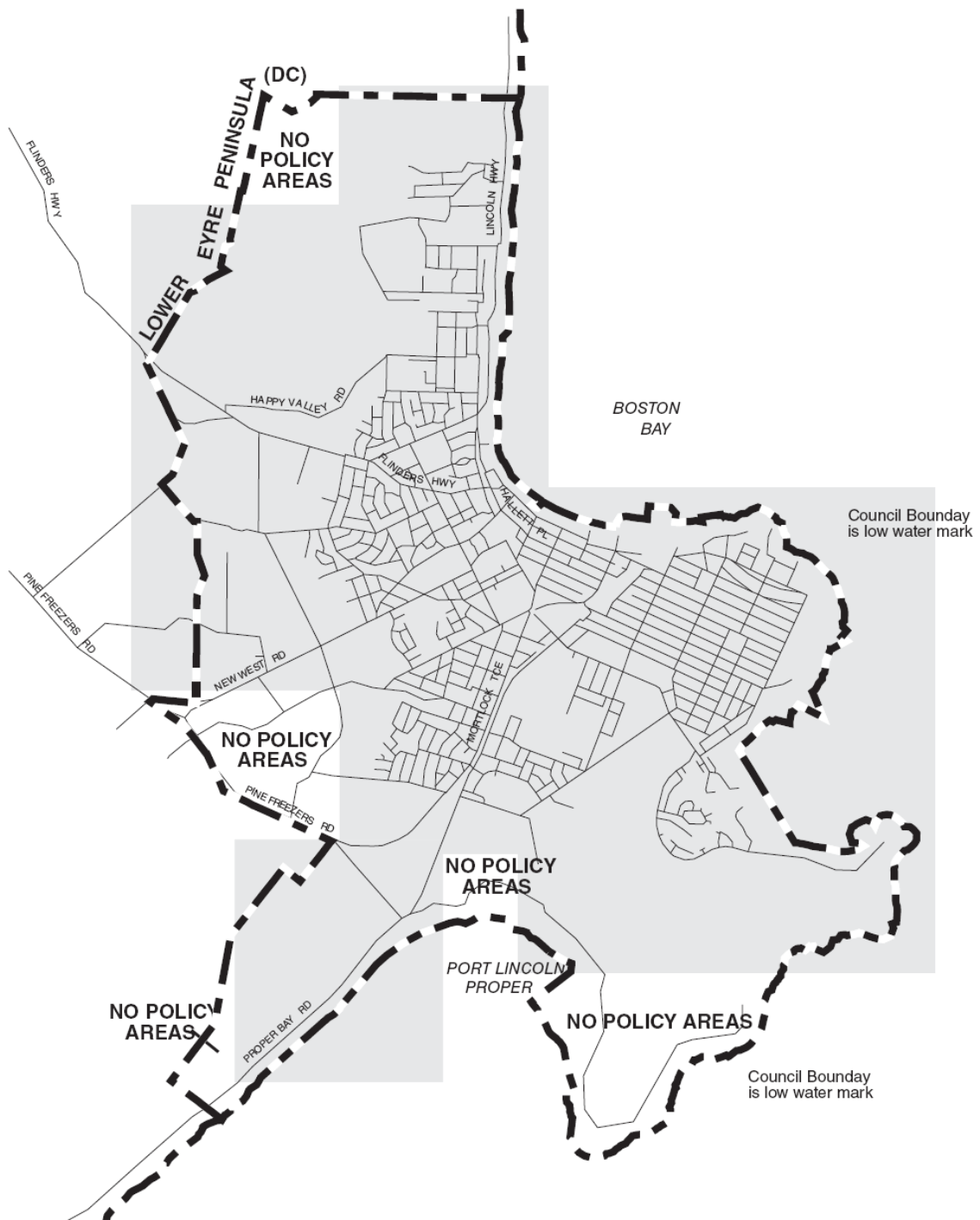


For the purposes of the Development Plan unless otherwise clearly indicated, the zone/policy area boundaries depicted on or intended to be fixed by Maps PtL/3 to PtL/26 inclusive shall be read as conforming in all respects (as the case may require) to the land division boundaries, to the centre line of roads or drain reserves or to the title boundaries, or to imaginary straight lines joining the positions defined by survey or by the measurements shown on the said maps against which the said zone/policy area boundaries are shown or otherwise as indicated.



**PORT LINCOLN (CC)  
INDEX TO POLICY AREAS  
MAP PtL/14**

— — — — — Development Plan Boundary

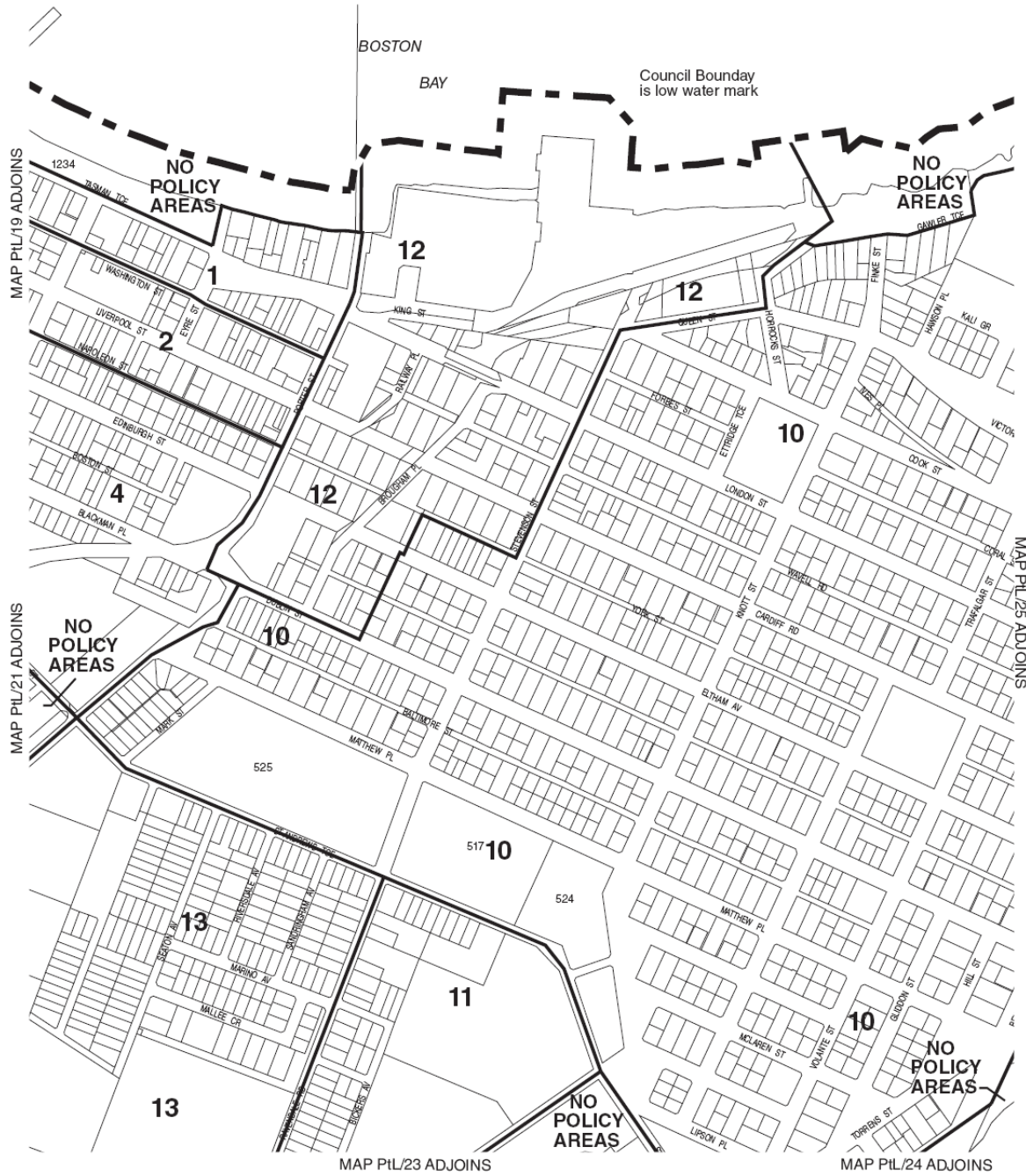


NOTE: See Index Map PtL/14 for Shaded areas.



 Policy Area Boundary  
 Development Plan Boundary

**PORT LINCOLN (CC)**  
**POLICY AREAS**  
**MAP PtL/15**



- 1 Mixed Use / Specialty Retail Policy Area
- 2 Retail Core Policy Area
- 4 Non-Core Retail Policy Area
- 10 Kirton Point Policy Area
- 11 Southern Policy Area
- 12 Lincoln Harbor Policy Area
- 13 Adelaide Wallaroo Policy Area

 Policy Area Boundary  
 Development Plan Boundary



**PORT LINCOLN (CC)  
POLICY AREAS  
MAP PtL/20**

Dated 26 February 2009.

PAUL HOLLOWAY, Minister for Urban Development and Planning



DEVELOPMENT ACT 1993, SECTION 29: AMENDMENT TO THE LAND NOT WITHIN A COUNCIL AREA (COASTAL WATERS) DEVELOPMENT PLAN

Preamble

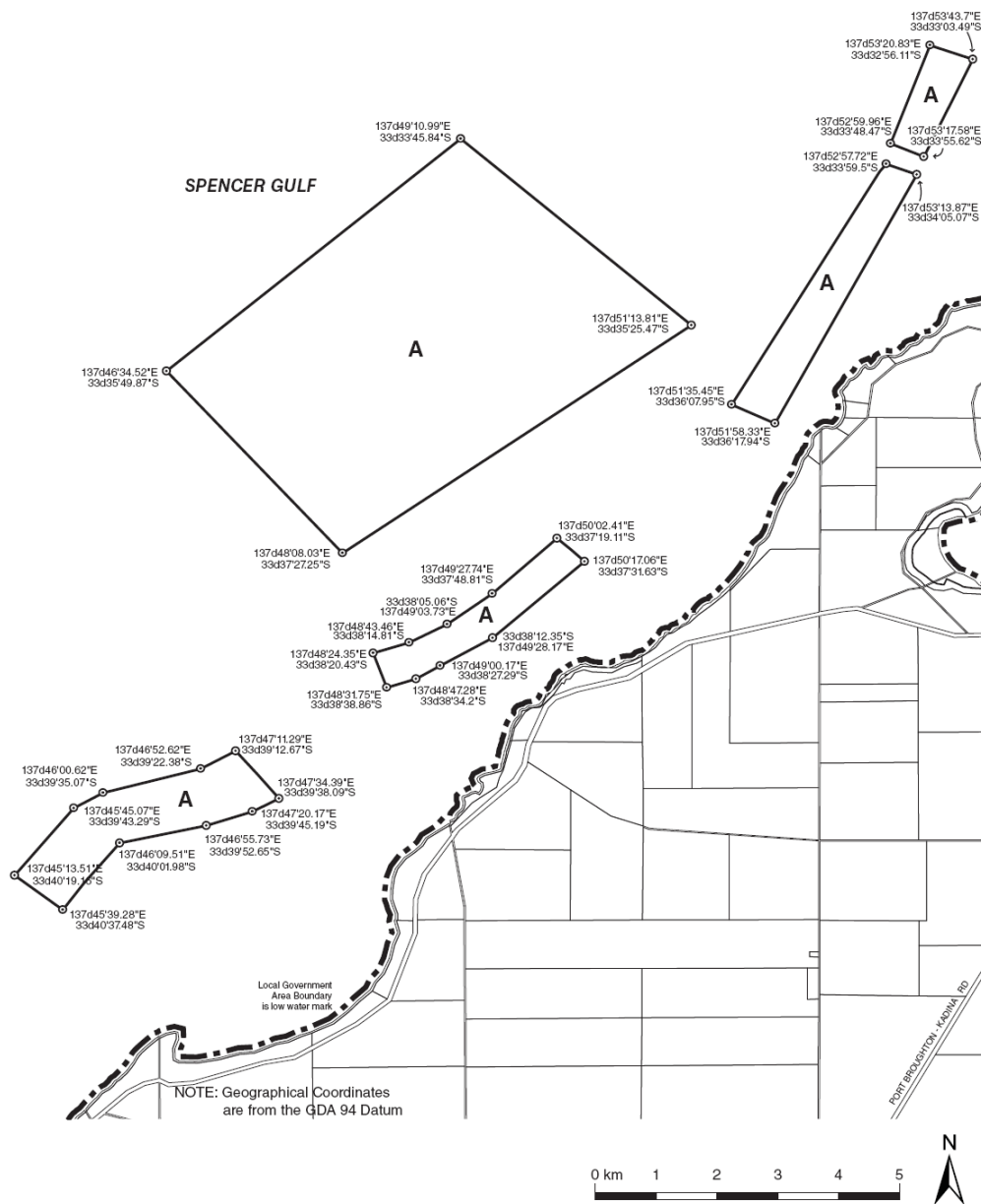
It is necessary to amend the Land Not Within A Council Area (Coastal Waters) Development Plan dated 8 January 2009.

NOTICE

PURSUANT to section 29 (1) (b) of the Development Act 1993, to incorporate aquaculture policies under the Aquaculture Act 2001, I, Paul Holloway, being the Minister administering the Act, amend the Land Not Within A Council Area (Coastal Waters) Development Plan dated 8 January 2009 as follows:

- (a) in the first paragraph on page 18, deleting the following text:
  - (i) 'on Maps LNWCA(CW)1, (CW)2, (CW)3, (CW)4, (CW)5, (CW)6, (CW)7, (CW)8 and (CW)9.'
- (b) and inserting the following replacement text:
  - (i) 'on Zones Maps LNWCA(CW)/1, (CW)/2, (CW)/3, (CW)/4, (CW)/5, (CW)/6, (CW)/7, (CW)/8, (CW)/9, (CW)/10, (CW)/11, (CW)/12, (CW)/13, (CW)/14 and (CW)/15.'
- (c) after page 18, deleting the existing 'Maps LNWCA(CW)/1 to LNWCA(CW)/9'.
- (d) after page 18, inserting (Attachment A), 'Zones Map LNWCA(CW)/1 to Zones Map LNWCA(CW)/15'.

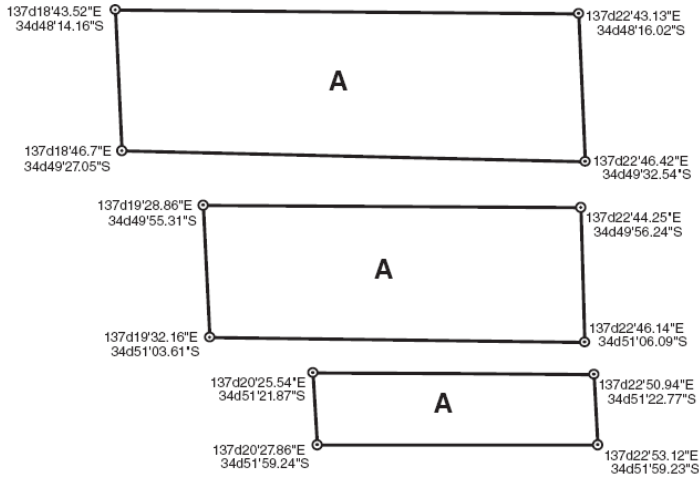
ATTACHMENT A



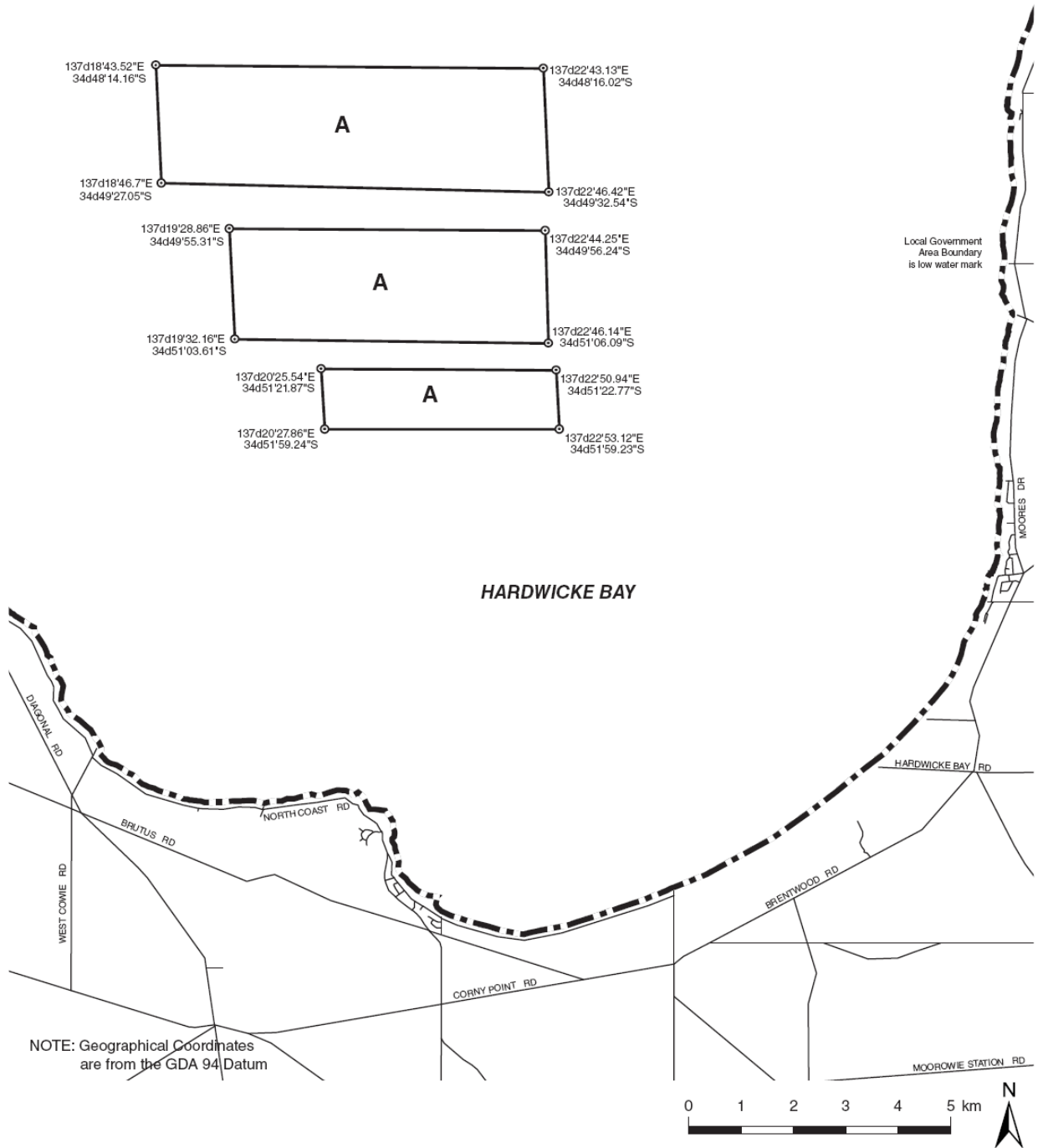
- A** Aquaculture Zone
- Zone Boundary
- - - Development Plan Boundary

**LAND NOT WITHIN A COUNCIL AREA  
(COASTAL WATERS) ZONES  
MAP LNWCA(CW)/1**

SPENCER GULF



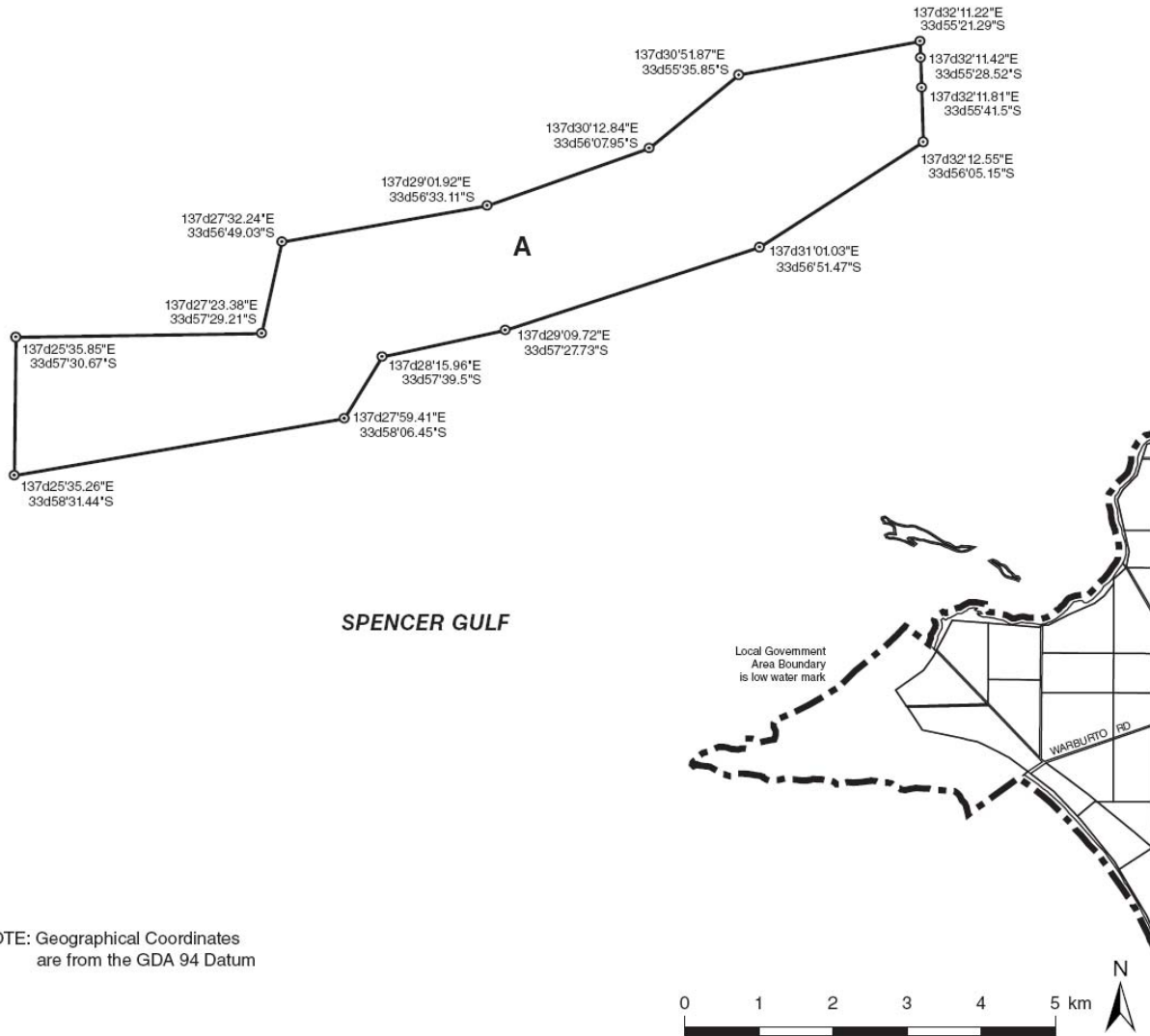
HARDWICKE BAY



Local Government Area Boundary is low water mark

- A** Aquaculture Zone
- Zone Boundary
- - -** Development Plan Boundary

**LAND NOT WITHIN A COUNCIL AREA  
(COASTAL WATERS) ZONES  
MAP LNWCA(CW)/2**

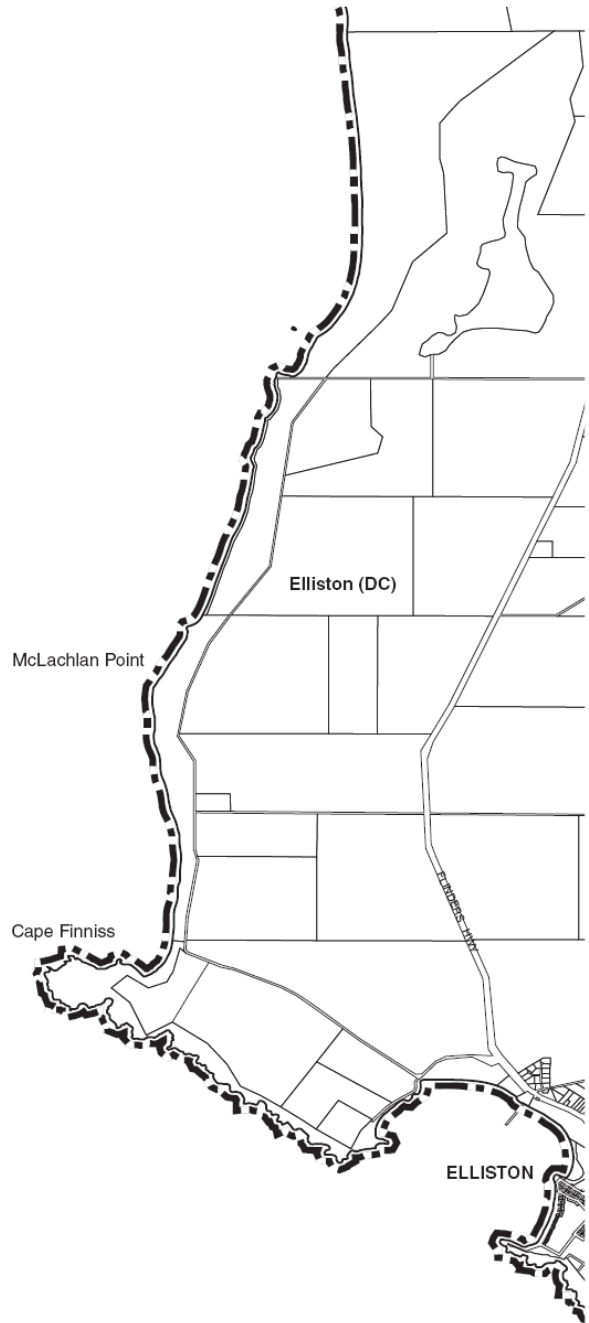
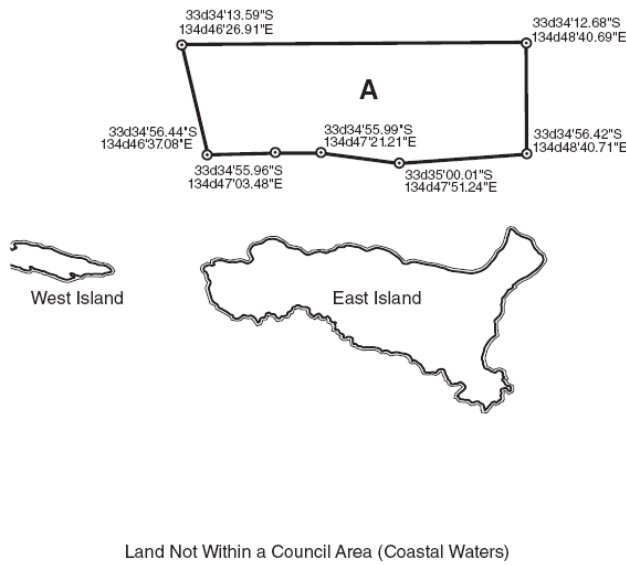


NOTE: Geographical Coordinates are from the GDA 94 Datum

- A** Aquaculture Zone
- Zone Boundary
- - - -** Development Plan Boundary

**LAND NOT WITHIN A COUNCIL AREA  
(COASTAL WATERS) ZONES  
MAP LNWCA(CW)/3**

GREAT AUSTRALIAN BIGHT

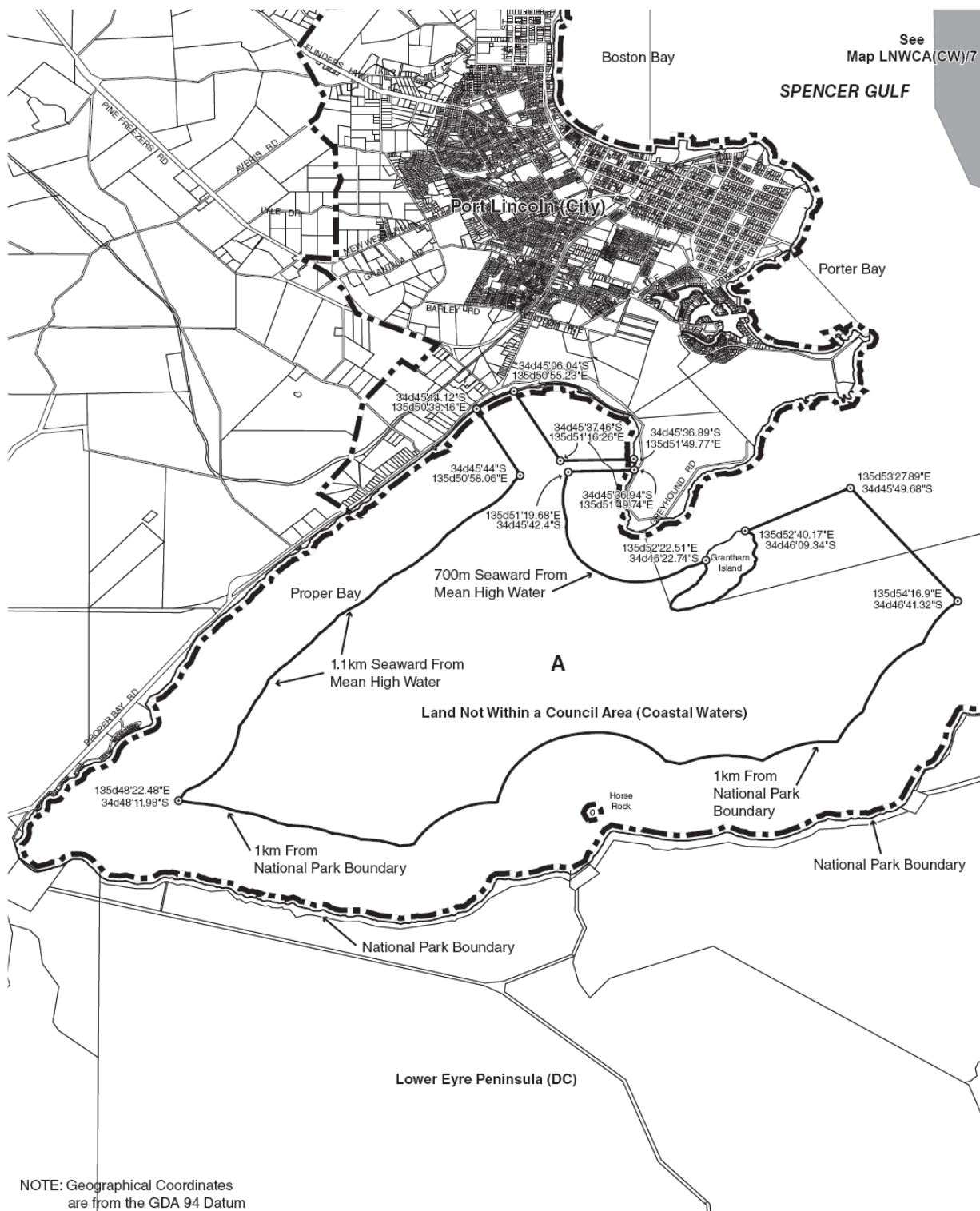


NOTE: Geographical Coordinates are from the GDA 94 Datum



- A** Aquaculture Zone
- Zone Boundary
- - - - - Development Plan Boundary

**LAND NOT WITHIN A COUNCIL AREA  
(COASTAL WATERS) ZONES  
MAP LNWCA(CW)/4**

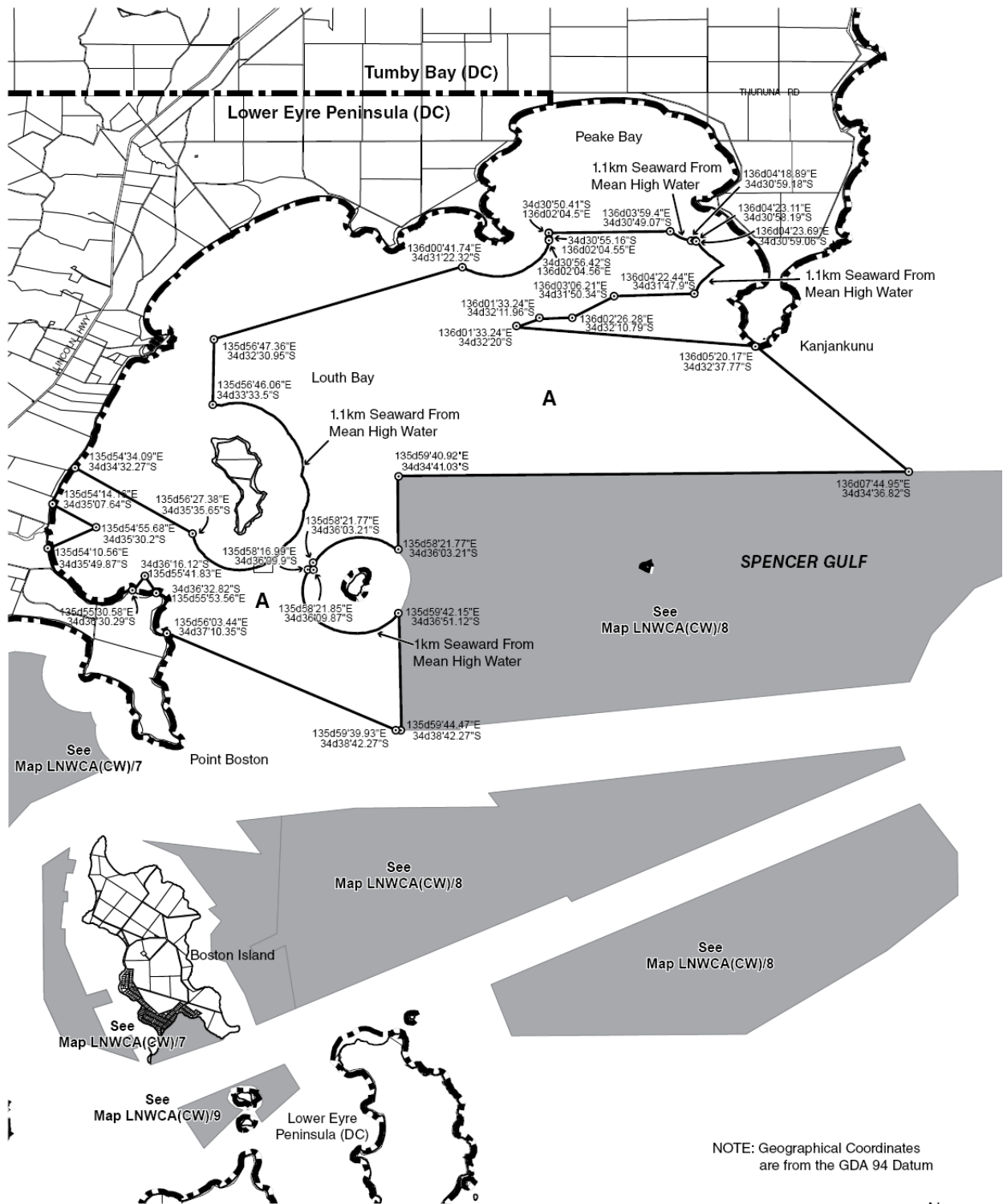


NOTE: Geographical Coordinates are from the GDA 94 Datum

- A** Aquaculture Zone
- Zone Boundary
- - -** Development Plan Boundary

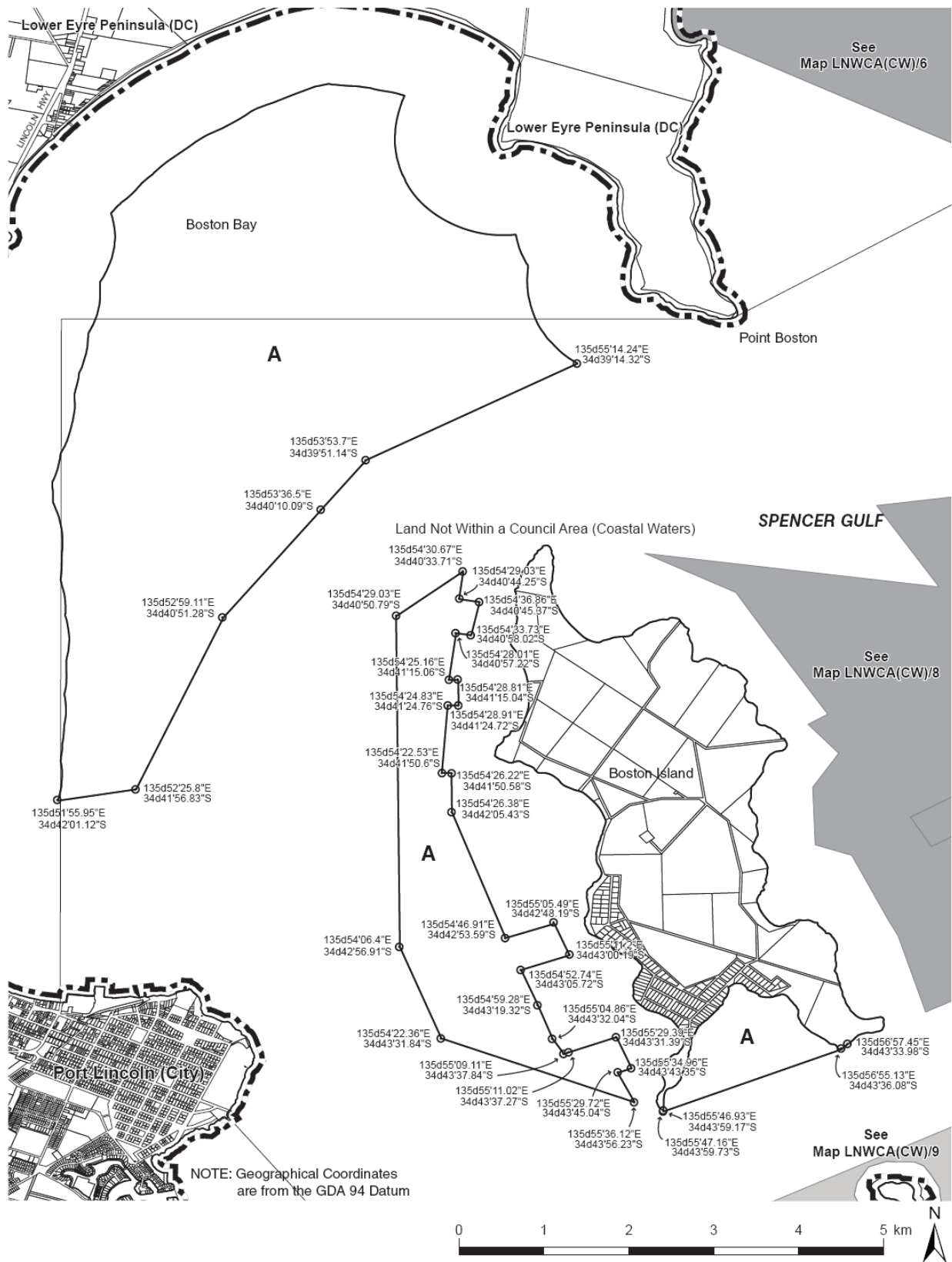
**LAND NOT WITHIN A COUNCIL AREA  
(COASTAL WATERS) ZONES  
MAP LNWCA(CW)/5**

See Map LNWCA(CW)/7



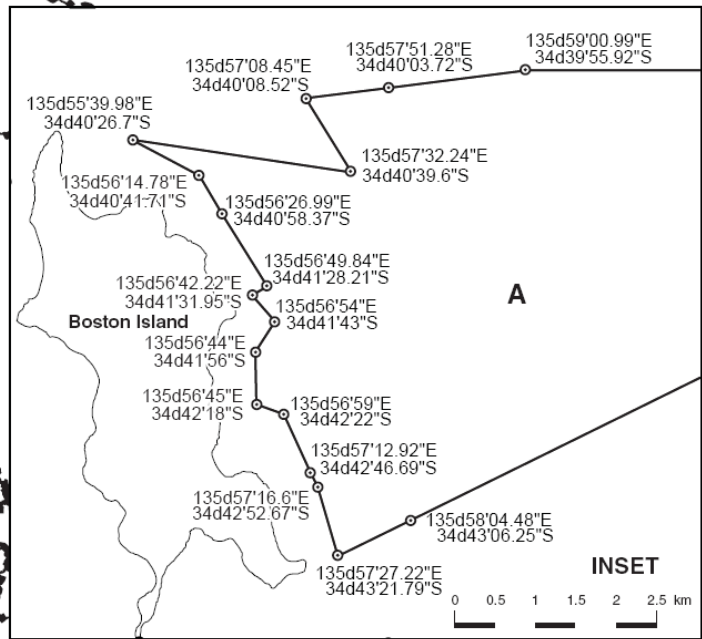
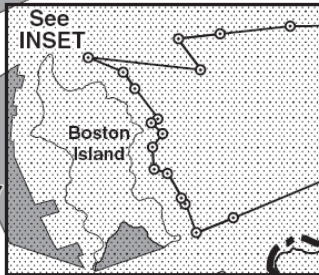
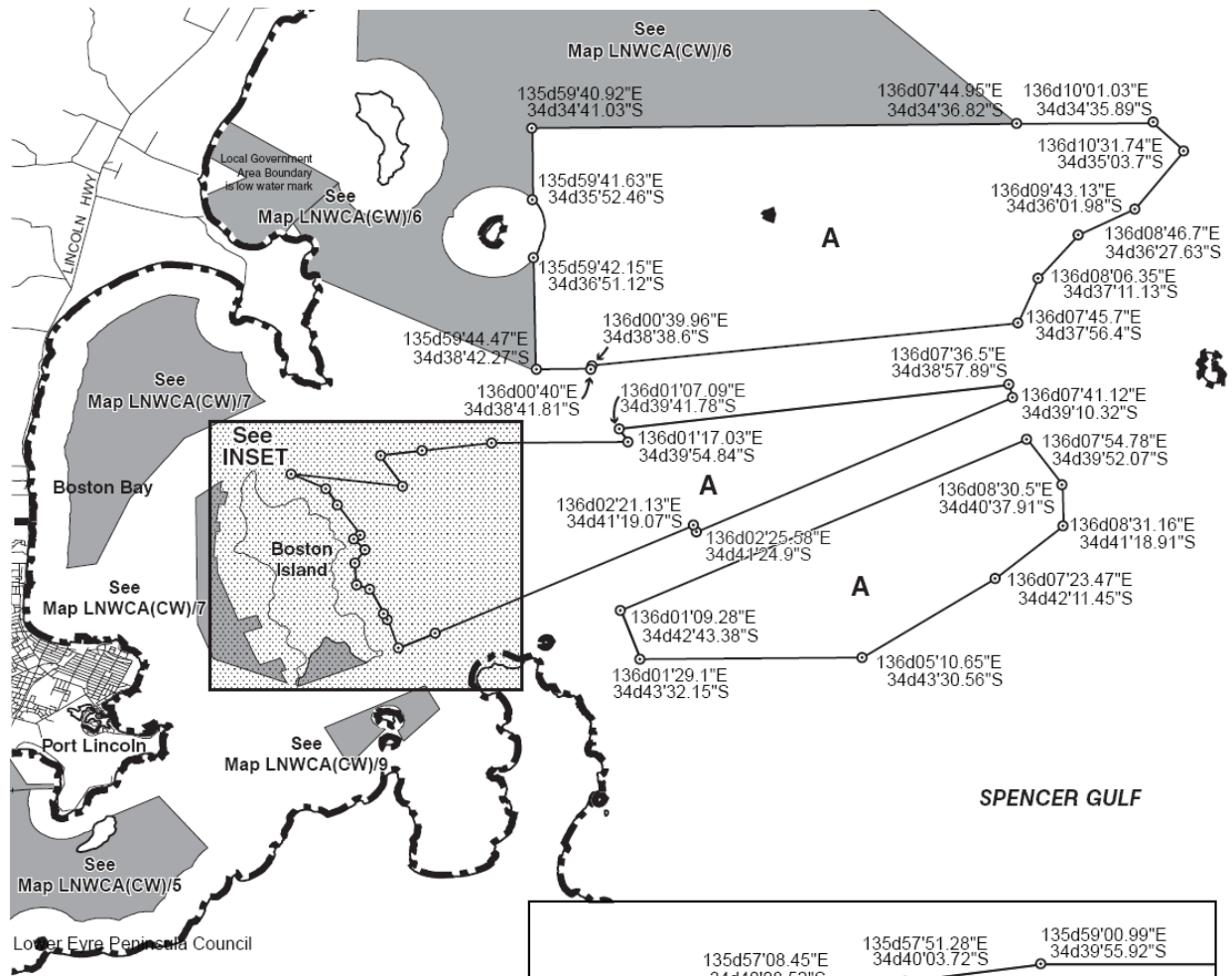
- A** Aquaculture Zone
- Zone Boundary
- - - Development Plan Boundary

**LAND NOT WITHIN A COUNCIL AREA  
(COASTAL WATERS) ZONES  
MAP LNWCA(CW)/6**



- A** Aquaculture Zone
- Zone Boundary
- - - Development Plan Boundary

**LAND NOT WITHIN A COUNCIL AREA  
(COASTAL WATERS) ZONES  
MAP LNWCA(CW)/7**



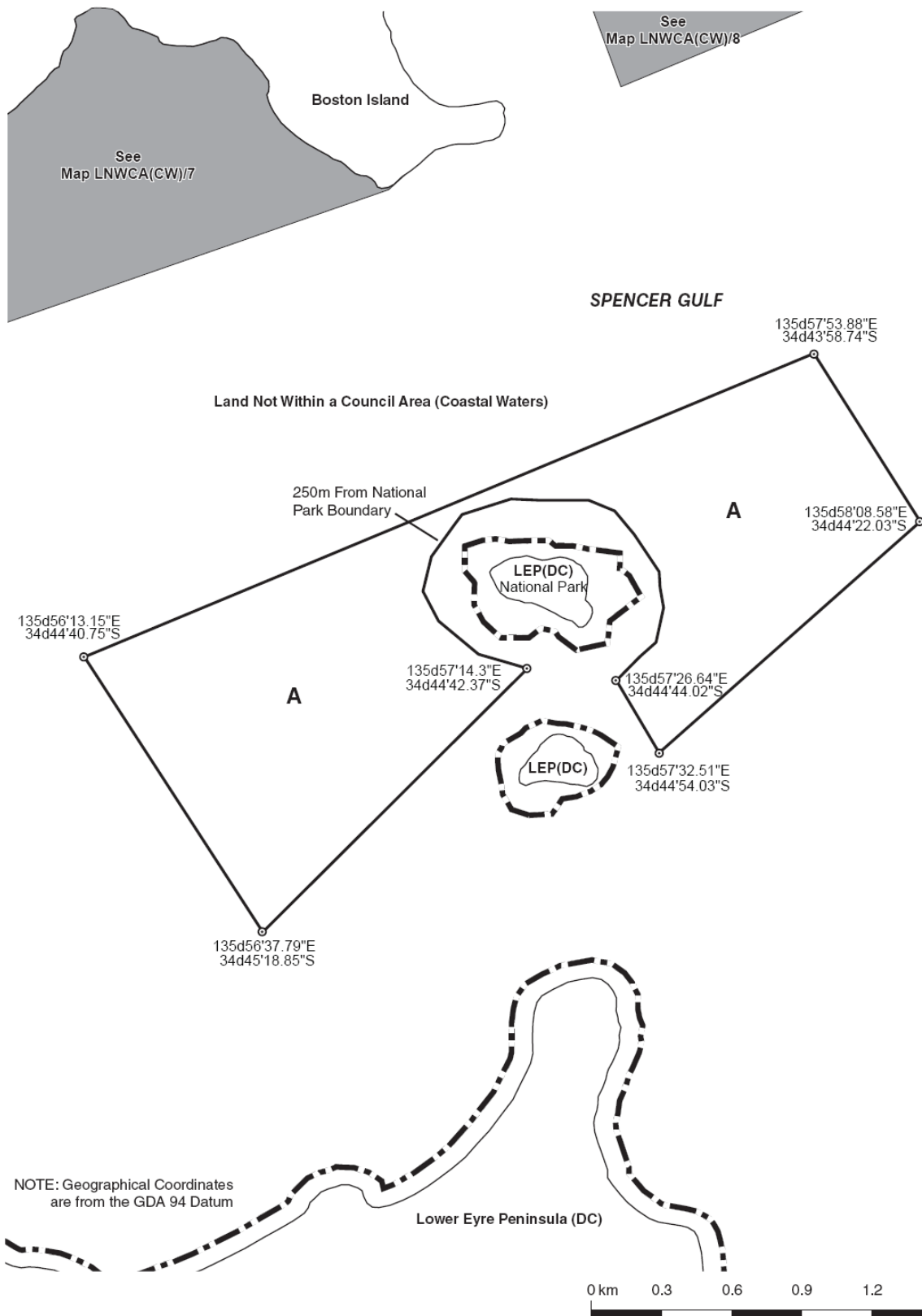
NOTE: Geographical Coordinates are from the GDA 94 Datum



- A** Aquaculture Zone
- Zone Boundary
- - -** Development Plan Boundary

**LAND NOT WITHIN A COUNCIL AREA  
(COASTAL WATERS) ZONES  
MAP LNWCA(CW)/8**

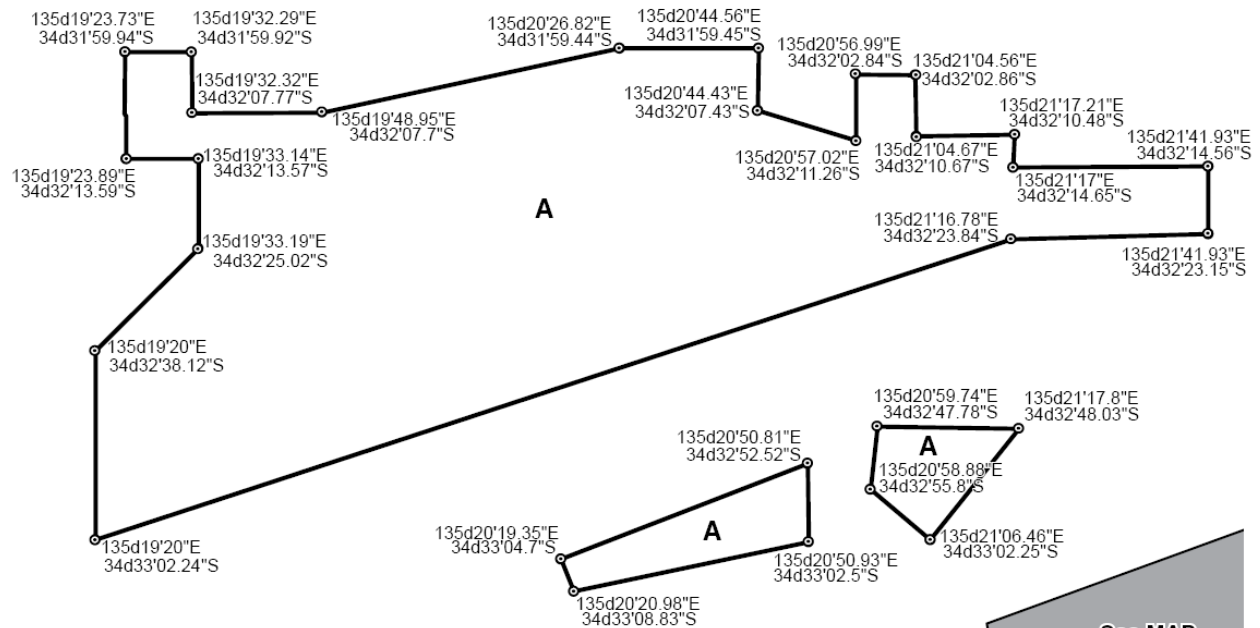
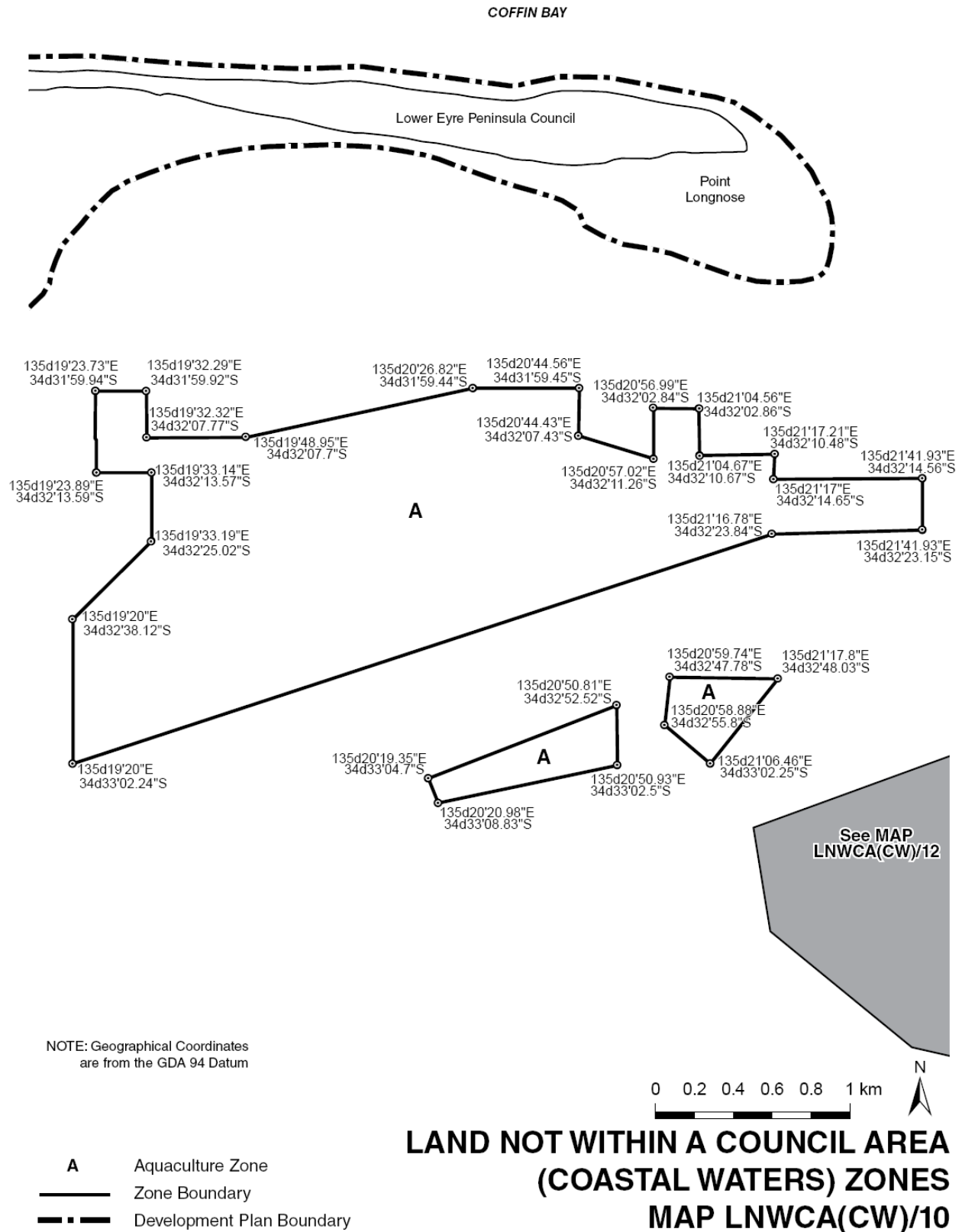


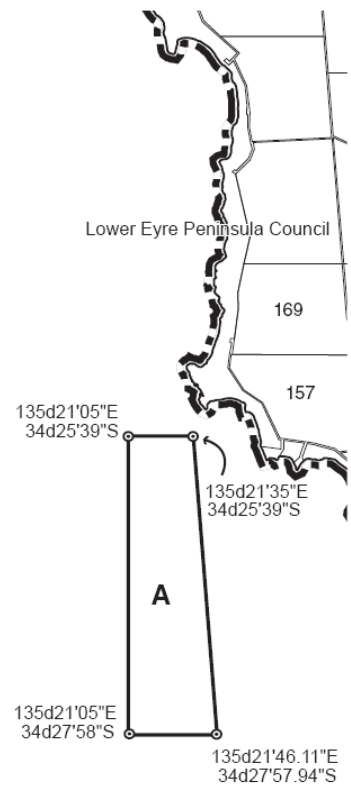


NOTE: Geographical Coordinates are from the GDA 94 Datum

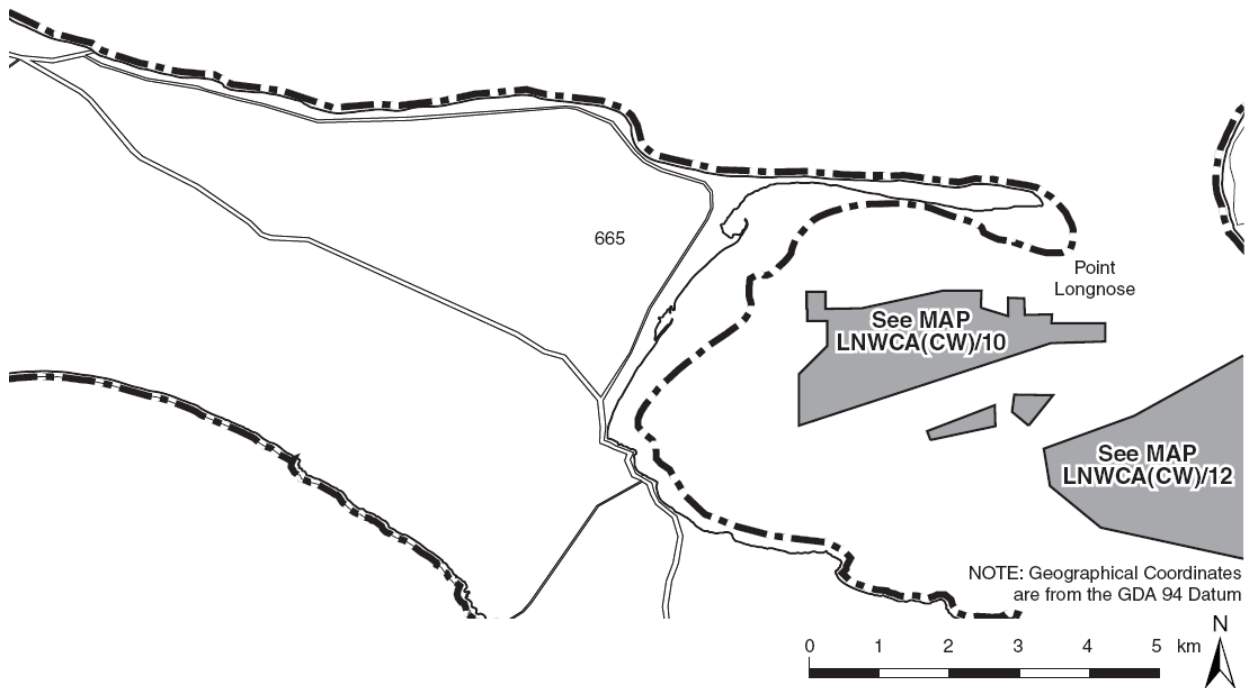
- A** Aquaculture Zone
- Zone Boundary
- - - Development Plan Boundary

**LAND NOT WITHIN A COUNCIL AREA  
(COASTAL WATERS) ZONES  
MAP LNWCA(CW)/9**



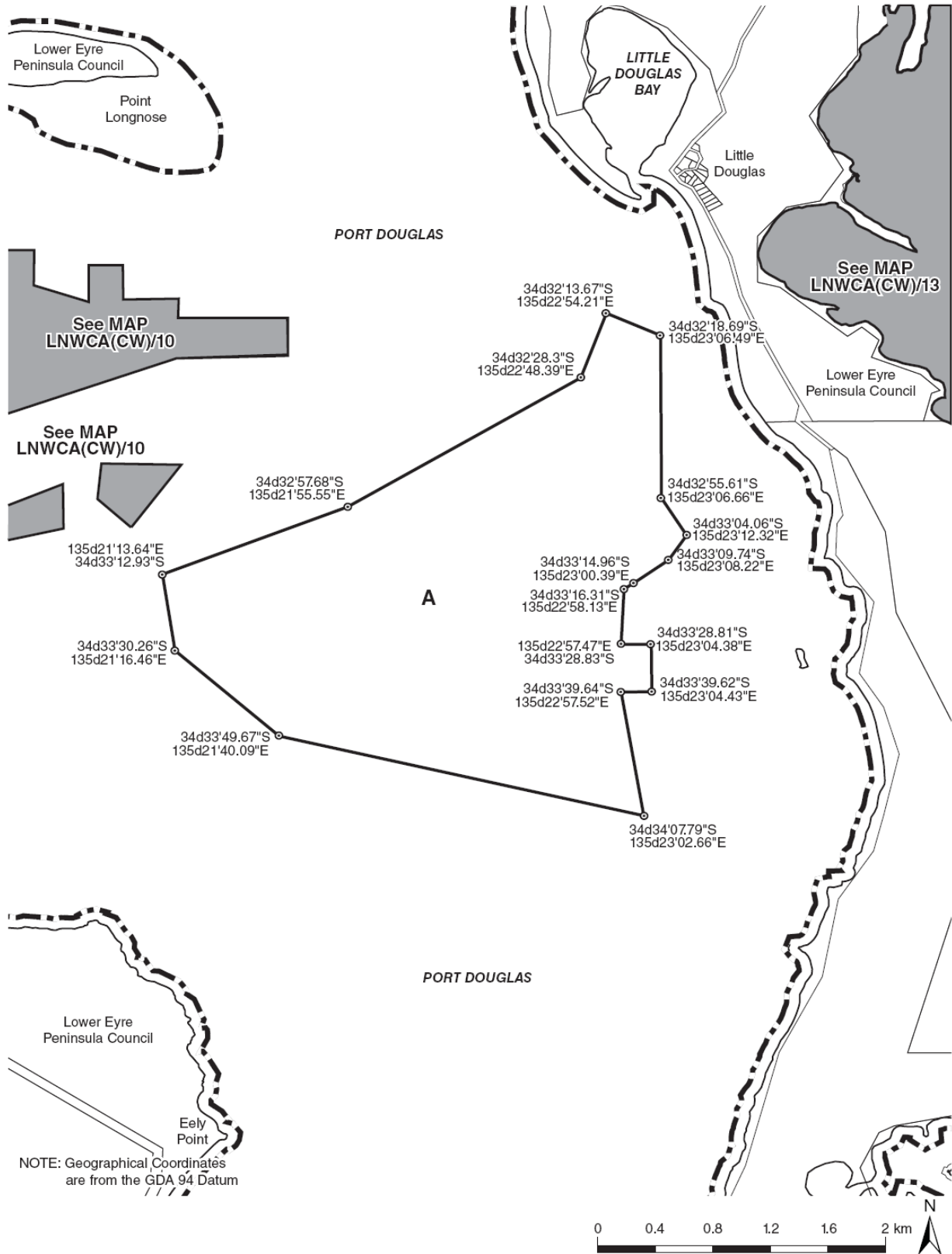


COFFIN BAY



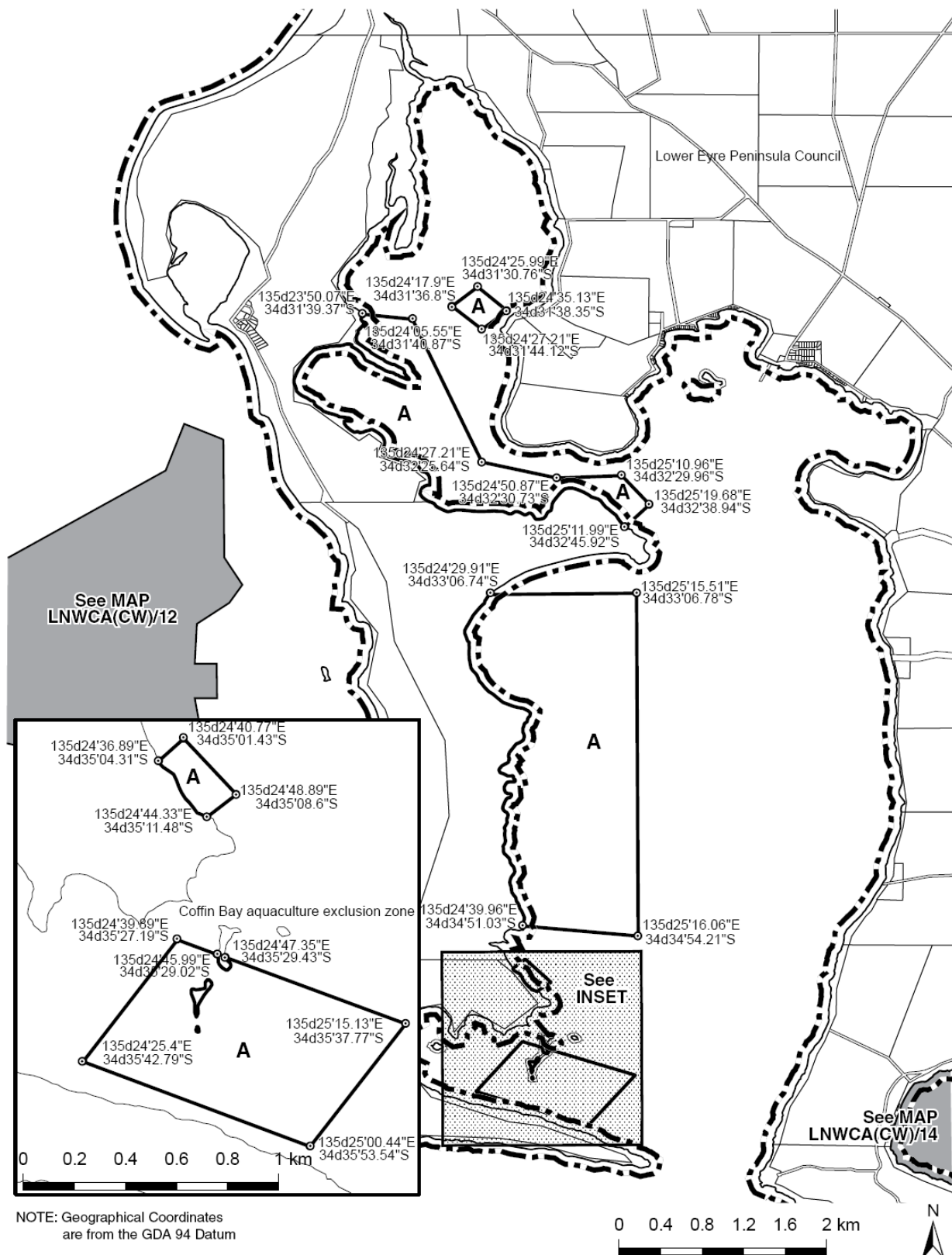
- A** Aquaculture Zone
- Zone Boundary
- · - · - Development Plan Boundary

**LAND NOT WITHIN A COUNCIL AREA  
(COASTAL WATERS) ZONES  
MAP LNWCA(CW)/11**



- A** Aquaculture Zone
- Zone Boundary
- - - Development Plan Boundary

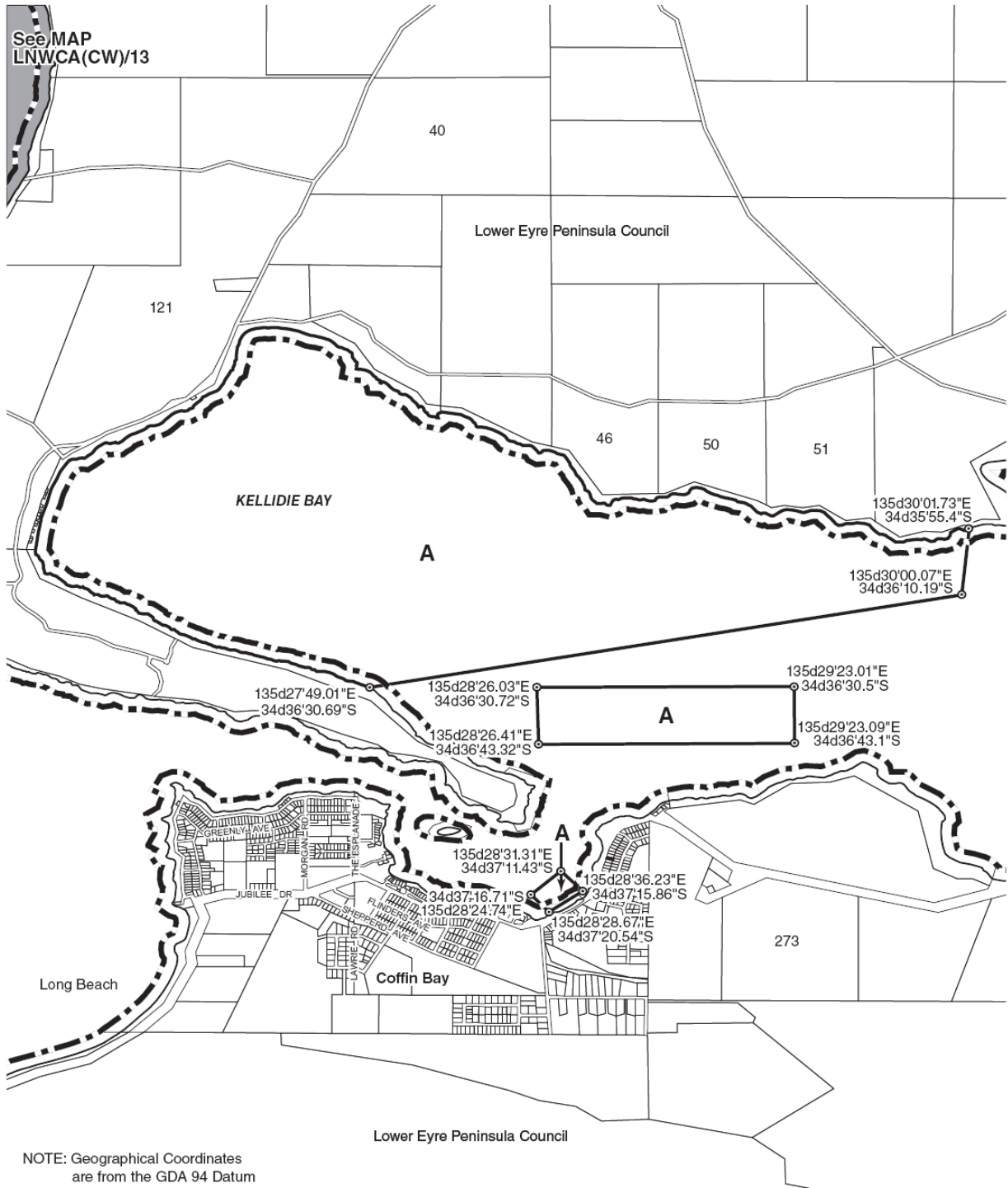
**LAND NOT WITHIN A COUNCIL AREA  
(COASTAL WATERS) ZONES  
MAP LNWCA(CW)/12**



NOTE: Geographical Coordinates are from the GDA 94 Datum

**LAND NOT WITHIN A COUNCIL AREA  
(COASTAL WATERS) ZONES  
MAP LNWCA(CW)/13**

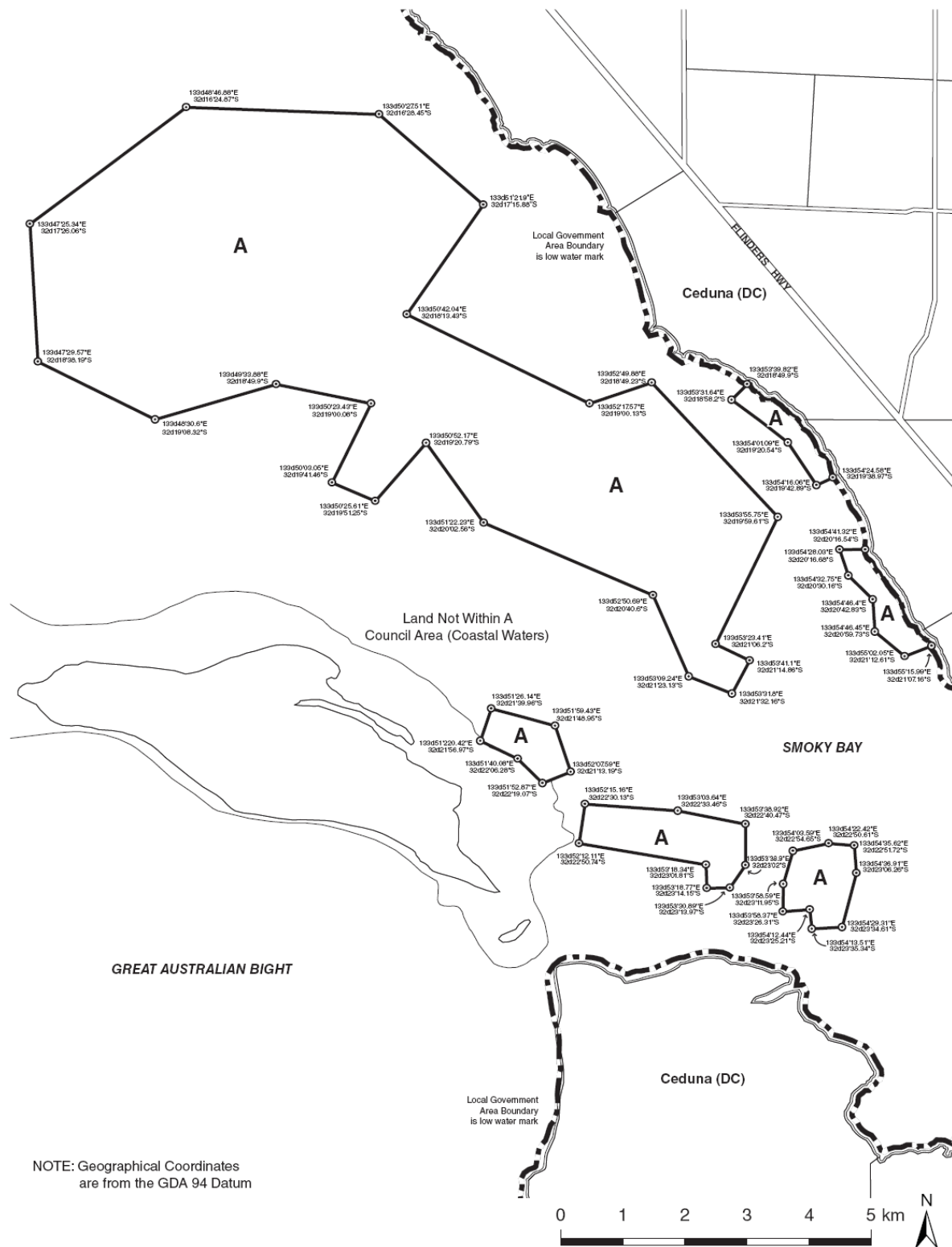
**A**  
 ———  
 - - - -



- A** Aquaculture Zone
- Zone Boundary
- - - Development Plan Boundary



**LAND NOT WITHIN A COUNCIL AREA  
(COASTAL WATERS) ZONES  
MAP LNWCA(CW)/14**



NOTE: Geographical Coordinates are from the GDA 94 Datum

- A** Aquaculture Zone
- Zone Boundary
- - -** Development Plan Boundary

## LAND NOT WITHIN A COUNCIL AREA (COASTAL WATERS) ZONES MAP LNWCA(CW)/15

Dated 26 February 2009.

PAUL HOLLOWAY, Minister for Urban Development and Planning

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Pages	Main	Amends	Pages	Main	Amends
1-16	2.50	1.15	497-512	34.75	33.75
17-32	3.35	2.10	513-528	35.75	34.50
33-48	4.35	3.10	529-544	37.00	35.75
49-64	5.50	4.20	545-560	38.00	37.00
65-80	6.45	5.35	561-576	38.75	38.00
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97-112	8.55	7.30	593-608	41.25	39.75
113-128	9.55	8.40	609-624	42.00	41.00
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177-192	13.90	12.60	673-688	46.75	44.75
193-208	15.00	13.80	689-704	47.50	45.70
209-224	15.80	14.60	705-720	48.25	47.00
225-240	16.90	15.60	721-736	50.00	48.00
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385-400	27.50	26.25	881-896	59.50	58.00
401-416	28.50	27.00	897-912	61.00	59.50
417-432	29.75	28.25	913-928	61.50	61.00
433-448	30.75	29.50	929-944	62.50	61.50
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## ENVIRONMENT PROTECTION ACT 1993

*Variation to Existing Approval of Collection Depot*

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

*Variation to Existing Approval of Collection Depot*

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

*Approval of Collection Depot*

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

- (a) the name of the collection depot described in Column 1 of Schedule 1 of this Notice;
- (b) the name of the proprietor of the depot identified in Column 3 of Schedule 1 of this Notice;
- (c) the location of the depot described in Columns 4-5 of Schedule 1 of this Notice.

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

*Conditions of Approval*

Impose the following conditions on the approval:

- (a) The person in charge of the collection depot shall ensure the depot premises complies with Council planning regulations and shall be kept in an orderly condition.
- (b) The person in charge of the collection depot who wishes to transfer the operation of a depot to another person or intends to change the location of a depot shall notify the Authority in writing within one month of the change occurring.
- (c) The person in charge of the collection depot who wishes to cease operation of that depot shall give notice in writing to the Authority.
- (d) The person in charge of the collection depot shall take such measures as are necessary in the operation and maintenance of the depot to prevent or control:
  - (i) a nuisance or offensive condition;
  - (ii) a risk to health or safety; and
  - (iii) damage to the environment.
- (e) The person in charge of the collection depot is reminded of the general environmental duty, as required by section 25 of the Environment Protection Act, to take all reasonable and practical measures to ensure that the activities on the whole site, do not pollute the environment in a way which causes or may cause environmental harm.
- (f) The holder of an approval must not pay a refund on, or seek reimbursement, for containers that the approval holder knows were not purchased in South Australia.

## SCHEDULE 1

Column 1	Column 2	Column 3	Column 4	Column 5
Depot Name	Company/Trading Name	Proprietors	Depot Location Street	Depot Location Suburb
MJ & RJ Modra	MJ & RJ Modra	Malcolm John and Raelene Joy Modra	7 Brentwood Road	Stansbury

## FISHERIES MANAGEMENT ACT 2007: SECTION 115

TAKE notice that pursuant to section 115 of the Fisheries Management Act 2007, the holder of a Prawn Fishery Licence issued pursuant to the Fisheries Management (Prawn Fisheries) Regulations 2006, for the Spencer Gulf Prawn Fishery listed in Schedule 1 (the 'exemption holders') or their registered master are exempt from sections 71, 72 and 79 of the Fisheries Management Act 2007, but only insofar as the exemption holders may undertake fishing activities within the Spencer Gulf Prawn Fishery for the purpose of a stock assessment survey and may retain berried female bugs (*Ibacus* spp) (the 'exempted activity'), subject to the conditions contained in Schedule 2, from 25 February 2009 until 27 February 2009 inclusive, unless varied or revoked earlier.

## SCHEDULE 1

Licence No.	Licence Holder	Boat Name
P04	Robert Bailey	<i>Melanie B</i>
P09	Bartolomeo Puglisi	<i>Angelina</i>
P16	Barry Evans	<i>Night Stalker</i>
P24	Thornhill Pty Ltd	<i>Sandy S</i>
P28	Eugene Montgomery	<i>Skandia</i>
P30	Clarence Hood	<i>Roslyn Ann</i>
P31	Barry Bowyer	<i>Evelyn-L</i>
P34	Frane Bralic	<i>Cvita-B</i>
P38	Tacoma Pty Ltd	<i>Atlas</i>

## SCHEDULE 2

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

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

3. The exemption holder must comply with instructions from the SARDI Stock Assessment Co-ordinator.

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

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

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

Dated 20 February 2009.

S. SLOAN, Program Leader, Fisheries Management

## FISHERIES MANAGEMENT ACT 2007: SECTION 115

TAKE notice that pursuant to section 115 of the Fisheries Management Act 2007, Dr Donald Colgan of the Research Branch of the Australian Museum, 6 College Street, Sydney, N.S.W. 2010 is exempt from the provisions of Clause 118 of Schedule 6 of the Fisheries Management (General) Regulations 2007, to engage in the collection of marine molluscs from the waters specified in Schedule 1 (the 'exempted activity'), subject to the conditions set out in Schedule 2, from 1 March 2009 until 31 October 2009 inclusive, unless varied or revoked earlier.

## SCHEDULE 1

South Australia coastal waters from Adelaide to the South Australian/Victorian border including intertidal 'rocky' reefs but excluding aquatic reserves and the waters of the Adelaide Dolphin Sanctuary.

## SCHEDULE 2

1. The specimens collected by the exemption holder are for scientific and research purposes only and must not be sold. Any unwanted specimens must be returned to the water immediately.

2. Any specimens not returned to the water must be lodged with the Australian Museum or the South Australian Museum as voucher specimens.

3. Specimens collected pursuant to this notice may only be collected by hand or use of a hand net.

4. A maximum of 10 specimens of any species may be taken from any one location.

5. A maximum of 30 specimens of any species may be taken pursuant to this notice.

6. The following species may not be taken pursuant to this notice:

- Abalone (*Haliotis* spp);
- Cockle (*Kataysia* spp);
- Cuttlefish (*Sepia* spp);
- Octopus (*Octopus* spp);
- Oyster (Family Ostreidae);
- Pipi (*Donax* spp);
- Razorfish (*Pinna bicolor*);
- Scallop (Family Pectinidae);
- Southern Calamari (*Sepioteuthis australis*).

7. All vessels, wetsuits, dive, equipment, catch bags, boxes and other equipment that may have been used in an area where Abalone viral ganglioneuritis may be present must be decontaminated in accordance with the PIRSA Abalone viral ganglioneuritis Contingency Plan at the completion of any activity and before being used in any South Australian coastal waters.

8. The exemption holder must notify PIRSA Fishwatch on 1800 065 522 at least two hours prior to conducting the exempted activity and answer a series of questions about the exempted activity. The exemption holder will need to have a copy of the exemption at the time of making the call, and be able to provide information about the area and time of the exempted activity, the vehicles and boats involved, the number of agents undertaking the exempted activity and other related questions. Exemption No. 9902219.

9. Within 14 days of each collection of organisms pursuant to this notice, the exemption holder must provide a report in writing to the Director of Fisheries (G.P.O. Box 1625, Adelaide, S.A. 5001), giving the following details:

- the date and time of collection;
- the location of the collection;
- the description of all species collected; and
- the number of each species collected.

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

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

Dated 23 February 2009.

W. ZACHARIN, Director of Fisheries

## FISHERIES MANAGEMENT ACT 2007: SECTION 115

TAKE notice that pursuant to section 115 of the Fisheries Management Act 2007, the holder of a prawn fishery licence issued pursuant to the Fisheries Management (Prawn Fisheries) Regulations 2006, for the West Coast Prawn Fishery listed in Schedule 1 (the 'exemption holders') or their registered master are exempt from closure notices made under section 79 of the Fisheries Management Act 2007, published in the *South Australian Government Gazette*, referring to the West Coast Prawn Fishery. The exemption holder shall not be guilty of an offence when using prawn trawl nets in accordance with the conditions of their fishery licence for the purpose of undertaking a prawn survey (the 'exempted activity') subject to the conditions contained in Schedule 2.

## SCHEDULE 1

Licence Number	Licence Holder	Boat Name	Survey Area
D03	Konstantine Paleologoudias	<i>Limnos</i>	Ceduna

## SCHEDULE 2

1. This exemption is valid from 2030 hours on 25 February 2009 until 0630 hours on 26 February 2009.

2. The exemption holder must operate within the trawl survey area nominated in Schedule 1.

3. The registered master must keep a 'skippers log' to record catch information during the survey.

4. All fish, other than prawns, southern calamary, arrow squid, scallops, octopus and slipper lobster taken during the exempted activity for survey purposes, are to be returned to the water immediately after capture.

5. While engaged in the exempted activity or unloading the survey catch, the exemption holder must have a copy of this notice on board the boat or near his person. This notice must be produced to a PIRSA Fisheries Compliance Officer if requested.

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

Dated 24 February 2009.

S. SLOAN, Program Leader, Fisheries Management

## FRUIT AND PLANT PROTECTION ACT 1992

*Notice Concerning the Control of Branched Broomrape*

PURSUANT to the Fruit and Plant Protection Act 1992 (the Act), I, Jay Weatherill, Minister for Environment and Conservation, vary the notice under the Act published at page 4260 in the *Government Gazette* of 20 September 2001 (as varied) as follows:

Paragraph 3 is amended by the addition of the following area to that portion of the State defined in (1) to be a quarantine area with respect to the disease Branched Broomrape:

The whole of the land comprised and described in:

- CT Volume 5101, Folio 136, Hundred of Angas, County of Sturt;
- CT Volume 5203, Folio 339, Hundred of Seymour, County of Russell;
- CT Volume 5281, Folio 57, Hundred of Seymour, County of Russell;
- CT Volume 5292, Folio 83, Hundred of Seymour, County of Russell;
- CT Volume 5314, Folio 501, Hundred of Seymour, County of Russell;
- CT Volume 5439, Folio 102, Hundred of Wilson, County of Buccleuch;
- CT Volume 5442, Folio 199, Hundred of Brinkley, County of Sturt;
- CT Volume 5471, Folio 445, Hundred of Mobilong, County of Sturt;
- CT Volume 5513, Folio 652, Hundred of Brinkley, County of Sturt;
- CT Volume 5550, Folio 651, Hundred of Brinkley, County of Sturt;
- CT Volume 5606, Folio 608, Hundred of Hooper, County of Buccleuch;
- CT Volume 5665, Folio 412, Hundred of Freeling, County of Sturt;
- CT Volume 5692, Folio 777, Hundred of Wilson, County of Buccleuch;
- CT Volume 5730, Folio 510, Hundred of Wilson, County of Buccleuch;
- CT Volume 5805, Folio 315, Hundred of Nildottie, County of Albert;
- CT Volume 5811, Folio 159, Hundred of Brinkley, County of Sturt;
- CT Volume 5841, Folio 649, Hundred of Brinkley, County of Sturt;

- CT Volume 5842, Folio 504, Hundred of Wilson, County of Buccleuch;
- CT Volume 5842, Folio 506, Hundred of Wilson, County of Buccleuch;
- CT Volume 5863, Folio 762, Hundred of Freeling, County of Sturt;
- CT Volume 5892, Folio 317, Hundred of Brinkley, County of Sturt;
- CT Volume 5930, Folio 313, Hundred of Seymour, County of Russell;
- CT Volume 5946, Folio 177, Hundred of Mobilong, County of Sturt.

Dated 16 February 2009.

JAY WEATHERILL, Minister for Environment and Conservation

## GEOGRAPHICAL NAMES ACT 1991

*Notice of Declaration of Names of Places*

NOTICE is hereby given pursuant to section 11A of the Geographical Names Act 1991, that the names of those places set out in The Schedule hereunder shall be the geographical names of those said places. Precise location of the said features can be obtained from the *South Australian Government Gazette* at [www.placenames.sa.gov.au](http://www.placenames.sa.gov.au) or by contacting the Geographical Name Unit, DTEI on (08) 8204 8539.

## THE SCHEDULE

Mapsheet	Feature
1:250 000 Pandie Pandie Mapsheet (SG 54-9)	Kalka-purityinha Waterhole
1:50 000 Mapsheet 6628-2 (Onkaparinga)	Onkaparinga Valley
1:50 000 Mapsheet 6732-1 (Paratoo)	Paratoo Hill
1:50 000 Mapsheet 6732-4 (Bundara)	Black Rock One Tree Hill
1:50 000 Mapsheet 6537-2 (Telford)	Vukarra Vambata
1:50 000 Mapsheet 6637-1 (Wadmore)	Mardiwanha (waterhole) Yathapurrunha (dual named with Mount Curtis)
1:50 000 Mapsheet 6637-2 (Serle)	Awiyandunha (spring) Crownsnest Creek Fifteen Mile Creek Malka Alyku Awi (spring) Mangayangadhanha (mountain) Red Range Reedy Hole Springs Thirteen Mile Creek Thirtivirri Vambata (dual named with Mount Clive) Twelve Mile Creek Unyungganha (hill) Urra Udna Vudnarunha (dual named with Mount Rose) Valdha Marti Nipanha (cliff) Yardnavukanha (dual named with Mandarin Caps)
1:50 000 Mapsheet 6631-4 (Jamestown)	Coo-Owie Creek
1:50 000 Mapsheet 6632-2 (Peterborough)	Depot Hills Dowds Hill Woolyknowie Hill
1:50 000 Mapsheet 6632-3 (Pekina)	Champion Hill Red Hill Rocky Gully
1:50 000 Mapsheet 6632-4 (Orroroo)	Irrabera Creek Yadena Creek Pekina Creek

NOTE: Words shown in parentheses are not part of the name.

Certified that the above names have been examined in line with the policies of the Geographical Names Unit, and that they comply with section 11A of the Geographical Names Act 1991.

Dated 20 February 2009.

P. M. KENTISH, Surveyor-General, Department for  
Transport, Energy and Infrastructure

DTEI.22-413/07/0032

LAND ACQUISITION ACT 1969

(SECTION 16)

*Notice of Acquisition*

THE COMMISSIONER OF HIGHWAYS (the 'Authority'), 33 Warwick Street, Walkerville, S.A. 5081, acquires the following interests in the following land:

*Definition of Land Acquired*

Comprising an unencumbered estate in fee simple in that piece of land situated at Lot 3, Port Wakefield Road, Waterloo Corner, being portion of Allotment 3 in Deposited Plan 4843 comprised in certificate of title volume 5645, folio 253 and being the whole of the land numbered '73' on plan numbered DP77600 that has been lodged in the Lands Titles Office.

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

*Compensation*

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

*Inquiries*

Inquiries should be directed to:

Chris Southam,  
P.O. Box 1,  
Walkerville, S.A. 5081  
Telephone: (08) 8402 1730

Dated 24 February 2009.

The Common Seal of the Commissioner of Highways was hereto affixed by direction of the Commissioner of Highways in the presence of:

D. THOMAS, Manager, Property Planning and  
Management Services, Department for  
Transport, Energy and Infrastructure

DTEI 2008/02475/01

LAND ACQUISITION ACT 1969

(SECTION 16)

*Notice of Acquisition*

THE COMMISSIONER OF HIGHWAYS (the 'Authority'), 33 Warwick Street, Walkerville, S.A. 5081, acquires the following interests in the following land:

*Definition of Land Acquired*

Comprising an unencumbered estate in fee simple in that piece of land situated at Lot 77, Port Wakefield Road, Waterloo Corner, being portion of Allotment 77 in Filed Plan 114791 comprised in certificate of title volume 5220, folio 540 and being the whole of the land numbered '77' on an unapproved plan numbered DP77599 that has been lodged in the Lands Titles Office.

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

*Compensation*

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

*Inquiries*

Inquiries should be directed to:

Chris Southam,  
P.O. Box 1,  
Walkerville, S.A. 5081  
Telephone: (08) 8402 1730

Dated 24 February 2009.

The Common Seal of the Commissioner of Highways was hereto affixed by direction of the Commissioner of Highways in the presence of:

D. THOMAS, Manager, Property Planning and  
Management Services, Department for  
Transport, Energy and Infrastructure

DTEI 2008/02473/01

LAND ACQUISITION ACT 1969

(SECTION 16)

*Notice of Acquisition*

THE COMMISSIONER OF HIGHWAYS (the 'Authority'), 33 Warwick Street, Walkerville, S.A. 5081, acquires the following interests in the following land:

*Definition of Land Acquired*

Comprising an unencumbered estate in fee simple in that piece of land situated at Lot 79, Port Wakefield Road, Waterloo Corner, being portion of Allotment 79 in Filed Plan 114793 comprised in certificate of title volume 5739, folio 786 and being the whole of the land numbered '66' in the plan numbered DP76617 that has been lodged in the Lands Titles Office.

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

*Compensation*

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

*Inquiries*

Inquiries should be directed to:

Chris Southam,  
P.O. Box 1,  
Walkerville, S.A. 5081  
Telephone: (08) 8402 1730

Dated 24 February 2009.

The Common Seal of the Commissioner of Highways was hereto affixed by direction of the Commissioner of Highways in the presence of:

D. THOMAS, Manager, Property Planning and  
Management Services, Department for  
Transport, Energy and Infrastructure

DTEI 2007/14147/01

LAND ACQUISITION ACT 1969

(SECTION 16)

*Notice of Acquisition*

THE COMMISSIONER OF HIGHWAYS (the 'Authority'), 33 Warwick Street, Walkerville, S.A. 5081, acquires the following interests in the following land:

*Definition of Land Acquired*

Comprising an unencumbered estate in fee simple in that piece of land situated at Lot 72, Port Wakefield Road, Waterloo Corner, being the whole of Allotment 72 in Filed Plan 114786 comprised in certificate of title volume 5782, folio 206.

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

*Compensation*

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

*Inquiries*

Inquiries should be directed to:

Chris Southam,  
P.O. Box 1,  
Walkerville, S.A. 5081  
Telephone: (08) 8402 1730

Dated 24 February 2009.

The Common Seal of the Commissioner of Highways was hereto affixed by direction of the Commissioner of Highways in the presence of:

D. THOMAS, Manager, Property Planning and  
Management Services, Department for  
Transport, Energy and Infrastructure

DTEI 2008/09139/01

## LAND ACQUISITION ACT 1969

## (SECTION 16)

*Notice of Acquisition*

THE COMMISSIONER OF HIGHWAYS (the 'Authority'), 33 Warwick Street, Walkerville, S.A. 5081, acquires the following interests in the following land:

*Definition of Land Acquired*

Comprising the fee simple of that piece of land being Allotment 15 in DP78939 being portion of the land comprised in certificate of title volume 5353, folio 876.

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

*Compensation*

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

*Inquiries*

Inquiries should be directed to:

Brenton Wilkinson,  
P.O. Box 1,  
Walkerville, S.A. 5081  
Telephone: (08) 8343 2460

Dated 6 February 2009.

The Common Seal of the Commissioner of Highways was hereto affixed by direction of the Commissioner of Highways in the presence of:

A. HARTLEY, Acting Manager, Property Planning  
and Management Services, Department for  
Transport, Energy and Infrastructure

## LAND ACQUISITION ACT 1969

## (SECTION 16)

*Notice of Acquisition*

THE COMMISSIONER OF HIGHWAYS (the 'Authority'), 33 Warwick Street, Walkerville, S.A. 5081, acquires the following interests in the following land:

*Definition of Land Acquired*

Comprising an unencumbered estate in fee simple in that piece of land situated at Lot 68, Sturt Highway, Shea-Oak Log being portion of Allotment 68 in Deposited Plan 40655 comprised in certificate of title volume 5225, folio 40 and being the whole of the land numbered 535 on an approved plan numbered D76722 lodged in the Lands Titles Office.

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

*Compensation*

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

*Inquiries*

Inquiries should be directed to:

Hanna Samuels,  
P.O. Box 1,  
Walkerville, S.A. 5081  
Telephone: (08) 8402 1805

Dated 24 February 2009.

The Common Seal of the Commissioner of Highways was hereto affixed by direction of the Commissioner of Highways in the presence of:

D. THOMAS, Manager, Property Planning and  
Management Services, Department for  
Transport, Energy and Infrastructure

2007/12071/01

## HOUSING IMPROVEMENT ACT 1940

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

Address of House	Allotment, Section, etc.	Certificate of Title		Date and page of <i>Government Gazette</i> in which notice declaring house to be substandard published	Maximum rental per week payable in respect of each house \$
		Volume	Folio		
19 Albert Street, Windsor Gardens	Allotment 30 in Filed Plan 128464, Hundred of Yatala	5806	343	20.11.08, page 5120	127.00
134 Dukes Highway, Keith	Section 523, Hundred of Stirling, County of Buckingham	5141	544	28.10.93, page 2118	100.00
42 Greenock Road, Nuriootpa	Allotment 35 in Deposited Plan 4760, Hundred of Nuriootpa	5493	165	18.12.08, page 5607	80.00
5 Mary Road, Coonawarra	Allotment 715 in Filed Plan 191277, Hundred of Comaum	5831	404	20.11.08, page 5120	120.00
58A South Road, West Hindmarsh	Unit 6, Strata Plan 5868, Hundred of Yatala	5019	601	27.7.06, page 2380	210.00
23 Stewart Terrace, Naracoorte	Allotment 6 in Filed Plan 122638, Hundred of Naracoorte	5214	572	26.4.01, page 1664	125.00
3A West Street (also known as Lot 6, West Lane), Port Wakefield	Allotment 21 in Deposited Plan 35688, Hundred of Inkerman	5101	475	18.12.08, page 5607	64.00

Dated at Adelaide, 26 February 2009.

D. HUXLEY, General Manager, Corporate Services, Housing SA

## HOUSING IMPROVEMENT ACT 1940

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

No. of House and Street	Locality	Allotment, Section, etc.	Certificate of Title	
			Volume	Folio
Flat 3, 9 Beatty Avenue	Hillcrest	Allotment 285 in Deposited Plan 3275, Hundred of Yatala	5173	808
3 Clearbury Street	Elizabeth North	Allotment 77 in Deposited Plan 41557, Hundred of Munno Para	5912	412
Section 2346, Creswell Street	Moonta Mines	Section 2346, Hundred of Wallaroo	5432	615
32 McIlwaine Crescent	Noarlunga Downs	Allotment 101 in Deposited Plan 11327, Hundred of Noarlunga	5111	419
8A Honeysuckle Drive	Hope Valley	Allotment 5 in Deposited Plan 6284, Hundred of Yatala	5286	456
8B Honeysuckle Drive	Hope Valley	Allotment 5 in Deposited Plan 6284, Hundred of Yatala	5286	456
4 Kirk Street	Elizabeth Park	Allotment 629 in Deposited Plan 7004, Hundred of Munno Para	5291	506
Lot 201, Main North Road	Watervale	Allotment 201 in Filed Plan 9380, Hundred of Upper Wakefield	5494	86
Lot 1 (front unit), 46 Mannum Road	Murray Bridge	Allotment 1 in Deposited Plan 25127, Hundred of Mobilong	5434	344
69 Margaret Terrace	Rosewater	Allotment 8 in Deposited Plan 464, Hundred of Port Adelaide	5648	487
Unit 23, 4 Para Road	Evanston	Unit 23, Strata Plan 12931, Hundred of Munno Para	5186	934
61 Shepherd Avenue	Goolwa	Allotment 72 in Deposited Plan 4554, Hundred of Goolwa	5628	556
234 Smith Street	Naracoorte	Allotment 4 in Deposited Plan 4130, Hundred of Naracoorte	5714	474

Dated at Adelaide, 26 February 2009.

D. HUXLEY, General Manager, Corporate Services, Housing SA

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

Address of House	Allotment, Section, etc.	Certificate of Title		Date and page of <i>Government Gazette</i> in which notice declaring house to be substandard published
		Volume	Folio	
28 Coolah Terrace, Marion	Allotment 323 in Deposited Plan 3054, Hundred of Adelaide	5731	431	20.11.08, page 5120
72 Orsmond Street, Hindmarsh	Allotment 92 in Filed Plan 120211, Hundred of Yatala	5543	641	25.3.93, page 1081
145 Thomas Street, Murray Bridge	Allotment 74 in Deposited Plan 2953, Hundred of Mobilong	5973	927	13.4.89, page 1053
28 Wingate Street, Greenacres	Common Property Strata Plan 13176, Hundred of Yatala	5221	403	26.4.07, page 1226

Dated at Adelaide, 26 February 2009.

D. HUXLEY, General Manager, Corporate Services, Housing SA

## LIQUOR LICENSING ACT 1997

*Notice of Application*

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that Daniel James Wilson as trustee for the Wilson Family Trust has applied to the Licensing Authority for the transfer of a Producer's Licence in respect of premises situated at Polish Hill River Road, Sevenhill, S.A. 5450 and known as Wilson Vineyard.

The application has been set down for hearing on 31 March 2009 at 9.30 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the hearing date (viz: 24 March 2009).

The applicant's address for service is c/o Piper Alderman, 167 Flinders Street, Adelaide, S.A. 5000 (Attention: Geoff Forbes or Jonathan Dodd).

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

Dated 24 February 2009.

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 Keynes Hotel Investments Pty Ltd as trustee for the Keynes Hotel Investments Unit Trust has applied to the Licensing Authority for the transfer of a Hotel Licence in respect of premises situated at Main Street, Carrieton, S.A. 5432 and known as Wilson Vineyard.

The application has been set down for hearing on 31 March 2009 at 9 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the hearing date (viz: 24 March 2009).

The applicant's address for service is c/o Foreman Legal, 69 Mount Barker Road, Stirling, S.A. 5152.

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

Dated 24 February 2009.

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 Vincent Tsui as trustee for the Vincent Tsui Family Trust and Chan Juan Chen as trustee for the Chan Juan Chen Family Trust have applied to the Licensing Authority for a Restaurant Licence in respect of premises situated at Shop 1, 307 The Golden Way, Golden Grove, S.A. 5125 and to be known as Kiem Bo Chinese and Thai Restaurant.

The application has been set down for callover on 3 April 2009 at 9 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicants at the applicants' address, at least seven days before the callover date (viz: 27 March 2009).

The applicants' address for service is c/o Jeanette Rosadoni, P.O. Box 2, Blackwood, S.A. 5051.

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

Dated 23 February 2009.

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 Alfredo Forte as trustee for A. A. Forte Family Trust and Janet Mignone as trustee for J. T. Mignone Family Trust have applied to the Licensing Authority for the transfer of a Restaurant Licence and Entertainment Consent in respect of premises situated at 56 Glen Osmond Road, Parkside, S.A. 5063 and known as Orexí Café and to be known as Café Sabatini.



The application has been set down for callover on 3 April 2009 at 9 a.m.

*Conditions*

The following licence conditions are sought:

- Entertainment Consent:

Friday to Sunday: 7 p.m. to midnight.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicants at the applicants' address, at least seven days before the callover date (viz: 27 March 2009).

The applicants' address for service is c/o Alfredo Forte, 16 Ellerslie Drive, Rostrevor, S.A. 5073.

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

Dated 23 February 2009.

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 Dandelion Vineyards Pty Ltd has applied to the Licensing Authority for a Producer's Licence in respect of premises situated at 17 De-Caux Avenue, Port Willunga, S.A. 5173 and to be known as Dandelion Vineyards.

The application has been set down for callover on 27 March 2009 at 9 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the callover date (viz: 20 March 2009).

The applicant's address for service is c/o Wallmans Lawyers, 173 Wakefield Street, Adelaide, S.A. 5000 (Attention: Peter Hoban or Ben Allen).

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

Dated 23 February 2009.

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 Woodville Hotel Pty Ltd has applied to the Licensing Authority for Alterations, Redefinition and variation to an Extended Trading Authorisation in respect of premises situated at 878 Port Road, Woodville, S.A. 5011 and known as Woodville Hotel.

The application has been set down for callover on 27 March 2009 at 9 a.m.

*Conditions*

The following licence conditions are sought:

- Alterations and Redefinition to create a new outdoor area adjacent to Area 4 as per plans lodged with this office.
- Variation to Extended Trading Authorisation to include the abovementioned area for the following hours:

Sunday (including Sundays preceding Public Holidays):  
10 a.m. to 11 a.m. and 8 p.m. to midnight.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the callover date (viz: 20 March 2009).

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

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

Dated 20 February 2009.

Applicant

LIQUOR LICENSING ACT 1997

*Notice of Application*

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that South Australian Country Arts Trust has applied to the Licensing Authority for a Special Circumstances Licence with Entertainment Consent and an Extended Trading Authorisation in respect of premises situated at Ramsey Place, Noarlunga Centre, S.A. 5168 and to be known as Hopgood Theatre.

The application has been set down for hearing on 2 April 2009 at 9 a.m.

*Conditions*

The following licence conditions are sought:

- To sell liquor in accordance with section 40 of the Liquor Licensing Act 1997 and any other conditions of this licence.
- For consumption on the licensed premises only:  
Monday to Saturday: 8 a.m. to midnight.
- Entertainment Consent to apply:  
Monday to Saturday: 8 a.m. to midnight.
- The sale of liquor is authorised for consumption on the licensed premises for periods commencing 90 minutes prior to an advertised theatrical performance or cinematographic entertainment and 90 minutes after the conclusion of the performance, though not commencing before or finishing after the prescribed time of this licence.
- Liquor is only to be served and consumed on the licensed premises in association with pre-booked theatrical or cinematographic entertainment or such other event pre-booked in a part of the Hopgood Theatre Building.
- The sale of liquor is only allowed for a total of six hours on any given day, not commencing before or finishing after the prescribed times of this licence.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the hearing date (viz: 26 March 2009).

The applicant's address for service is c/o Sussan Baldwin, Ramsey Place, Noarlunga Centre, S.A. 5168.

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

Dated 20 February 2009.

Applicant

LIQUOR LICENSING ACT 1997

*Notice of Application*

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that The Encounter Bay Brewing Company Pty Ltd has applied to the Licensing Authority for Entertainment Consent in respect of premises situated at Railway Goods Shed, Goolwa Wharf Precinct, Goolwa, S.A. 5214 and known as Steam Exchange.

The application has been set down for callover on 27 March 2009 at 9 a.m.

*Conditions*

The following licence conditions are sought:

- Entertainment Consent:
  - Monday to Thursday: 1 p.m. to 6 p.m.;
  - Friday to Sunday: 1 p.m. to 11.45 p.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the callover date (viz: 20 March 2009).

The applicant's address for service is c/o The Encounter Bay Brewing Company Pty Ltd., P.O. Box 649, Goolwa, S.A. 5214.

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

Dated 20 February 2009.

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 Brompton Park Hotel Pty Ltd as trustee for Brompton Park Hotel has applied to the Licensing Authority for Alterations and Redefinition in respect of premises situated at 5 First Street, Brompton, S.A. 5007 and known as Brompton Hotel.

The application has been set down for hearing on 13 March 2009 at 9 a.m.

*Conditions*

The following licence conditions are sought:

- To create a new Outdoor Smoking Court facing onto the car park for a maximum capacity of eight patrons to operate at the same times as the Hotel proper.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least two days before the hearing date (viz: 11 March 2009).

The applicant's address for service is c/o Wallmans Lawyers, G.P.O. Box 1018, Adelaide, S.A. 5001 (Attention: Ben Allen).

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

Dated 20 February 2009.

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 Tien Huyen Quach has applied to the Licensing Authority for a Restaurant Licence and Entertainment Consent in respect of premises situated at 65 Grote Street, Adelaide, S.A. 5000 and to be known as Tian Xin Palace.

The application has been set down for callover on 27 March 2009 at 9 a.m.

*Conditions*

The following licence conditions are sought:

- Entertainment Consent is sought on every day from 5 p.m. to 11 p.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at

the applicant's address, at least seven days before the callover date (viz: 20 March 2009).

The applicant's address for service is c/o David Watts & Associates, 1 Cator Street, Glenside, S.A. 5065.

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

Dated 19 February 2009.

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 Raymond Allan Clark and Paula Clark have applied to the Licensing Authority for a Special Circumstances Licence with Entertainment Consent and an Extended Trading Authorisation in respect of premises situated at 400 South Road, Cape Jervis, S.A. 5204 and to be known as Morella Farm.

The application has been set down for callover on 27 March 2009 at 9 a.m.

*Conditions*

The following licence conditions are sought:

- For consumption of liquor in the accommodation area from the mini bar any day at any time.
- For consumption of liquor by dining guests only in the Guest House 8 a.m. to 1 a.m. the following day on any day.
- For consumption of liquor in all other areas of the licensed premises between 8 a.m. and 1 a.m. the following day, on any day not being Christmas Day and Good Friday.
- Entertainment Consent is sought to apply to the Shearing Shed as per plans lodged with this office.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicants' address, at least seven days before the callover date (viz: 20 March 2009).

The applicants' address for service is c/o Raymond Clark, P.O. Box 60, Stepney, S.A. 5069.

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

Dated 19 February 2009.

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 Gillian Pamela Smith has applied to the Licensing Authority for a Special Circumstances Licence in respect of premises situated at 150 Main Road, McLaren Vale, S.A. 5171 and to be known as Fall From Grace.

The application has been set down for callover on 20 March 2009 at 9 a.m.

*Conditions*

The following licence conditions are sought:

- To sell the licensees product on the licensed premises for consumption off the licensed premises.
- To sell the licensees product through direct sales transactions.
- To authorise the sale, supply and consumption of liquor at anytime on any day at a place other than the licensed premises provided that such consumption is only by persons attending a pre-booked function.

- Trading hours for the premises 10 a.m. to 10 p.m., seven days a week excluding Christmas Day and Good Friday.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the callover date (viz: 13 March 2009).

The applicant's address for service is c/o Wallmans Lawyers, 173 Wakefield Street, Adelaide, S.A. 5000 (Attention: Sam Ngai or Ben Allen).

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

Dated 18 February 2009.

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 Susanne Bell Pty Ltd, 3 Mary Street, Coonawarra, S.A. 5263 has applied to the Licensing Authority for a Direct Sales Licence in respect of the business to be known as Susanne Bell.

The application has been set down for callover on 27 March 2009 at 9 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the callover date (viz: 20 March 2009).

The applicant's address for service is c/o David Watts and Associates, 1 Cator Street, Glenside, S.A. 5065.

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

Dated 18 February 2009.

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 Amakira Pty Ltd has applied to the Licensing Authority for a Wholesale Liquor Merchant's Licence in respect of premises situated at 230 Bookpurnong Road, Loxton, S.A. 5333 and to be known as Amakira Pty Ltd.

The application has been set down for callover on 27 March 2009 at 9 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the callover date (viz: 20 March 2009).

The applicant's address for service is c/o Stuart Andrews Solicitors, 11 Ahern Street, Berri, S.A. 5343.

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

Dated 18 February 2009.

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 Amakira Pty Ltd has applied to the Licensing Authority for a Producer's Licence in respect of premises situated at 230 Bookpurnong Road, Loxton, S.A. 5333 and to be known as Amakira Pty Ltd.

The application has been set down for callover on 27 March 2009 at 9 a.m.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the callover date (viz: 20 March 2009).

The applicant's address for service is c/o Stuart Andrews Solicitors, 11 Ahern Street, Berri, S.A. 5343.

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

Dated 18 February 2009.

Applicant

#### LIQUOR LICENSING ACT 1997

##### *Notice of Application*

NOTICE is hereby given, pursuant to section 52 (2) (b) of the Liquor Licensing Act 1997, that The Eagles Club Inc. has applied to the Licensing Authority for Alterations, Redefinition and variation to an Extended Trading Authorisation in respect of premises situated at 720 Port Road, Beverley, S.A. 5009 and known as The Eagles Club.

The application has been set down for callover on 27 March 2009 at 9 a.m.

##### *Conditions*

The following licence conditions are sought:

- Alterations and Redefinition to include an extension of the existing dining room known as Area 2 and create two Outdoor Smoking Areas adjacent to Areas 3 and 4 as per plans lodged with this office.
- Variation to an Extended Trading Authorisation to include the abovementioned areas as per plans lodged with this office.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the callover date (viz: 20 March 2009).

The applicant's address for service is c/o The Eagles Club Inc., 722 Port Road, Beverley, S.A. 5009.

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

Dated 18 February 2009.

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 India House Restaurant Pty Ltd as trustee for Asra Trust has applied to the Licensing Authority for a Restaurant Licence with Section 34 (1) (c) and Entertainment Consent in respect of premises situated at Shop 7, Hallett Cove Shopping Centre, 6 Ramrod Avenue, Hallett Cove, S.A. 5158 and known as India House Restaurant.

The application has been set down for callover on 20 March 2009 at 9 a.m.

*Conditions*

The following licence conditions are sought:

- Entertainment Consent is sought as per plans lodged with this office.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the callover date (viz: 13 March 2009).

The applicant's address for service is c/o Hunt & Hunt Lawyers, Level 12, 26 Flinders Street, Adelaide, S.A. 5000 (Attention: Rick Harley).

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

Dated 17 February 2009.

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 Simon & Jenny Pty Ltd has applied to the Licensing Authority for a Restaurant Licence with Section 34 (1) (c) Authorisation, Entertainment Consent and Extended Trading Authorisation in respect of premises situated at 163 Gouger Street, Adelaide, S.A. 5000 and to be known as The Dragon Dynasty Chinese Restaurant.

The application has been set down for callover on 27 March 2009 at 9 a.m.

*Conditions*

The following licence conditions are sought:

- Approval under Section 34 (1) (c) to sell liquor for consumption on the premises by persons:
  - seated at a table; or
  - attending a function at which food is provided.
- Extended Trading Authorisation is sought:
  - Sunday, 8 a.m. until 11 a.m. and 8 p.m. until midnight;
  - Entertainment Consent is sought on any day between 10 a.m. and midnight.

Any person may object to the application by lodging a notice of objection in the prescribed form with the Liquor and Gambling Commissioner and serving a copy of the notice on the applicant at the applicant's address, at least seven days before the callover date (viz: 20 March 2009).

The applicant's address for service is c/o Jenny He, Pasadena LPO, P.O. Box 1063, Pasadena, S.A. 5042.

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

Dated 18 February 2009.

Applicant

## MINING ACT 1971

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

Applicant: Millridge Holdings Pty Ltd  
 Location: Copley area—Immediately east of Leigh Creek  
 Pastoral Lease: Leigh Creek, North Moolooloo Stations  
 Term: 1 year  
 Area in km<sup>2</sup>: 79  
 Ref.: 2008/00196

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

H. THOMAS, Mining Registrar

## MINING ACT 1971

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

Applicant: Redmile Resources Pty Ltd  
 Location: Bibliando area—Approximately 65 km east of Hawker.  
 Pastoral Lease: Bibliando, Willippa, Glen Warwick Stations  
 Term: 1 year  
 Area in km<sup>2</sup>: 82  
 Ref.: 2008/00282

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

H. THOMAS, Mining Registrar

THE DISTRICT COURT OF SOUTH AUSTRALIA  
MOUNT GAMBIER CIRCUIT COURT

Sheriff's Office, Adelaide, 2 March 2009

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

Monday, 2 March 2009 at 10 a.m. on the first day of the sittings the only business taken will be the arraignment of prisoners in gaol and the passing of sentences on prisoners in gaol committed for sentence; the surrender of prisoners on bail committed for sentence; the surrender of persons in response to *ex officio* informations or of persons on bail and committed for trial who have signified their intentions to plead guilty and the passing of sentences.

Juries will be summoned for Tuesday, 3 March 2009 and persons will be tried on this and subsequent days of the sittings.

*Prisoners in H.M. Gaol and on bail for sentence and for trial at the sittings of the Mount Gambier Courthouse, commencing Tuesday, 3 March 2009.*

Adams, Sean O'Conner	Possess child pornography	On bail
Axup, Jack Daniel	Aggravated assault against child or spouse; serious criminal trespass—residence occupied; damage property	In gaol
Bakker, Raymond Luke	Aggravated threatening harm	On bail
Betterman, Richard Shane	Selling methylamphetamine (5); possessing methylamphetamine for sale	On bail
Khan, Philip N.	Taking part in the sale of methylamphetamine	In gaol
Bichard, Peter David Etor	Possess child pornography	On bail
Carrigan, Katrina Anne	Threaten to harm person	On bail
Cavuoto, Gino Mario Churchill, Jacob William	Unlawful sexual intercourse Application for enforcement of a breached bond; attempted serious criminal trespass	On bail On bail
Cooper, Peter Anthony	Unlawful sexual intercourse with a person under 12	On bail
Edwards, Martin Wayne	Aggravated threatening harm; aggravated causing harm	On bail

Rigney, Jamie Von Doussa	Aggravated threatening harm; aggravated causing harm	On bail	Sherlock, Peter John	Cause serious harm by dangerous driving	On bail
Fellenberg, Christopher Lee	Possess a firearm without a licence	On bail	Short, Jason Scott	Threaten to kill or endanger life	On bail
Freeman, Lee John	Possessing a controlled substance for sale; producing a controlled substance	On bail	Smith, Zane Thomas	Commit an assault that causes harm; resist police; escape from custody	On bail
Gordon, Matthew	Commit assault; rape	In gaol	Sutherland, Richard	Producing a controlled substance	On bail
Graham, Daniel	Act likely to cause harm; endanger life; fail to stop assist, present to police after accident	On bail	Colin		
Colin Victor			Thompson, John	Prevent person from giving evidence	On bail
			William		
Grigor, Ian	Trespass in residence; damage property	In gaol	Wilson, Clifford	Threaten to harm person; threaten to kill or endanger life	On bail
Grigor, Ian	Commit assault, threaten to kill or endanger life	In gaol	Bruce		
Hammer, Ashley	Serious criminal trespass—residence unoccupied aggravated; dishonestly take property without owners consent	On bail	Prisoners on bail must surrender at 10 a.m. of the day appointed for their respective trials. If they do not appear when called upon their recognizances and those of their bail will be estreated and a bench warrant will be issued forthwith.		
William			By order of the Court,		
Hill, Peter William	Threaten to harm person	On bail	M. A. STOKES, Sheriff		
Horneij, James	Indecently assault person	On bail			
Gregory			NATIONAL ELECTRICITY LAW		
Hyde, Peter Robert	Traffic in commercial quantity of controlled drug	On bail	THE Australian Energy Market Commission (AEMC) gives notice under the National Electricity Law of the following matters.		
Irving, Geoffrey	Sell a controlled drug	In gaol	Under sections 102 and 103, the making of the <i>National Electricity Amendment (Removal of Performance Standard for Identifying Manifestly Incorrect Inputs) Rule 2009 No. 5</i> and related final determination. All provisions commence on <b>27 February 2009</b> .		
Jordan			Under section 99, the making of a draft determination and draft <i>National Electricity Amendment (NEM Reliability Settings: VoLL, CPT and Future Reliability Review) Rule 2009</i> (Project No. ERC0080). In relation to the draft determination:		
Kelly, Hilda	Commit theft using force; drive or use motor vehicle without consent	On bail	<ul style="list-style-type: none"> <li>requests for a pre-determination hearing must be received by <b>6 March 2009</b>; and</li> <li>submissions must be received by <b>16 April 2009</b>.</li> </ul>		
Kelly, Shane Patrick	Commit theft using force; drive or use motor vehicle without consent	In gaol	Under section 95, the Ministerial Council on Energy (MCE) has requested the <i>Regulatory Investment Test for Transmission</i> Rule proposal. The proposal seeks to implement the Regulatory Investment Test for Transmission to displace the current Regulatory Test. The AEMC has decided to fast track this Rule change request under section 96A of the NEL.		
Lindner, Stephanie	Cause serious harm to another; damage property	On bail	Under section 95, the MCE has requested the <i>National Transmission Statement</i> Rule proposal (Project No. ERC0078). The proposal seeks to displace the Annual National Transmission Statement with the National Transmission Statement for 2009. The AEMC intends to expedite the Rule proposal under section 96 as it considers the proposed Rule is non-controversial, subject to the receipt of written objections.		
Leanne			In relation to the proposal:		
Link, Daniel Wayne	Possess controlled drug for sale	On bail	<ul style="list-style-type: none"> <li>written objections must be received by <b>13 March 2009</b>; and</li> <li>submissions must be received by <b>27 March 2009</b>.</li> </ul>		
Mathys, Sean	Rape	On bail	Any written objections, submissions and requests for a hearing can be forwarded to <a href="mailto:submissions@aemc.gov.au">submissions@aemc.gov.au</a> and must cite the Project No. in its title.		
Charles			Submissions should be submitted in accordance with the <i>AEMC's Guidelines for making written submissions on Rule change proposals</i> . The AEMC publishes all submissions on its website subject to a claim of confidentiality.		
McKie, Taal Benjamin	Commit assault	On bail	Further details on the above matters are available on the AEMC's website <a href="http://www.aemc.gov.au">www.aemc.gov.au</a> . All documents in relation to the above matters are published on the AEMC's website and are available for inspection at the offices of the AEMC.		
McKie, Taal Benjamin	Application for enforcement of a breached bond; creating risk of bodily harm	On bail	John Tamblyn Chairman Australian Energy Market Commission Level 5, 201 Elizabeth Street Sydney, N.S.W. 2000 Telephone: (02) 8296 7800 Facsimile: (02) 8296 7899		
McCarthy, Damien James	Application for enforcement of breached bond; unlawfully on premises; damage property	On bail			
McCarthy, Damien James	Application for enforcement of breached bond; aggravated serious criminal trespass in a place of residence; theft; aggravated serious criminal trespass in non-residential building	On bail			
McLaren, David Malcolm	Serious criminal trespass—residence unoccupied—aggravated; commit assault; damage property; aggravated assault without weapon	In gaol			
Osmond, Trevor John	Indecently assault a person	On bail			
Paterson, Serena Mary	Serious criminal trespass—residence unoccupied—aggravated; dishonestly take property without owners consent	On bail			
Pearce, Damien James	Serious criminal trespass—residence unoccupied—aggravated; dishonestly take property without owners consent	On bail			
Quin, Stanley Vincent	Threaten to harm person—aggravated offence	On bail			
Rasmussen, Harold Edgar	Cause or induce child to expose body	On bail			
Reilly, Desmond John	Cultivate a commercial quantity of controlled plant	On bail			
Ryan, Kim Jason	Possessing a controlled substance for sale; producing a controlled substance	On bail			

## NATURAL RESOURCES MANAGEMENT ACT 2004

*Notice of Prohibition on the Taking of Water in the Marne  
Saunders Prescribed Water Resources Area*

I, JAY WEATHERILL, Minister for Environment and Conservation in the State of South Australia and Minister to whom the administration of the Act is committed, being of the opinion that the rate at which water is being taken from the Marne Saunders Prescribed Water Resources Area, being the area defined in Schedule 1, is such that there is a risk that the quantity of water available can no longer meet the demand, hereby prohibit the taking of water from watercourses and wells and the taking of surface water in the Marne Saunders Prescribed Water Resources Area pursuant to section 132 (1) of the Act, subject to the exceptions specified in Schedule 2.

## SCHEDULE 1

The Marne River Catchment as indicated in the GRO Plan No. 172/99, including Area A as indicated in the GRO Plan No. 115/04 and the Saunders Creek Catchment as indicated in the GRO Plan No. 590/2001.

## SCHEDULE 2

1. Subject to Clauses 2 and 3 of this Schedule, this Notice does not apply to the taking of water:

- (a) for domestic purposes or for watering stock (other than stock subject to intensive farming) pursuant to section 124 (4) of the Act;
- (b) for fire-fighting or public road making;
- (c) for the purpose of application of chemicals to control a pest plant or animal;
- (d) for applying chemicals to non-irrigated crops and non-irrigated pasture;
- (e) for reticulating supplies of potable water for townships in the area;
- (f) from a watercourse, or well or surface water by a person who is a native title holder in relation to the land or waters on or in which that watercourse, or well, or surface water is situated, and the taking is for the purpose of satisfying that person's personal, domestic, cultural, spiritual or non-commercial communal needs where they are doing so in the exercise or enjoyment of their native title rights and interests, provided that the taking does not involve stopping, impeding or diverting the flow of water for the purpose of collecting the water;
- (g) by a person authorised by a water licence under the Act to take water in the designated area; or
- (h) by a person authorised by a notice published in the *Government Gazette* on 2 March 2006 at pages 815-821 (*Notice of Authorisation to Take Water—Roof run off*).

2. Surface water or water from a watercourse, that is taken by stopping, impeding or diverting the flow of water for the purpose of collecting the water, and water from a watercourse that is taken by pumping or syphoning the water from the watercourse, may only be taken under Clause 1 (a) of this Schedule on the following conditions:

- (a) the infrastructure for taking the water, or into which the water will be collected or stored, must be in place at the date of this notice; and
- (b) the infrastructure for taking the water, or into which the water will be collected or stored, must not be modified or replaced so as to increase the capacity of the infrastructure as at the date of this notice.

3. Subject to Clause 6 of this Schedule, a person authorised in writing by the Minister or delegate, pursuant to any of the following notices under section 132 of the Act:

- (a) a notice published in the *Government Gazette* on 29 April 1999 at page 2380 (the 1999 Marne River Catchment notice);
- (b) a notice published in the *Government Gazette* on 3 May 2001 at page 1719 (the 2001 Marne River Catchment notice);
- (c) a notice published in the *Government Gazette* on 16 May 2002 at page 1897 (the 2001 Marne Catchment Area variation notice);

- (d) a notice published in the *Government Gazette* on 17 July 2003 at page 2958 (the 2003 Marne River Catchment notice);
- (e) a notice published in the *Government Gazette* on 7 July 2005 at page 2293 (the 2005 Marne River Catchment notice);
- (f) a notice published in the *Government Gazette* on 16 February 2006 at pages 559 and 560 (the 2006 Marne River Catchment notice);
- (g) a notice published in the *Government Gazette* on 24 January 2002 at page 383 (the 2002 Saunders Creek Catchment notice);
- (h) a notice published in the *Government Gazette* on 22 January 2004 at page 247 (the 2004 Saunders Creek Catchment notice);
- (i) a notice published in the *Government Gazette* on 16 February 2006 at pages 560 and 561 (the 2006 Saunders Creek Catchment notice); or
- (j) a notice published in the *Government Gazette* on 1 March 2007 at pages 640 and 641 (the 2007 Marne Saunders Prescribed Water Resources Area notice);

may take water for the same purpose and subject to the same conditions as specified in the authorisation, except where a person has been issued with more than one authorisation, that person may only take water for the purpose and subject to the same conditions as specified in the latest authorisation issued to that person.

4. Water may only be taken under Clauses 1 (g) and 3 of this Schedule subject to the following conditions:

- (a) the water must be taken through a meter which accurately measures the quantity of water taken and is at all times in good working condition; and
- (b) the person or persons with the right to take water under this notice must permit any person appointed as an authorised officer under sections 66 or 67 of the Act to read the meter and inspect the meter, for the purpose of assessing whether the meter is in good condition and is accurately measuring the rate the water is taken, at any reasonable time.

5. An authorisation may be granted by the Minister or delegate pursuant to this notice in accordance with policy criteria dated 16 June 1999, 23 September 1999 and 24 January 2002, signed by the Minister ('the Guidelines').

6. Any authorisation referred to in Clauses 3 or 5 of this Schedule may be varied by the Minister or delegate by the issue of a further written authorisation granted in accordance with the Guidelines or cancelled where a person authorised to take water has transferred his or her land and the transferee of that land has been authorised to take water in accordance with Clause 5 hereof.

7. Where the land has been transferred from a person authorised under any of the notices referred to in Clauses 4 or 5 of this Schedule, the Minister may authorise the transferee to take water on the same terms as the transferor pursuant to the Guidelines or such varied terms as the Minister or delegate may specify in writing to the transferee.

This Notice will remain in effect for two years from date of publication, unless earlier varied or revoked.

Dated 20 February 2009.

JAY WEATHERILL, Minister for Environment  
and Conservation

COMMONWEALTH OF AUSTRALIA  
OFFSHORE PETROLEUM AND GREENHOUSE GAS STORAGE  
ACT 2006

*Expiry of Exploration Permit for Petroleum—EPP 27*

NOTICE is hereby given that Exploration Permit EPP 27 held by:

Great Artesian Oil and Gas Limited  
Oilex NL  
Videocon Industries Ltd  
Gujarat State Petroleum Corporation Limited,

in respect of the blocks described hereunder, expired on 24 August 2008.

*Description of Blocks*

The reference hereunder is to the name of the map sheets of the 1:1 000 000 series prepared and published for the purposes of the Offshore Petroleum and Greenhouse Gas Storage Act 2006 and to the numbers of graticular sections shown thereon:

Map Sheet: Hamilton SJ 54

Block Numbers: 1532 to 1538, 1539 part, 1540 part, 1606 to 1611, 1612 part, 1679 to 1683, 1684 part, 1685 part, 1686 part, 1753 to 1757, 1758 part, 1759 part, 1760 part, 1826 to 1831, 1832 part, 1833 part, 1834 part, 1835 part, 1836 part, 1899 to 1907, 1908 part, 1973 to 1979, 1980 part, 2047 to 2050, 2051 part and 2052 part.

Assessed to contain 67 blocks.

Dated 19 February 2009.

Made under the Offshore Petroleum and Greenhouse Gas Storage Act 2006 of the Commonwealth of Australia.

C. D. COCKSHELL,  
Acting Director Petroleum and Geothermal  
Minerals and Energy Resources  
Primary Industries and Resources SA  
Delegate of the Designated Authority

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THE DISTRICT COURT OF SOUTH AUSTRALIA  
PORT AUGUSTA CIRCUIT COURT

Sheriff's Office, Adelaide, 2 March 2009

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

Monday, 2 March 2009 at 10 a.m. on the first day of the sittings the only business taken will be the arraignment of prisoners in gaol and the passing of sentences on prisoners in gaol committed for sentence; the surrender of prisoners on bail committed for sentence; the surrender of persons in response to *ex officio* informations or of persons on bail and committed for trial who have signified their intentions to plead guilty and the passing of sentences.

Juries will be summoned for Monday, 16 March 2009 and persons will be tried on this and subsequent days of the sittings.

*Prisoners in HM Gaol and on bail for sentence and for trial at the sittings of the Port Augusta Courthouse, commencing Monday, 2 March 2009.*

Curtis, Leon	Murder	In gaol
Pompey, Nathan	Murder	In gaol

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

By order of the Court,

M. A. STOKES, Sheriff

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## PETROLEUM ACT 2000

*Variation of Pipeline Licence—PL 7*

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

The pipeline licence is varied by amending the licence granted 30 June 1994 and varied by instrument dated 8 February 2000, as follows:

- (i) deleting clause 4 and substituting the following:

'4. *General Description of Licence*

The pipeline will include:

- 4.1 a steel pipeline for the conveyance of natural gas, being a main pipeline with pipes of an outside diameter (OD) of 864 mm over a route of approximately 101 km commencing at the exit flange of the Moomba gas plant and proceeding in a south-westerly direction to the South Australia-Queensland border;
- 4.2 a loop line with pipes of an OD of 660 mm commencing from the exit flange at the Moomba gas plant and proceeding parallel with the main pipeline to an inlet flange on the main pipeline approximately 10 km from the Moomba gas plant;
- 4.3 a number of mainline valves;
- 4.4 a system for the protection of the pipeline from corrosion;
- 4.5 a telemetry and communications system at the inlet point and at a number of intermediate points on the pipeline;
- 4.6 a remote monitoring and control system for the operating and maintenance of the pipeline system, including a pipeline monitoring system;
- 4.7 pipeline pigging facilities;
- 4.8 a connection point to the Moomba Interconnect Pipeline (Pipeline Licence 10); and
- 4.9 a 613 mm OD hot tap connection to the QSN Link Pipeline (Pipeline Licence 18).'

- (ii) replacing the plan attached to Schedule 1 of the licence.

- (iii) adding a process flow diagram as Schedule 2.

Dated 23 February 2009.

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

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## PETROLEUM ACT 2000

*Surrender of Geothermal Exploration Licences—GELs 340, 341, 342, 343, 344 and 345*

NOTICE is hereby given that I have accepted surrender of the abovementioned Geothermal Exploration Licences under the provisions of the Petroleum Act 2000, pursuant to delegated powers dated 28 March 2002, *Gazetted* 11 April 2002, page 1573:

No. of Licence	Licensee	Date of Surrender	Area in km <sup>2</sup>	Reference
GEL 340	AAA Energy Pty Ltd	19 February 2009	494	27/02/507
GEL 341	AAA Energy Pty Ltd	19 February 2009	494	27/02/507
GEL 342	AAA Energy Pty Ltd	19 February 2009	499	27/02/507
GEL 343	AAA Energy Pty Ltd	19 February 2009	496	27/02/507
GEL 344	AAA Energy Pty Ltd	19 February 2009	496	27/02/507
GEL 345	AAA Energy Pty Ltd	19 February 2009	484	27/02/507

*Description of Area—GEL 340*

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

Commencing at a point being the intersection of latitude 27°22'25"S GDA94 and longitude 139°16'00"E GDA94, thence east to longitude 139°28'15"E GDA94, south to latitude 27°35'40"S GDA94, west to longitude 139°16'00"E GDA94 and north to the point of commencement.

Area: 494 km<sup>2</sup> approximately.

*Description of Area—GEL 341*

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

Commencing at a point being the intersection of latitude 27°22'25"S GDA94 and longitude 139°28'15"E GDA94, thence east to longitude 139°40'30"E GDA94, south to latitude 27°35'40"S GDA94, west to longitude 139°28'15"E GDA94 and north to the point of commencement.

Area: 494 km<sup>2</sup> approximately.

*Description of Area—GEL 342*

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

Commencing at a point being the intersection of latitude 27°17'08"S GDA94 and longitude 139°41'20"E GDA94, thence east to the western boundary of the Innamincka Regional Reserve, thence southerly along the boundary of the said Regional Reserve to latitude 27°31'30"S GDA94, west to longitude 139°40'30"E GDA94, north to latitude 27°22'25"S GDA94, east to longitude 139°41'20"E GDA94 and north to point of commencement.

Area: 499 km<sup>2</sup> approximately.

*Description of Area—GEL 343*

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

Commencing at a point being the intersection of latitude 27°35'40"S GDA94 and longitude 139°16'00"E GDA94, thence east to longitude 139°28'15"E GDA94, south to latitude 27°49'00"S GDA94, west to longitude 139°16'00"E GDA94 and north to the point of commencement.

Area: 496 km<sup>2</sup> approximately.

*Description of Area—GEL 344*

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

Commencing at a point being the intersection of latitude 27°35'40"S GDA94 and longitude 139°28'15"E GDA94, thence east to longitude 139°40'30"E GDA94, south to latitude 27°49'00"S GDA94, west to longitude 139°28'15"E GDA94 and north to the point of commencement.

Area: 496 km<sup>2</sup> approximately.

*Description of Area—GEL 345*

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

Commencing at a point being the intersection of latitude 27°31'30"S GDA94 and longitude 139°40'30"E GDA94, thence east to the western boundary of the Innamincka Regional Reserve, thence southerly and easterly along the boundary of the said Regional Reserve to longitude 139°54'00"E GDA94, south to latitude 27°39'00"S GDA94, west to longitude 139°49'00"E GDA94, south to latitude 27°40'00"S GDA94, west to longitude 139°48'00"E GDA94, south to latitude 27°47'00"S GDA94, west to longitude 139°43'00"E GDA94, south to latitude 27°49'00"S GDA94, west to longitude 139°40'30"E GDA94 and north to the point of commencement.

Area: 484 km<sup>2</sup> approximately.

Dated 18 February 2009.

J. S. ZABROWARNY, Acting Director Petroleum and Geothermal  
Minerals and Energy Resources  
Primary Industries and Resources SA  
Delegate of the Minister for Mineral Resources Development



## RULES OF COURT

## District Court Civil Rules 2006 (Amendment No. 8)

BY virtue and in pursuance of Section 51 of the *District Court Act 1991* and all other enabling powers, we, Terence Anthony Worthington, Chief Judge, Dean Ernest Clayton and Kevin Gordon Nicholson, Judges of the District Court of South Australia, make the following Rules of Court.

1. These rules may be cited as the *District Court Civil Rules 2006* (Amendment No. 8).

2. The *District Court Civil Rules 2006* as amended by these Rules may be cited as the *District Court Civil Rules 2006*.

3. This amendment is to come into effect on 1 March 2009, immediately after the *District Court Civil Rules 2006* (Amendment No. 6) comes into effect, or as soon thereafter as it is gazetted. This amendment is to make it clear that Section 264 of the *Local Government Act 1999*, is currently the only provision of an Act under which the Court is prescribing a time within which a complaint must be lodged.

4. The *District Court Civil Rules 2006* are amended as set out below.

5. Rule 279 B is amended as follows:

- (1) By adding the word 'and' after sub rule (2) (b);
- (2) By deleting the whole of sub rule (2) (c);
- (3) By renumbering sub rule (2) (d) as sub rule (2) (c);
- (4) By adding the following sub rule (4):
  - (4) A complaint under section 264 of the *Local Government Act 1999* must be lodged within 12 months after the grounds of the complaint first arose.

Dated 24 February 2009.

T. A. WORTHINGTON, Chief Judge

D. E. CLAYTON, Judge

K. G. NICHOLSON, Judge

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ROADS (OPENING AND CLOSING) ACT 1991:  
SECTION 24

**NOTICE OF CONFIRMATION OF ROAD  
PROCESS ORDER**

*Road Opening—Clarke Road, Booleroo Centre*

BY Road Process Order made on 16 December 2008, The District Council of Mount Remarkable ordered that:

Portion of Section 49, Hundred of Willowie, more particularly delineated and numbered '1' in Preliminary Plan No. 08/0055 be opened as road, forming a widening of the Clarke Road/Melrose-Orroroo Road junction.

On 16 February 2009 that order was confirmed by the Minister for Infrastructure conditionally upon the deposit by the Registrar-General of Deposited Plan 80084 being the authority for the new boundaries.

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

Dated 26 February 2009.

P. M. KENTISH, Surveyor-General

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SHOP TRADING HOURS ACT 1977

*Trading Hours—Closure*

NOTICE is hereby given that pursuant to section 5A (1) of the Shop Trading Hours Act 1977, I, Paul Caica, Minister for Industrial Relations, do hereby declare all shops within the ambit of section 13 (5e) of the Shop Trading Hours Act 1977 (other than exempt shops under section 4 of the Shop Trading Hours Act 1977) generally throughout the State of South Australia, to be closed between the hours of 9 a.m. and 12 noon on Saturday, 25 April 2009.

Dated 22 February 2009.

P. CAICA, Minister for Industrial Relations

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South Australia

## **Development (Assessment Procedures) Amendment Act (Commencement) Proclamation 2009**

### **1—Short title**

This proclamation may be cited as the *Development (Assessment Procedures) Amendment Act (Commencement) Proclamation 2009*.

### **2—Commencement of suspended provisions**

Sections 10(1) to (5) (inclusive), (7) and (8), 22(2) and 23(1) of the *Development (Assessment Procedures) Amendment Act 2007* (No 17 of 2007) will come into operation on 1 March 2009.

### **Made by the Governor**

with the advice and consent of the Executive Council  
on 26 February 2009  
MUDP09/006CS

South Australia

## **Development (Planning and Development Review) Amendment Act (Commencement) Proclamation 2009**

### **1—Short title**

This proclamation may be cited as the *Development (Planning and Development Review) Amendment Act (Commencement) Proclamation 2009*.

### **2—Commencement of Act**

The *Development (Planning and Development Review) Amendment Act 2009* (No 1 of 2009) will come into operation on 1 March 2009 immediately after section 10(1) to (5) (inclusive) of the *Development (Assessment Procedures) Amendment Act 2007* comes into operation.

### **Made by the Governor**

with the advice and consent of the Executive Council  
on 26 February 2009  
MUDP09/006CS

South Australia

## **Statutes Amendment (Betting Operations) Act (Commencement) Proclamation 2009**

### **1—Short title**

This proclamation may be cited as the *Statutes Amendment (Betting Operations) Act (Commencement) Proclamation 2009*.

### **2—Commencement of Act**

The *Statutes Amendment (Betting Operations) Act 2008* (No 47 of 2008) will come into operation on 1 March 2009.

### **Made by the Governor**

with the advice and consent of the Executive Council  
on 26 February 2009

MGA08/012SC

South Australia

## **Statutes Amendment (Power to Bar) Act (Commencement) Proclamation 2009**

### **1—Short title**

This proclamation may be cited as the *Statutes Amendment (Power to Bar) Act (Commencement) Proclamation 2009*.

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

- (1) The *Statutes Amendment (Power to Bar) Act 2008* (No 48 of 2008) (the *Statutes Amendment Act*) will come into operation on 1 March 2009.
- (2) The operation of the following provisions is suspended until a day or time or days or times to be fixed by subsequent proclamation or proclamations:
  - (a) section 28A(5f) of the *Liquor Licensing Act 1997* (inserted into the *Liquor Licensing Act 1997* by section 5(2) of the *Statutes Amendment Act*);
  - (b) section 66A(6) of the *Casino Act 1997* (inserted into the *Casino Act 1997* by section 15 of the *Statutes Amendment Act*).

### **Made by the Governor**

with the advice and consent of the Executive Council  
on 26 February 2009

09MCA0007CS

South Australia

## Liquor Licensing (General) Variation Regulations 2009

under the *Liquor Licensing Act 1997*

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### Contents

#### Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

#### Part 2—Variation of *Liquor Licensing (General) Regulations 1997*

- 4 Substitution of regulation 22
    - 22 Barring orders
  - 5 Variation of Schedule 2—Forms
- 

### Part 1—Preliminary

#### 1—Short title

These regulations may be cited as the *Liquor Licensing (General) Variation Regulations 2009*.

#### 2—Commencement

These regulations will come into operation on the day on which Part 2 of the *Statutes Amendment (Power to Bar) Act 2008* comes into operation.

#### 3—Variation provisions

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

### Part 2—Variation of *Liquor Licensing (General) Regulations 1997*

#### 4—Substitution of regulation 22

Regulation 22—delete the regulation and substitute:

##### 22—Barring orders

- (1) For the purposes of section 126 of the Act, an order barring a person from licensed premises under Part 9 Division 3 Subdivision 2 of the Act (a *licensee barring order*) must—
  - (a) specify the name of the person to be barred under the licensee barring order; and
  - (b) if known, specify the address of the person to be barred; and

- (c) specify the name and address of the licensed premises from which the person is to be barred; and
  - (d) specify the period for which the person is to be barred, including the times at which the period commences and ends; and
  - (e) contain a brief description of the grounds on which the person is to be barred; and
  - (f) include a statement warning the person that it is an offence if the person enters or remains on premises from which the person is barred during the period specified in the licensee barring order; and
  - (g) include information about the circumstances in which a licensee barring order may be reviewed under section 128 of the Act; and
  - (h) be signed and dated by the licensee or responsible person issuing the licensee barring order.
- (2) For the purposes of section 126 of the Act, an order revoking a licensee barring order (a *licensee revocation order*) must—
- (a) specify the name of the person barred under the licensee barring order and, if known, the person's address; and
  - (b) specify the date on which the licensee barring order was issued; and
  - (c) specify the name and address of the licensed premises from which, and the period for which, the person is barred under the licensee barring order; and
  - (d) contain a statement to the effect that the licensee barring order is revoked; and
  - (e) be signed and dated by the licensee or responsible person issuing the licensee revocation order.
- (3) For the purposes of section 126 of the Act, an order barring a person from licensed premises under Part 9 Division 3 Subdivision 3 of the Act (a *police barring order*) must—
- (a) be clearly marked with a unique identifier (comprising a combination of letters and numbers); and
  - (b) specify the following personal details of the person to be barred under the police barring order:
    - (i) the person's full name;
    - (ii) the person's date of birth;
    - (iii) either (or both) the person's residential and business address; and
  - (c) in respect of licensed premises from which the person is to be barred—
    - (i) if the person is to be barred from specified licensed premises—specify the name and address of the premises; and

- (ii) if the person is to be barred from licensed premises of a specified class—specify—
      - (A) the class; and
      - (B) the names and addresses of premises within that class; and
    - (iii) if the person is to be barred from licensed premises of a specified class within a specified area—specify—
      - (A) the class; and
      - (B) the area; and
      - (C) the names and addresses of premises of that class within that area; and
    - (iv) if the person is to be barred from all licensed premises within a specified area—specify—
      - (A) the area; and
      - (B) the names and addresses of premises within that area; and
  - (d) specify the period for which the person is to be barred, including the times at which the period commences and ends; and
  - (e) contain a brief description of the grounds on which the person is to be barred; and
  - (f) include a statement warning the person that it is an offence if the person enters or remains on premises from which the person is barred during the period specified in the police barring order; and
  - (g) include information about the circumstances in which a police barring order may be reviewed under section 128 of the Act; and
  - (h) specify the name, rank and identification number of the police officer issuing the police barring order; and
  - (i) specify the name, rank and identification number of the senior police officer authorising the issuing of the police barring order; and
  - (j) be signed and dated by the police officer issuing the police barring order.
- (4) For the purposes of section 126 of the Act, an order revoking a police barring order (a *police revocation order*) must—
- (a) specify the unique identifier for the police barring order; and
  - (b) specify the following personal details of the person barred under the police barring order:
    - (i) the person's full name;
    - (ii) the person's date of birth;
    - (iii) either (or both) the person's residential and business address; and



- (c) in respect of licensed premises from which the person is barred under the police barring order—
  - (i) if the person is barred from specified licensed premises—specify the name and address of the premises; and
  - (ii) if the person is barred from licensed premises of a specified class—specify—
    - (A) the class; and
    - (B) the names and addresses of premises within that class; and
  - (iii) if the person is barred from licensed premises of a specified class within a specified area—specify—
    - (A) the class; and
    - (B) the area; and
    - (C) the names and addresses of premises of that class within that area; and
  - (iv) if the person is barred from all licensed premises within a specified area—specify—
    - (A) the area; and
    - (B) the names and addresses of premises within that area; and
- (d) contain a statement to the effect that the police barring order is revoked; and
- (e) specify the name, rank and identification number of the police officer issuing the police revocation order; and
- (f) specify the name, rank and identification number of the senior police officer authorising the issuing of the police revocation order; and
- (g) be signed and dated by the police officer issuing the police revocation order.

## 5—Variation of Schedule 2—Forms

Schedule 2, Forms 7 and 8—delete the forms

### Note—

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

## Made by the Governor

with the advice and consent of the Executive Council  
on 26 February 2009

No 13 of 2009

09MCA0007CS

South Australia

# Primary Industry Funding Schemes (Olive Industry Fund) Regulations 2009

under the *Primary Industry Funding Schemes Act 1998*

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## Contents

1	Short title
2	Commencement
3	Interpretation
4	Olive Industry Fund
5	Contributions to Fund
6	Refunds of contributions
7	Application of Fund
8	Exclusion from benefits of person in default in relation to contributions
9	False or misleading statements

---

### 1—Short title

These regulations may be cited as the *Primary Industry Funding Schemes (Olive Industry Fund) Regulations 2009*.

### 2—Commencement

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

### 3—Interpretation

- (1) In these regulations, unless the contrary intention appears—

*Act* means the *Primary Industry Funding Schemes Act 1998*;

*default* in relation to contributions to the Fund—see subregulation (2);

*Fund*—see regulation 4;

*olive grower* means a person who harvests or produces SA olives for processing into olive oil, table olives or other olive products;

*olive processor* means a person who carries on a business of processing SA olives into olive oil, table olives or other olive products;

*SA olives* means any olives produced by olive trees in the State (whether cultivated or wild).

- (2) A person is in *default* in relation to contributions to the Fund if, within the immediately preceding 2 years—

- (a) all or some of the contributions payable to the Fund by the person have not been paid; or
- (b) the person has been refunded contributions from the Fund.

#### 4—Olive Industry Fund

- (1) The Olive Industry Fund (the *Fund*) is established.
- (2) The Fund will be administered by the Minister.
- (3) The Fund consists of—
  - (a) contributions paid in accordance with these regulations; and
  - (b) income of the Fund from investment; and
  - (c) any other sums received by the Minister for payment into the Fund.

#### 5—Contributions to Fund

- (1) The following contributions are payable to the Minister for payment into the Fund by an olive grower in respect of SA olives harvested or produced by the grower and processed by an olive processor:
  - (a) for olives processed during the 2009 calendar year—
    - (i) \$1.00; or
    - (ii) \$0.004 for each kilogram of olives processed,whichever is the greater;
  - (b) for olives processed during the 2010 calendar year—
    - (i) \$1.25; or
    - (ii) \$0.005 for each kilogram of olives processed,whichever is the greater;
  - (c) for olives processed during the 2011 calendar year or a subsequent calendar year—
    - (i) \$1.50; or
    - (ii) \$0.006 for each kilogram of olives processed,whichever is the greater.
- (2) Contributions payable in respect of SA olives purchased by an olive processor from an olive grower must be paid on the grower's behalf by the processor out of the amount payable to the grower for the olives.
- (3) If SA olives processed by an olive processor—
  - (a) were purchased from an olive grower; or
  - (b) were harvested or produced by the processor,the contribution payable in respect of the olives must be paid by the processor within 30 days after the olives are processed.
- (4) If SA olives are processed by an olive processor on behalf of the olive grower who harvested or produced the olives, the processor must collect the contribution payable in respect of the olives from the grower and pay the contribution on the grower's behalf—
  - (a) within 90 days after the olives are processed; or
  - (b) within 30 days after the contribution is collected,whichever occurs first.

- (5) An olive processor must—
  - (a) keep proper records relating to the weight of SA olives processed by the processor, the olive growers who harvested or produced the olives and the contributions required to be made on behalf of the growers in respect of those olives; and
  - (b) make those records available for inspection at any reasonable time by a person authorised by the Minister for the purpose.
- (6) An olive processor must, within 30 days after each month in which SA olives are processed by the processor, furnish the Minister with a statement relating to the contributions payable in respect of the olives that—
  - (a) is in the form, and contains the information, required by the Minister; and
  - (b) is, if the person has the necessary equipment, in an electronic form acceptable to the Minister.
- (7) The Minister may make the statements furnished to the Minister by an olive processor available to Olives South Australia Incorporated.

## **6—Refunds of contributions**

- (1) Refunds of contributions paid on behalf of an olive grower in respect of SA olives processed by an olive processor during a calendar year may be claimed by the grower by notice in writing to the Minister within 12 months after that calendar year.
- (2) A person claiming a refund under this regulation must supply the Minister with evidence acceptable to the Minister of the contributions made by or on behalf of the claimant in respect of which the claim for refund is made.
- (3) If the person satisfies the Minister that the person is entitled to a refund, the Minister must refund to the person the amount of the contributions paid by or on behalf of the person, together with interest on that amount calculated at the short term interest rate (as published by the Reserve Bank of Australia for the preceding financial year) on a monthly basis for the number of whole months in the period commencing on the date of payment of the contributions and ending on the date of the refund.

## **7—Application of Fund**

The Fund may be applied by the Minister for any of the following purposes:

- (a) payments to Olives South Australia Incorporated for 1 or more of the following purposes:
  - (i) the reasonable operating and management expenses of the body;
  - (ii) the undertaking of market development, branding and promotion activities designed to improve marketing or selling opportunities for olive growers;
  - (iii) the undertaking of programs designed to encourage communication and cooperation between olive growers, olive processors and persons marketing olive oil, table olives or other olive products;
  - (iv) promotion of the South Australian olive industry or olive products, including through industry field days, conferences and other events;
  - (v) undertaking or facilitating research and development, or the collection and dissemination to olive growers of information, relevant to the South Australian olive industry;

- (vi) the payment of fees for affiliation of the body with regional, State or national olive or horticulture industry bodies or other bodies that will advance the interests of the SA olive industry;
- (vii) the representation of olive growers, or the participation of the body, in regional, State or national olive or horticulture industry forums;
- (viii) other purposes of the body;
- (b) payments for other purposes for the benefit of olive growers;
- (c) payment of the expenses of administering the Fund;
- (d) repayment of contributions to the Fund under regulation 6.

### **8—Exclusion from benefits of person in default in relation to contributions**

A person who is in default in relation to contributions to the Fund is not entitled to receive direct benefits or services funded by payments from the Fund.

### **9—False or misleading statements**

A person must not make a statement that is false or misleading in a material particular (whether by reason of the inclusion or omission of any particular) in any information provided, or record kept, for the purposes of these regulations.

Maximum penalty: \$5 000.

#### **Note—**

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

### **Made by the Governor**

following compliance by the Minister with section 4(2) of the Act and with the advice and consent of the Executive Council  
on 26 February 2009

No 14 of 2009

MAFF08/026CS

South Australia

## **Primary Produce (Food Safety Schemes) (Dairy Industry) Variation Regulations 2009**

under the *Primary Produce (Food Safety Schemes) Act 2004*

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### **Contents**

#### **Part 1—Preliminary**

- 1 Short title
- 2 Commencement
- 3 Variation provisions

#### **Part 2—Variation of *Primary Produce (Food Safety Schemes) (Dairy Industry) Regulations 2005***

- 4 Substitution of regulations 3 and 4
    - 3 Interpretation
    - 4 Definition of dairy produce (section 3)
  - 5 Substitution of regulation 6
    - 6 Dairy industry food safety scheme
  - 6 Variation of regulation 12—Functions of Authority
  - 7 Variation of regulation 18—Compliance with Standard 4.2.4 of *Food Standards Code*
  - 8 Variation of regulation 20—Determination of monthly rate and annual fee
  - 9 Variation of regulation 21—Notice of monthly rate and annual fee
  - 10 Variation of regulation 22—Monthly fee and return—large scale dairy processors
  - 11 Variation of regulation 23—Annual fee and return—all other producers
  - 12 Variation of Schedule 1—Application fees
- 

### **Part 1—Preliminary**

#### **1—Short title**

These regulations may be cited as the *Primary Produce (Food Safety Schemes) (Dairy Industry) Variation Regulations 2009*.

#### **2—Commencement**

These regulations will come into operation on 1 July 2009.

#### **3—Variation provisions**

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

## Part 2—Variation of *Primary Produce (Food Safety Schemes) (Dairy Industry) Regulations 2005*

### 4—Substitution of regulations 3 and 4

Regulations 3 and 4—delete the regulations and substitute:

#### 3—Interpretation

- (1) In these regulations, unless the contrary intention appears—

**accredited producer** means a person authorised by an accreditation to carry on—

- (a) a dairy primary production business; or
- (b) a dairy processing business; or
- (c) a dairy transport business;

**Act** means the *Primary Produce (Food Safety Schemes) Act 2004*;

**annual fee**—see regulation 20;

**Authority** means the Dairy Authority of South Australia established under regulation 7;

**dairy farmer** means a person who carries on a dairy primary production business;

**dairy industry food safety scheme** means the food safety scheme established under these regulations;

**dairy primary production business** has the same meaning as in Standard 4.2.4 of the *Food Standards Code*;

**dairy processing business** has the same meaning as in Standard 4.2.4 of the *Food Standards Code*;

**dairy processor** means a person who carries on a dairy processing business;

**dairy transport business** has the same meaning as in Standard 4.2.4 of the *Food Standards Code*;

**dairy transporter** means a person who carries on a dairy transport business;

**Food Standards Code** has the same meaning as in the *Food Act 2001*;

**large scale dairy processing business**—see subregulation (2);

**large scale dairy processor** means a dairy processor designated under subregulation (2) as carrying on a large scale dairy processing business;

**milk** means milk derived from a cow, goat, sheep or buffalo;

**monthly rate**—see regulation 20.

- (2) The Authority may designate an accredited producer as carrying on a **large scale dairy processing business** by written notice to the producer and may revoke the designation by subsequent written notice to the producer.

#### **4—Definition of dairy produce (section 3)**

Dairy products within the meaning of Standard 4.2.4 of the *Food Standards Code* are prescribed milk products for the purposes of the definition of *dairy produce* in section 3 of the Act.

#### **5—Substitution of regulation 6**

Regulation 6—delete the regulation and substitute:

#### **6—Dairy industry food safety scheme**

These regulations establish a food safety scheme for the following classes of activities:

- (a) carrying on a dairy primary production business;
- (b) carrying on a dairy processing business;
- (c) carrying on a dairy transport business.

#### **6—Variation of regulation 12—Functions of Authority**

- (1) Regulation 12(2)(b)—delete paragraph (b)
- (2) Regulation 12(2)(c)—delete "the Dairy Industry Food Safety Code and to review and enforce the Code" and substitute:

Standard 4.2.4 of the *Food Standards Code* and to enforce the Standard

#### **7—Variation of regulation 18—Compliance with Standard 4.2.4 of *Food Standards Code***

- (1) Regulation 18(1)—delete "the Dairy Industry Food Safety Code" and substitute:  
Standard 4.2.4 of the *Food Standards Code*

- (2) Regulation 18(2)—delete "the Dairy Industry Food Safety Code" and substitute:  
Standard 4.2.4 of the *Food Standards Code*

#### **8—Variation of regulation 20—Determination of monthly rate and annual fee**

Regulation 20(1)(a)(i) and (ii)—delete subparagraphs (i) and (ii) and substitute:

- (i) dairy farmers who sell milk to large scale dairy processors; and
- (ii) large scale dairy processors; and

#### **9—Variation of regulation 21—Notice of monthly rate and annual fee**

Regulation 21(1)(a) and (b)—delete paragraphs (a) and (b) and substitute:

- (a) dairy farmers who sell milk to large scale dairy processors; and
- (b) large scale dairy processors.

#### **10—Variation of regulation 22—Monthly fee and return—large scale dairy processors**

- (1) Regulation 22(1)—delete "business as a large scale dairy manufacturer" and substitute:  
a large scale dairy processing business



- (2) Regulation 22(1)(a)(i)—delete "manufactured" and substitute:  
processed
- (3) Regulation 22(1)(b)—delete "business as a dairy farmer who sells milk to the manufacturer" and substitute:  
a primary production business who sells milk to the processor
- (4) Regulation 22(1)(b)(i)—delete "manufacturer" and substitute:  
processor

### **11—Variation of regulation 23—Annual fee and return—all other producers**

Regulation 23(1)—delete subregulation (1) and substitute:

- (1) This regulation applies to accredited producers of the following classes:
- (a) dairy farmers who sell milk to dairy processors other than large scale dairy processors;
  - (b) dairy processors other than large scale dairy processors;
  - (c) dairy transporters.

### **12—Variation of Schedule 1—Application fees**

Schedule 1, item 3—delete "Dairy Industry Food Safety Code" and substitute:

Standard 4.2.4 of the *Food Standards Code*

### **Made by the Governor**

following compliance by the Minister with section 11(4) of the Act and with the advice and consent of the Executive Council  
on 26 February 2009

No 15 of 2009

MAFF08/001CS

South Australia

## **Food Variation Regulations 2009**

under the *Food Act 2001*

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### **Contents**

#### **Part 1—Preliminary**

- 1 Short title
- 2 Commencement
- 3 Variation provisions

#### **Part 2—Variation of *Food Regulations 2002***

- 4 Variation of regulation 9—Adoption of Food Standards Code
- 

### **Part 1—Preliminary**

#### **1—Short title**

These regulations may be cited as the *Food Variation Regulations 2009*.

#### **2—Commencement**

These regulations will come into operation on 1 July 2009.

#### **3—Variation provisions**

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

### **Part 2—Variation of *Food Regulations 2002***

#### **4—Variation of regulation 9—Adoption of Food Standards Code**

Regulation 9(2)—delete subregulation (2) and substitute:

- (2) The code referred to in subregulation (1) is adopted with the following modifications:

- (a) Standard 2.5.1, clause 4—after subclause (2) insert:

- (2a) However, clause 15 of Standard 4.2.4 does not apply in relation to goat's milk that is intended to be sold as unpasteurised goat's milk.

- (b) Standard 3.1.1, clause 3—after the present contents of clause 3 insert:

- (2) However, this Chapter does not apply to a food business to the extent that the food business is constituted by—
  - (a) an activity or process that is regulated by or under the *Primary Produce (Food Safety Schemes) Act 2004*; or
  - (b) an activity or process that is exempt from the operation of Parts 5, 7 and 8 of the *Food Act 2001* by virtue of the operation of regulation 13 of the *Food Regulations 2002*,  
(even if the activity or process involves the substantial transformation of food).
- (c) Standard 3.2.1, clause 2(2)—delete subclause (2) and substitute:
  - (2) This Standard applies—
    - (a) to food businesses that are determined by the appropriate enforcement agency to have a priority classification in a manner consistent with a priority classification system determined by the relevant authority under section 79(2) of the Act; or
    - (b) if another Standard specifically requires food businesses to which that other Standard applies to comply with Standard 3.2.1.
- (d) Standard 3.2.2, clause 4—after subclause (4) insert:
  - (5) This clause operates in the State of South Australia subject to the provisions of regulation 14 of the *Food Regulations 2002*.

### **Made by the Governor**

with the advice and consent of the Executive Council  
on 26 February 2009

No 16 of 2009

MAFF08/001CS

South Australia

## Correctional Services Variation Regulations 2009

under section 66(2)(b) of the *Correctional Services Act 1982*

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### Contents

#### Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

#### Part 2—Variation of *Correctional Services Regulations 2001*

- 4 Insertion of regulation 28A  
28A Prisoners excluded from automatic release on parole (section 66)
- 

### Part 1—Preliminary

#### 1—Short title

These regulations may be cited as the *Correctional Services Variation Regulations 2009*.

#### 2—Commencement

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

#### 3—Variation provisions

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

### Part 2—Variation of *Correctional Services Regulations 2001*

#### 4—Insertion of regulation 28A

After regulation 28 insert:

##### **28A—Prisoners excluded from automatic release on parole (section 66)**

- (1) For the purposes of section 66(2)(b) of the Act, a prisoner is excluded from the application of section 66(1) of the Act if any part of the imprisonment for which the prisoner was sentenced is in respect of an offence against section 99I of the *Summary Procedure Act 1921* arising out of a breach of a paedophile restraining order.

(2) In this regulation—

*paedophile restraining order* means—

- (a) an order under section 99AA of the *Summary Procedure Act 1921*;  
or
- (b) an order under section 19A of the *Criminal Law (Sentencing) Act 1988* that has effect as a restraining order under section 99AA of the *Summary Procedure Act 1921*.

**Note—**

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

**Made by the Governor**

with the advice and consent of the Executive Council  
on 26 February 2009

No 17 of 2009

MCS08/001CS

South Australia

## **Development (Commonwealth Nation Building Program) Variation Regulations 2009**

under the *Development Act 1993*

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### **Contents**

#### **Part 1—Preliminary**

- 1 Short title
- 2 Commencement
- 3 Variation provisions

#### **Part 2—Variation of *Development Regulations 2008***

- 4 Variation of regulation 3—Interpretation
  - 5 Variation of regulation 6A—Significant trees
  - 6 Variation of regulation 15—Application to relevant authority
  - 7 Variation of regulation 24—Referrals
  - 8 Variation of regulation 38—Determination of Commission as relevant authority
  - 9 Variation of regulation 46—Special provision relating to staged consents
  - 10 Variation of regulation 92—Provision of information
  - 11 Variation of Schedule 1A
    - 13 Commonwealth Nation Building Program
  - 12 Variation of Schedule 10—Decisions by Development Assessment Commission
    - 17 Commonwealth Nation Building Program
  - 13 Variation of Schedule 14—State agency development exempt from approval
- 

### **Part 1—Preliminary**

#### **1—Short title**

These regulations may be cited as the *Development (Commonwealth Nation Building Program) Variation Regulations 2009*.

#### **2—Commencement**

These regulations will come into operation on the day on which the *Development (Planning and Development Review) Amendment Act 2009* comes into operation and immediately after the commencement of the *Development (Residential Code) Variation Regulations 2009*.

#### **3—Variation provisions**

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

## Part 2—Variation of *Development Regulations 2008*

### 4—Variation of regulation 3—Interpretation

- (1) Regulation 3(5)—before the definition of *residential code development* insert:

*Commonwealth Nation Building Program* means the agreement between the Commonwealth and the States and the Territories called the *National Partnership Agreement on the Nation Building and Jobs Plan: Building Prosperity for the Future and Supporting Jobs Now* entered into at the meeting of the Council of Australian Governments on 5 February 2009, as amended from time to time in accordance with the terms of that agreement;

- (2) Regulation 3(5)—after the definition of *residential code development* insert:

*State Coordinator-General* means the person appointed by the Governor to be the State's Coordinator-General for the purposes of the Commonwealth Nation Building Program and includes a person acting in that position.

### 5—Variation of regulation 6A—Significant trees

- (1) Regulation 6A(4)—after paragraph (c) insert:

or

- (d) a tree if the tree is located at a site where it is proposed to undertake development that has been approved by the State Coordinator-General for the purposes of the Commonwealth Nation Building Program, other than where the site is a site where a State heritage place is situated.

- (2) Regulation 6A—after subregulation (4) insert:

- (5) Subregulation (4)(d) expires on 31 December 2012.

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

Regulation 15(3)(b)—after subparagraph (iii) insert:

or

- (iv) the proposed development has been approved by the State Coordinator-General for the purposes of the Commonwealth Nation Building Program,

### 7—Variation of regulation 24—Referrals

Regulation 24—after subregulation (4) insert:

- (5) Schedule 8 does not apply to any development that has been approved by the State Coordinator-General for the purposes of the Commonwealth Nation Building Program.

### 8—Variation of regulation 38—Determination of Commission as relevant authority

Regulation 38—after subregulation (4) insert:

- (5) Subregulation (2)(b) does not apply where the development has been approved by the State Coordinator-General for the purposes of the Commonwealth Nation Building Program.

- (6) Pursuant to subsection (2) of section 34 of the Act, if the Development Assessment Commission (as constituted as a relevant authority under subsection (1) of that section) takes action under paragraph (c) or (d) of subsection (2) of that section in relation to development that has been approved by the State Coordinator-General, the council for the area in which the development is to be undertaken will not be taken to be a relevant authority for the purposes of the Act in relation to that development and will not be the relevant authority to determine whether the development should be approved.

### **9—Variation of regulation 46—Special provision relating to staged consents**

Regulation 46—after subregulation (3) insert:

- (4) The requirement under subregulation (1) operates subject to any step that the relevant authority considers it needs to take under section 42 of the Act.
- (5) Subregulation (4) only applies in a case where the development is within the ambit of Schedule 1A.

### **10—Variation of regulation 92—Provision of information**

(1) Regulation 92—after subregulation (2a) insert:

- (2b) In connection with any CNBP development assessed by a private certifier for the purposes of providing any building rules consent—
  - (a) the private certifier must, at the time that he or she provides to the relevant authority the information or documentation required under subregulation (2) (other than paragraph (e)), provide a copy of each item to the council; and
  - (b) subregulation (2)(e) will not apply.

(2) Regulation 92—after subregulation (6) insert:

(7) In this regulation—

*CNBP development* means development that has been approved by the State Coordinator-General for the purposes of the Commonwealth Nation Building Program.

### **11—Variation of Schedule 1A**

Schedule 1A—after clause 12 insert:

#### **13—Commonwealth Nation Building Program**

- (1) Any development that has been approved by the State Coordinator-General for the purposes of the Commonwealth Nation Building Program.
- (2) Subclause (1) does not apply if the development is in relation to a site where a State heritage place is situated.
- (3) This clause expires on 31 December 2012.



**12—Variation of Schedule 10—Decisions by Development Assessment Commission**

After clause 16 insert:

**17—Commonwealth Nation Building Program**

- (1) Any development that has been approved by the State Coordinator-General for the purposes of the Commonwealth Nation Building Program.
- (2) This clause expires on 31 December 2012.

**13—Variation of Schedule 14—State agency development exempt from approval**

After clause 4 insert:

- 5 (1) The following forms of development are excluded from the provisions of section 49 of the Act, namely any development that has been approved by the State Coordinator-General for the purposes of the Commonwealth Nation Building Program.
- (2) This clause expires on 31 December 2012.

**Note—**

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

**Made by the Governor**

with the advice and consent of the Executive Council  
on 26 February 2009

No 18 of 2009

South Australia

## **Authorised Betting Operations Variation Regulations 2009**

under the *Authorised Betting Operations Act 2000*

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### **Contents**

#### **Part 1—Preliminary**

- 1 Short title
- 2 Commencement
- 3 Variation provisions

#### **Part 2—Variation of *Authorised Betting Operations Regulations 2001***

- 4 Insertion of regulation 12A  
12A Contributions payable under section 62E or 62G of Act
  - 5 Variation of regulation 13—Fees and default penalties
  - 6 Variation of Schedule 1—Fees and default penalties
- 

### **Part 1—Preliminary**

#### **1—Short title**

These regulations may be cited as the *Authorised Betting Operations Variation Regulations 2009*.

#### **2—Commencement**

These regulations will come into operation on the day on which the *Statutes Amendment (Betting Operations) Act 2008* comes into operation.

#### **3—Variation provisions**

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

### **Part 2—Variation of *Authorised Betting Operations Regulations 2001***

#### **4—Insertion of regulation 12A**

After regulation 12 insert:

##### **12A—Contributions payable under section 62E or 62G of Act**

- (1) For the purposes of section 62E(12) of the Act, the amount that may be recovered as a debt due to the relevant racing controlling authority by an operator who conducts SA race betting operations when a contribution agreement is not in force is 20% of the gross proceeds of those betting operations.

- (2) For the purposes of subregulation (1) and section 62G(4) of the Act—
- (a) subject to paragraph (b), the following amounts are to be included in the calculation of gross proceeds of betting operations:
    - (i) any amount (excluding GST) paid to the betting operator as a bet on a SA race;
    - (ii) any amount (excluding GST) paid to the betting operator in respect of a relevant lay-off bet made by the operator;
    - (iii) any amount (excluding GST) paid to the betting operator as a fee or commission relating to a bet or an offer to make a bet on a SA race on a betting exchange operated by the operator; and
  - (b) the following amounts are not to be included in the calculation of gross proceeds of betting operations:
    - (i) any amount (excluding GST) paid out by the betting operator in respect of a bet on a SA race made with the operator;
    - (ii) any amount (excluding GST) paid out by the betting operator as a relevant lay-off bet.

**Note—**

In summary, gross proceeds are calculated as the total amount received as bets, dividends on relevant lay-off bets and commission less amounts paid out in respect of bets and relevant lay-off bets.

- (3) For the purposes of section 62G(4) of the Act—
- (a) subject to paragraph (b), any amount (excluding GST) paid to a betting operator as a bet on a SA race is to be included in the calculation of gross turnover of totalisator betting operations; and
  - (b) any amount (excluding GST) paid to a betting operator as a bet on a SA race that is refunded by the operator is not to be included in the calculation of gross turnover of totalisator betting operations.

**Note—**

In summary, gross turnover is calculated as the total amount received as bets less any amounts refunded in respect of those bets.

- (4) For the purposes of this regulation—
- (a) a bet is a *lay-off bet* if—
    - (i) it is a bet made by a betting operator with a person authorised under the law of this State, another State or a Territory of Australia to conduct betting; and
    - (ii) the bet is made by the betting operator to off-set the operator's liability in respect of amounts paid to the betting operator as fixed-odds bets on SA races; and
    - (iii) the bet relates to the same contingencies as the fixed-odds bets referred to in subparagraph (ii); and

- (b) a lay-off bet is a *relevant lay-off bet* if the amount that the betting operator stands to win on the lay-off bet and any other lay-off bets relating to the same contingencies does not exceed the amount the betting operator stands to lose on the fixed-odds bets in respect of which the operator's liability is off-set.
- (5) In this regulation—

*SA race* means a race held in this State by a racing club.

### **5—Variation of regulation 13—Fees and default penalties**

Regulation 13(1)—after "fees" insert:

and default penalties

### **6—Variation of Schedule 1—Fees and default penalties**

Schedule 1—after item 5 insert:

6	Penalty for default in lodging annual return or payment of annual fee by authorised interstate betting operator (section 40B)	\$5 000
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#### **Note—**

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

### **Made by the Governor**

with the advice and consent of the Executive Council  
on 26 February 2009

No 19 of 2009

MGA09/001CS

South Australia

## Development (Residential Code) Variation Regulations 2009

under the *Development Act 1993*

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### Contents

#### Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

#### Part 2—Variation of *Development Regulations 2008*

- 4 Variation of regulation 3—Interpretation
  - 5 Variation of regulation 5—Application of Act
  - 6 Insertion of regulation 5AA
    - 5AA Exclusion of certain classes of development from requirement to obtain development plan consent
  - 7 Insertion of regulation 18A
    - 18A Application and provision of information
  - 8 Substitution of regulation 19
    - 19 Period for additional information and other matters
  - 9 Variation of regulation 32—Public notice categories
  - 10 Variation of regulation 41—Time within which decision must be made
  - 11 Variation of regulation 89—Private certification—authorised functions
  - 12 Variation of regulation 92—Provision of information
  - 13 Variation of Schedule 1A—Development that does not require development plan consent
  - 14 Variation of Schedule 4—Complying development
  - 15 Variation of Schedule 5—Requirements as to plans and specifications
  - 16 Variation of Schedule 6—Fees
  - 17 Variation of Schedule 7—Provisions regulating distribution of fees between authorities
  - 18 Variation of Schedule 9—Public notice categories
  - 19 Insertion of Schedule 22A
    - Schedule 22A—Certificate of consistency
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### Part 1—Preliminary

#### 1—Short title

These regulations may be cited as the *Development (Residential Code) Variation Regulations 2009*.

#### 2—Commencement

These regulations will come into operation on the day on which the *Development (Planning and Development Review) Amendment Act 2009* comes into operation.

### 3—Variation provisions

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

## Part 2—Variation of *Development Regulations 2008*

### 4—Variation of regulation 3—Interpretation

Regulation 3—after subregulation (3) insert:

- (4) Unless the contrary intention appears, a reference in a Schedule, other than Schedule 1, to a particular category of zone will be taken to include a reference to any zone of that category that has an additional designation or specification<sup>1</sup>.

**Example—**

- 1 For example, an additional designation or specification may be a street name, a distinguishing letter of the alphabet or a distinguishing number, or the name of an area.

- (5) A reference in a Schedule, other than Schedule 1, to the natural surface of the ground, in relation to a proposed development, is a reference to existing ground level before the development is undertaken (disregarding any preparatory or related work that has been (or is to be) undertaken for the purposes of the development).

- (6) In these regulations—

*residential code development* means any development that is *complying* development under clause 1(2) or (3), 2A or 2B of Schedule 4.

### 5—Variation of regulation 5—Application of Act

Regulation 5(2)—delete subregulation (2)

### 6—Insertion of regulation 5AA

After regulation 5A insert:

#### **5AA—Exclusion of certain classes of development from requirement to obtain development plan consent**

Pursuant to section 33(4a) of the Act, the classes of development within the ambit of Schedule 1A are excluded from the operation of paragraph (a) of section 33(1).

### 7—Insertion of regulation 18A

After regulation 18 insert:

#### **18A—Application and provision of information**

- (1) For the purposes of section 39(2a)(b) of the Act, *residential code* development is prescribed.

- (2) For the purposes of section 39(2b)(a) of the Act, the following classes of development are prescribed:
  - (a) any development that is *complying* development (other than *residential code* development);
  - (b) any development that is *merit* development.
- (3) For the purposes of section 39(2b)(d) of the Act, the period of 15 business days from the date of the receipt of the application by the relevant authority is prescribed.

## 8—Substitution of regulation 19

Regulation 19—delete the regulation and substitute:

### 19—Period for additional information and other matters

- (1) Pursuant to section 39(3)(b) of the Act, if a request is made by a relevant authority under section 39(2) of the Act, the request must be complied with by the applicant as follows:
  - (a) in the case of a request in respect of development that falls within a class of development prescribed by these regulations for the purposes of section 39(2b)(a) of the Act—within the period of 30 days from the date of the request;
  - (b) in any other case—within the period of 3 months from the date of the request.
- (2) For the purposes of section 39(5a) of the Act—
  - (a) if an applicant requests time to address any issue related to an application (including so as to prepare and submit any variation), any period of time in excess of 10 business days required by the applicant is to be included in the time within which the relevant authority is required to decide the application; and
  - (b) if an applicant requires time to respond to any matter raised by a person or body in connection with an application under the Act, any period of time in excess of 30 days required by the applicant is to be included in the time within which the relevant authority is required to decide the application.

## 9—Variation of regulation 32—Public notice categories

Regulation 32—after subregulation (5) insert:

- (6) In the case of *residential code* development, the assignment of a form of that development to a category by Schedule 9 prevails to the extent of any inconsistency with a Development Plan but in any other case an assignment by a Development Plan will prevail.

## 10—Variation of regulation 41—Time within which decision must be made

Regulation 41—after subregulation (3) insert:

- (4) For the purposes of section 41(5)(b) of the Act, a notice must be signed and dated by the applicant and must state—
  - (a) that it is a notice given under section 41(5)(b) of the Act; and

- (b) the development application number; and
- (c) the name and address of the applicant.

### **11—Variation of regulation 89—Private certification—authorised functions**

Regulation 89(2)(a)—after "regulations" insert:

(excluding *residential code* development)

### **12—Variation of regulation 92—Provision of information**

Regulation 92—after subregulation (2) insert:

- (2a) A certificate under subregulation (2)(e) must be in the form set out in Schedule 22A.

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

- (1) Schedule 1A, clause 1—delete "acts or activities" and substitute:

classes of development

- (2) Schedule 1A, clause 1—after its present contents as varied by this regulation (now to be designated as subregulation (1)) insert:

- (2) In this Schedule—

***attributable walls or structures*** means any walls or structures that are attributable to development that has occurred, or is proposed to occur, on the relevant allotment but does not include any fence between the relevant allotment and an adjoining allotment;

***Flood Management Zone/Area*** means a Watercourse Zone, a Flood Zone or Flood Plain delineated by the relevant Development Plan, or any other zone or area shown as being subject to flooding or inundation in the relevant Development Plan;

***Historic Conservation Zone/Area*** means a Historic (Conservation) Zone, a Historic (Conservation) Policy Area, a Residential Historic (Conservation) Zone, a Historic Conservation Area or a Historic Township Zone;

***River Murray Zone*** means the River Murray Flood Zone or the River Murray Zone with the exception of the Primary Production Policy Area within that zone;

***road*** has the same meaning as in the *Local Government Act 1999*.

- (3) For the purposes of this Schedule—

- (a) the primary street in relation to a building is the road that forms part of the street address of the building, as determined by the council for the relevant area when it is allocating numbers to buildings and allotments under section 220 of the *Local Government Act 1999*; and
- (b) a secondary street in relation to a building is any road, other than the primary street, that shares a boundary with the allotment on which the building is situated.



- (4) Clauses 3 to 12 (inclusive) of this Schedule do not apply if—
- (a) the development is in relation to a site where a State heritage place or a local heritage place is situated; or
  - (b) the development falls within a class of development prescribed under Schedule 8; or
  - (c) the development would be contrary to the regulations prescribed for the purposes of section 86 of the *Electricity Act 1996*.
- (3) Schedule 1A—after clause 2 insert:

### **3—Outbuildings**

The construction or alteration of, or addition to, an outbuilding, other than where the outbuilding is in a Historic Conservation Zone/Area, the Hills Face Zone, a Flood Management Zone/Area, a River Murray Zone, the Golden Grove Residential Zone or Golden Grove Residential D Zone, or Policy Area 4 or Policy Area 5 in the Residential Zone in the City of Charles Sturt, in which human activity is secondary, and which—

- (a) is detached from and ancillary to a dwelling erected on the site; and
- (b) is not being constructed, added to or altered so that any part of the outbuilding is situated—
  - (i) in front of any part of the building line of the building to which it is ancillary that faces the primary street; or
  - (ii) within 900 millimetres of a boundary of the allotment with a secondary street (if the land has boundaries on 2 or more roads); and
- (c) in the case of a garage—is set back at least 5.5 metres from the primary street; and
- (d) complies with the following requirements as to dimensions:
  - (i) a total floor area not exceeding 40 square metres;
  - (ii) a wall height not exceeding 3 metres (measured as a height above the natural surface of the ground and not including a gable end);
  - (iii) a roof height where no part of the roof is more than 5 metres above the natural surface of the ground;
  - (iv) if situated on a boundary of the allotment—a length not exceeding 8 metres; and
- (e) if situated on a side boundary of the allotment—
  - (i) will not result in all attributable walls or structures located along the boundary exceeding 50% of the length of the boundary, disregarding the distance of any front setback; and
  - (ii) will not be within 3 metres of any other attributable wall or structure located along the boundary; and

- (f) if ancillary to—
  - (i) a detached or semi-detached dwelling—the circumstances are such that the total roofed area of all existing or proposed buildings on the allotment will not exceed 60% of the area of the allotment; or
  - (ii) any other kind of dwelling—the circumstances are such that the total roofed area of all existing or proposed buildings on the allotment will not exceed 70% of the area of the allotment; and
- (g) in the case of a garage—
  - (i) will not have an opening or openings for vehicle access that exceed, in total, 7 metres in width; and
  - (ii) is not designed or located so as to provide vehicle access from an alley, lane or right of way that is less than 6.2 metres wide along the boundary of the allotment; and
  - (iii) is located so that vehicle access will use an existing or authorised driveway or access point under section 221 of the *Local Government Act 1999*; and
  - (iv) is located so that the gradient from the place of access on the boundary of the allotment to the finished floor level at the front of the garage when the work is completed is not steeper than 1:5 in any place and 1:8 on average; and
- (h) if clad in sheet metal—is pre-colour treated or painted in a non-reflective colour; and
- (i) does not involve any excavation or filling exceeding a vertical height of 1 metre overall.

#### 4—Carports and verandahs

The construction or alteration of, or addition to, a carport or verandah (a *designated structure*), other than in a Historic Conservation Zone/Area, the Hills Face Zone, a Flood Management Zone/Area, or a River Murray Zone, which—

- (a) is ancillary to a dwelling erected on the site; and
- (b) is not being constructed, added to or altered so that any part of the designated structure is situated in front of any part of the building line of the building to which it is ancillary that faces the primary street; and
- (c) is set back at least 5.5 metres from the primary street; and
- (d) complies with the following requirements as to dimensions:
  - (i) a total floor area not exceeding 40 square metres;

- (ii) if situated so as to abut, or to have any part of the designated structure on, a boundary of the allotment, or so as to have any part of the designated structure within 900 millimetres of a boundary of the allotment—a height for any posts or other parts of the designated structure (other than the roof) not exceeding 3 metres (measured as a height above the natural surface of the ground);
  - (iii) a roof height where no part of the roof is more than 5 metres above the natural surface of the ground;
  - (iv) if situated so as to abut, or to have any part of the designated structure on, a boundary of the allotment—a length not exceeding 8 metres; and
- (e) if situated so as to abut, or to have any part of the designated structure on, a side boundary of the allotment—will not result in all attributable walls or structures located along the boundary exceeding 50% of the length of the boundary, disregarding the distance of any front setback; and
- (f) if ancillary to—
  - (i) a detached or semi-detached dwelling—the circumstances are such that the total roofed area of all existing or proposed buildings on the allotment will not exceed 60% of the area of the allotment; or
  - (ii) any other kind of dwelling—the circumstances are such that the total roofed area of all existing or proposed buildings on the allotment will not exceed 70% of the area of the allotment; and
- (g) in the case of a carport—
  - (i) will not have an opening or openings for vehicle access that exceed, in total, 7 metres in width; and
  - (ii) is not designed or located so as to provide vehicle access from an alley, lane or right of way that is less than 6.2 metres wide along the boundary of the allotment; and
  - (iii) is located so that vehicle access will use an existing or authorised driveway or access point under section 221 of the *Local Government Act 1999*; and
  - (iv) is located so that the gradient from the place of access on the boundary of the allotment to the finished floor level at the front of the carport when the work is completed is not steeper than 1:5 in any place and 1:8 on average; and
  - (v) if any part involves cladding in sheet metal—will have cladding which is pre-colour treated or painted in a non-reflective colour.

## 5—Swimming pools

The construction or alteration of, or addition to, a swimming pool, other than in a Historic Conservation Zone/Area, the Hills Face Zone, a Flood Management Zone/Area, or a River Murray Zone, which—

- (a) is ancillary to a dwelling erected on the site; and
- (b) is not being constructed, added to or altered so that any part of the pool is within 1 metre of a boundary of the allotment; and
- (c) is not being constructed, added to or altered so that any part of the pool is situated in front of any part of the building line of the building to which it is ancillary that faces the primary street; and
- (d) does not have a filtration system located—
  - (i) in the case of a filtration system enclosed in a solid structure that will have a material impact on the transmission of noise—within 5 metres of a dwelling located on an adjoining allotment; or
  - (ii) in any other case—within 12 metres of a dwelling located on an adjoining allotment.

## 6—Spa pools

The construction or alteration of, or addition to, a spa pool, other than in a Historic Conservation Zone/Area, the Hills Face Zone, a Flood Management Zone/Area, or a River Murray Zone, which—

- (a) is ancillary to a dwelling erected on the site; and
- (b) is not being constructed, added to or altered so that any part of the spa pool is within 1 metre of a boundary of the allotment; and
- (c) is not being constructed, added to or altered so that any part of the spa pool is situated in front of any part of the building line of the building to which it is ancillary that faces the primary street; and
- (d) does not have a filtration system located—
  - (i) in the case of a filtration system enclosed in a solid structure that will have a material impact on the transmission of noise—within 5 metres of a dwelling located on an adjoining allotment; or
  - (ii) in any other case—within 12 metres of a dwelling located on an adjoining allotment.

## 7—Shade sails

The construction of a shade sail, other than in a Historic Conservation Zone/Area, the Hills Face Zone, a Flood Management Zone/Area, or a River Murray Zone, if—

- (a) the shade sail is to consist of permeable material; and
- (b) the area of the sail will not exceed 40 square metres; and

- (c) no part of the sail will be—
  - (i) 3 metres above ground or floor level (depending on where it is situated) at any place within 900 millimetres of a boundary of the allotment; or
  - (ii) 5 metres above ground or floor level (depending on where it is situated) within any other part of the allotment; and
- (d) no part of the sail will be in front of any part of the building line of the building to which it is ancillary that faces the primary street; and
- (e) in a case where any part of the sail will be situated on a boundary of the allotment—the length of the sail along the boundary will not exceed 8 metres; and
- (f) in a case where any part of the sail or a supporting structure will be situated on a side boundary of the allotment—the length of the sail and any such supporting structure together with all attributable walls or structures located along the boundary will not exceed 50% of the length of the boundary, disregarding the distance of any front setback.

#### **8—Water tanks (above ground)**

The construction or alteration of, or an addition to, a water tank (and any supporting structure), other than in a Historic Conservation Zone/Area, the Hills Face Zone, a Flood Management Zone/Area, or a River Murray Zone, if—

- (a) the tank is part of a roof drainage system; and
- (b) the tank has a total floor area not exceeding 15 square metres; and
- (c) the tank is located wholly above ground; and
- (d) no part of the tank is higher than 4 metres above the natural surface of the ground; and
- (e) no part of the tank will be in front of any part of the building line of the building to which it is ancillary that faces the primary street; and
- (f) in the case of a tank made of metal—the tank is pre-colour treated or painted in a non-reflective colour.

#### **9—Water tanks (underground)**

The construction or alteration of, or addition to, a water tank (and any associated pump) if—

- (a) the tank is ancillary to a dwelling erected on the site; and
- (b) the tank (and any associated pump) is located wholly below the level of the ground.

## 10—Solar photovoltaic panels

The installation, alteration, repair or maintenance of a system comprising solar photovoltaic panels on the roof of a building (after taking into account the operation of clause 15 of Schedule 3) if—

- (a) the panels (and any associated components) do not overhang any part of the roof; and
- (b) the panels are fitted parallel to the roof with the underside surface of the panels being not more than 100 millimetres above the surface of the roof; and
- (c) if the building is in a Historic Conservation Zone/Area—no part of the system, when installed, will be able to be seen by a person standing at ground level in a public street.

## 11—Internal building work

- (1) Work undertaken within a building, other than in a Historic Conservation Zone/Area, a Flood Management Zone/Area, a River Murray Zone, or the area of The Corporation of the City of Adelaide, if—
  - (a) there will be no increase in the total floor area of the building; and
  - (b) there will be no alteration to the external appearance of the building to any significant degree.
- (2) Work undertaken within a building in a Historic Conservation Zone/Area if—
  - (a) there will be no increase in the total floor area of the building; and
  - (b) there will be no alteration to the external appearance of the building.

## 12—Demolition

- (1) The partial or total demolition of a building and associated structures, other than in—
  - (a) a Historic Conservation Zone/Area; or
  - (b) the area of The Corporation of the City of Adelaide; or
  - (c) a designated area under subclause (3).
- (2) Any demolition for the purposes of any *complying* development within a designated area under subclause (3) will not be within the ambit of subclause (1)(c).
- (3) For the purposes of subclause (1)(c), a designated area is an area declared by the Minister on the application of the relevant council to be a designated area.
- (4) The Minister may declare the whole, or a part, of the area of a council to be a designated area under subclause (3).
- (5) The Minister must not make a declaration under subclause (3) unless the Minister is satisfied that the declaration is appropriate in order to introduce or enhance planning objectives and principles relating to residential building design and neighbourhood character and amenity.

- (6) A declaration of the Minister under subclause (3) must be made by notice in the Gazette.
- (7) A declaration may be made subject to such conditions as the Minister thinks fit (and specifies in the notice of declaration published in the Gazette).
- (8) The Minister may, by subsequent notice in the Gazette, vary or revoke a declaration under subclause (3) or a condition under subclause (7).
- (9) However, before taking action under subclause (8), the Minister must give the relevant council a notice in writing—
  - (a) stating the proposed course of action; and
  - (b) stating the reasons for the proposed course of action; and
  - (c) inviting the council to show, within a specified time (of at least 1 month), why the proposed course of action should not be taken.
- (10) Subclause (9) does not apply to a variation or revocation made at the request of the relevant council.

#### **14—Variation of Schedule 4—Complying development**

- (1) Schedule 4, clause 1—after "Historic (Conservation) Zone," insert:

a Historic Conservation Area, a Historic Township Zone,
- (2) Schedule 4, clause 1(1)(b) and (c)—delete paragraphs (b) and (c)
- (3) Schedule 4, clause 1(1)(d)(i)(A)—delete "a Historic (Conservation) Zone, a Historic (Conservation) Policy Area,"
- (4) Schedule 4, clause 1(1)(d)(i)—after subsubparagraph (D) insert:
  - (E) a Streetscape (Built Form) Zone in the area of The Corporation of the City of Unley if the fence is situated between the building line of the main face of a building and the road on to which the building faces; or
- (5) Schedule 4, clause 1(2) to (9) (inclusive)—delete subclauses (2) to (9) and substitute:
  - (2) Other than in relation to a local heritage place, in the Hills Face Zone, in a Historic (Conservation) Zone, a Historic (Conservation) Policy Area, a Residential Historic (Conservation) Zone, a Historic Conservation Area or a Historic Township Zone, or in a Watercourse Zone, a Flood Zone or Flood Plain delineated by the relevant Development Plan or any other zone or area shown as being subject to flooding or inundation in the relevant Development Plan, the construction or alteration of, or addition to, an outbuilding, in which human activity is secondary, if—
    - (a) the outbuilding is detached from and ancillary to a dwelling erected on the site; and
    - (b) the outbuilding is not being constructed, added to or altered so that any part of the outbuilding is situated—
      - (i) in front of any part of the building line of the building to which it is ancillary that faces the primary street; or

- (ii) within 900 millimetres of a boundary of the allotment with a secondary street (if the land has boundaries on 2 or more roads); and
- (c) in the case of a garage—the garage is set back at least 5.5 metres from the primary street; and
- (d) the outbuilding complies with the following requirements as to dimensions:
  - (i) a total floor area not exceeding 60 square metres;
  - (ii) a wall height not exceeding 3 metres (measured as a height above the natural surface of the ground and not including a gable end);
  - (iii) a roof height where no part of the roof is more than 5 metres above the natural surface of the ground;
  - (iv) if situated on a boundary of the allotment (not being a boundary with a primary street or a secondary street)—a length not exceeding 8 metres; and
- (e) if situated on a boundary of the allotment (not being a boundary with a primary street or a secondary street)—
  - (i) the development will not result in all attributable walls or structures located along the boundary exceeding 50% of the length of the boundary, disregarding (in the case of a side boundary) the distance of any front setback; and
  - (ii) will not be within 3 metres of any other attributable wall or structure located along the boundary; and
- (f) in the case of an outbuilding that is ancillary to—
  - (i) a detached or semi-detached dwelling—the circumstances are such that the total roofed area of all existing or proposed buildings on the allotment will not exceed 60% of the area of the allotment; or
  - (ii) any other kind of dwelling—the circumstances are such that the total roofed area of all existing or proposed buildings on the allotment will not exceed 70% of the area of the allotment; and
- (g) in the case of a garage—
  - (i) if facing the primary street—the garage will not have an opening or openings for vehicle access that exceed, in total, 7 metres in width; and
  - (ii) if designed or located so as to provide vehicle access from an alley, lane or right of way—the alley, lane or right of way is at least 6.2 metres wide along the boundary with the allotment; and
  - (iii) the garage is located so that vehicle access will use an existing or authorised access point under section 221 of the *Local Government Act 1999*; and



- (iv) the garage is located so that the gradient from the place of access on the boundary of the allotment to the finished floor level at the front of the garage when the work is completed is not steeper than 1:5 in any place and 1:8 on average; and
  - (h) the outbuilding, if clad in sheet metal, is pre-colour treated or painted in a non-reflective colour; and
  - (i) any excavation or filling associated with the development does not exceed a vertical height of 1 metre overall.
- (3) Other than in relation to a local heritage place, in the Hills Face Zone, in a Historic (Conservation) Zone, a Historic (Conservation) Policy Area, a Residential Historic (Conservation) Zone, a Historic Conservation Area or a Historic Township Zone, or in a Watercourse Zone, a Flood Zone or Flood Plain delineated by the relevant Development Plan or any other zone or area shown as being subject to flooding or inundation in the relevant Development Plan, the construction or alteration of, or addition to, a carport or verandah (a *designated structure*) if—
  - (a) the designated structure is ancillary to a dwelling erected on the site; and
  - (b) the designated structure is not being constructed, added to or altered so that any part of the designated structure is situated—
    - (i) in front of any part of the building line of the building to which it is ancillary that faces the primary street; or
    - (ii) within 900 millimetres of a boundary of the allotment with a secondary street (if the land has boundaries on 2 or more roads); and
  - (c) in the case of a carport—the carport is set back at least 5.5 metres from the primary street; and
  - (d) the designated structure complies with the following requirements as to dimensions:
    - (i) a total floor area not exceeding 60 square metres;
    - (ii) a height for any posts or other parts of the designated structure (other than the roof) not exceeding 3 metres (measured as a height above the natural surface of the ground); and
    - (iii) a roof height where no part of the roof is more than 5 metres above the natural surface of the ground; and
    - (iv) if situated so as to abut, or to have any part of the designated structure on, a boundary of the allotment (not being a boundary with a primary street or a secondary street)—a length not exceeding 8 metres; and

- (e) if situated so as to abut a boundary of the allotment (not being a boundary with a primary street or a secondary street)—the development will not result in all attributable walls or structures located along the boundary exceeding 50% of the length of the boundary, disregarding (in the case of a side boundary) the distance of any front setback; and
  - (f) in the case of a designated structure that is ancillary to—
    - (i) a detached or semi-detached dwelling—the circumstances are such that the total roofed area of all existing or proposed buildings on the allotment will not exceed 60% of the area of the allotment; or
    - (ii) any other kind of dwelling—the circumstances are such that the total roofed area of all existing or proposed buildings on the allotment will not exceed 70% of the area of the allotment; and
  - (g) in the case of a carport—
    - (i) if facing the primary street—the carport will not have an opening or openings for vehicle access that exceed, in total, 7 metres in width; and
    - (ii) if designed or located so as to provide vehicle access from an alley, lane or right of way—the alley, lane or right of way is at least 6.2 metres wide along the boundary with the allotment; and
    - (iii) the carport is located so that vehicle access will use an existing or authorised access point under section 221 of the *Local Government Act 1999*; and
    - (iv) the carport is located so that the gradient from the place of access on the boundary of the allotment to the finished floor level at the front of the carport when the work is completed is not steeper than 1:5 in any place and 1:8 on average; and
  - (h) any excavation or filling associated with the development does not exceed a vertical height of 1 metre overall.
- (6) Schedule 4, clause 1—after subclause (10) insert:
- (10a) For the purposes of this clause—
    - (a) the primary street in relation to a building is the road that forms part of the street address of the building, as determined by the council for the relevant area when it is allocating numbers to buildings and allotments under section 220 of the *Local Government Act 1999*; and
    - (b) a secondary street in relation to a building is any road, other than the primary street, that shares a boundary with the allotment on which the building is situated.

- (7) Schedule 4, clause 1(11)—before the definition of *swimming pool* insert:

*attributable walls or structures* means any walls or structures that are attributable to development that has occurred, or is proposed to occur, on the relevant allotment but does not include any fence between the relevant allotment and an adjoining allotment;

*road* has the same meaning as in the *Local Government Act 1999* but does not include an alley, lane or right of way.

- (8) Schedule 4, after clause 2—insert:

### **2A—Single storey additions and alterations**

- (1) This clause does not apply to any development in relation to a local heritage place or in a Historic Conservation Zone/Area, the Hills Face Zone, or a Flood Management Zone/Area.
- (2) The alteration of, or addition to, an existing detached or semi-detached dwelling, other than where the dwelling is situated on a battle-axe allotment (or as indicated in subclause (1)), if—
  - (a) the alteration or addition is at, or relates to, the ground floor level of the dwelling and does not involve the construction or alteration of a mezzanine floor or a second or subsequent storey; and
  - (b) the dwelling is not being altered or added to so that any part of the dwelling will be—
    - (i) —
      - (A) nearer to an existing boundary of the primary street for the dwelling than any distance that applies in respect of setbacks under the relevant Development Plan in relation to any road or portion of a road that constitutes the primary street frontage; or
      - (B) in front of the average setbacks of any existing dwellings on any adjoining allotments with the same primary street (or, if there is only 1 such dwelling, the setback of that dwelling),  
whichever provides the lesser of the 2 distances; or
    - (ii) within 900 millimetres of a boundary of the allotment with a secondary street or, if a dwelling on any adjoining allotment is closer to the secondary street than 900 millimetres, the distance of that dwelling from the boundary with the secondary street (being, if relevant, the lesser of the 2 distances); or
    - (iii) if the size of the allotment does not exceed 300 square metres—within 3 metres of the rear boundary of the allotment (measured from the closest solid wall);
    - (iv) if the size of the allotment exceeds 300 square metres—within 4 metres of the rear boundary of the allotment (measured from the closest solid wall);

- (c) if any side wall of the dwelling will exceed 3 metres in height when measured from the top of the footings as a result of the development—the wall will be set back at least 900 millimetres from the boundary plus a distance equal to one-third of the extent to which the height of the wall exceeds 3 metres from the top of the footings; and
- (d) in relation to any wall located on a side boundary associated with the development—
- (i) the wall will not exceed 3 metres in height when measured from the top of the footings; and
  - (ii) the wall will not exceed 8 metres in length; and
  - (iii) the wall, when its length is added to the length of any other attributable walls or structures located on that boundary—
    - (A) will not result in all such attributable walls and structures exceeding a length equal to 50% of the length of the boundary, disregarding the distance of any front setback; and
    - (B) will not be within 3 metres of any other attributable wall or structure located along the boundary; and
- (e) the dwelling is not being altered or added to so that—
- (i) any part of the dwelling will exceed 9 metres in height when measured from the top of the footings; or
  - (ii) any part of the dwelling will not exceed the height of any part of the dwelling before the commencement of the development; or
  - (iii) any wall height will exceed 6 metres when measured from the top of the footings; and
- (f) any finished floor level associated with the development will not be below a level equal to 300 millimetres above any 1:100 year ARI shown in the relevant Development Plan (if such an ARI is shown and is relevant to the location of the dwelling); and
- (g) the following minimum private open space requirements apply after the development has been completed (after including the areas of the dwelling and any outbuildings, carports or verandahs on the allotment):

Allotment size	Minimum area of private open space	Minimum dimension
> 500m <sup>2</sup>	80m <sup>2</sup>	4m
300—500m <sup>2</sup>	60m <sup>2</sup>	4m
< 300m <sup>2</sup>	24m <sup>2</sup>	3m

- and in any event at least 24 square metres of private open space at the rear or side of the dwelling with access directly from a habitable room within the dwelling must be provided; and
- (h) the development will not result in the dwelling not having a setback of at least 900 millimetres on at least 1 side boundary of the allotment; and
  - (i) if the development involves or incorporates the construction or alteration of a garage or carport, the garage or carport—
    - (i) is or will be set back at least 5.5 metres from the primary street; and
    - (ii) is or will be situated so that no part of the garage or carport will be in front of any part of the building line of the dwelling that faces the primary street; and
    - (iii) will not have an opening or openings for vehicle access that exceed, in total, 7 metres in width; and
    - (iv) is not designed or located so as to provide vehicle access from an alley, lane or right of way that is less than 6.2 metres wide along the boundary of the allotment; and
    - (v) is located so that vehicle access will use an existing or authorised driveway or access point under section 221 of the *Local Government Act 1999*; and
    - (vi) is located so that the gradient from the place of access on the boundary of the allotment to the finished floor level at the front of the garage or carport when the work is completed is not steeper than 1:5 in any place and 1:8 on average; and
  - (j) the development will not result in the removal of a place for the parking of a car or cars unless—
    - (i) in the case of a dwelling that will only have (or continue to have) 1 bedroom at the completion of the development—the dwelling will have at least 1 car parking space that is enclosed or covered, or able to be enclosed or covered, and that complies with the requirements set out in paragraph (i) in relation to garages and carports;
    - (ii) in the case of a dwelling that will have (or continue to have) 2 or more bedrooms at the completion of the development—the dwelling will have at least 2 car parking spaces, 1 of which is enclosed or covered, or able to be enclosed or covered, and both of which comply with the requirements set out in paragraph (i) in relation to garages and carports; and
  - (k) the circumstances are such that the total roofed area of buildings on the allotment will not exceed 60% of the total area of the allotment; and

- (l) the development will not alter the external appearance of the building when viewed from the primary street; and
  - (m) any excavation or filling associated with the development does not exceed a vertical height of 1 metre overall.
- (3) For the purposes of this clause—
- (a) in calculating private open space—
    - (i) any area at ground level at the front of the dwelling will not be included; and
    - (ii) each area at ground level must have a width of at least 2.5 metres; and
    - (iii) any balcony must have a width of at least 2 metres; and
  - (b) the primary street in relation to a building is the road that forms part of the street address of the building, as determined by the council for the relevant area when it is allocating numbers to buildings and allotments under section 220 of the *Local Government Act 1999*; and
  - (c) a secondary street in relation to a building is any road, other than the primary street, that shares a boundary with the allotment on which the building is situated (or to be situated).
- (4) In this clause—

**ARI** means the *average recurrence interval* of a flood event;

**attributable walls or structures** means any walls or structures that are attributable to development that has occurred, or is proposed to occur, on the relevant allotment but does not include any fence between the relevant allotment and an adjoining allotment;

**battle-axe allotment** means an allotment or site that comprises—

- (a) a driveway (and any related open space) that leads back from a road to the balance of the allotment or site; and
- (b) a balance of the allotment or site that is the principal part of the allotment or site and that does not have a boundary with a road;

**Flood Management Zone/Area** means a Watercourse Zone, a Flood Zone or Flood Plain delineated by the relevant Development Plan, or any other zone or area shown as being subject to flooding or inundation in the relevant Development Plan;

**habitable room** means a room used for domestic activities but does not include a bathroom, laundry, hallway, lobby or other service or access area or space that is not occupied for extended periods;

**Historic Conservation Zone/Area** means a Historic (Conservation) Zone, a Historic (Conservation) Policy Area, a Residential Historic (Conservation) Zone, a Historic Conservation Area or a Historic Township Zone;

**road** has the same meaning as in the *Local Government Act 1999* but does not include an alley, lane or right of way.

**2B—New dwellings**

- (1) Subject to subclause (3), this clause applies in relation to any area determined by the Minister for the purposes of this clause and identified by notice in the Gazette.
- (2) The Minister may, by subsequent notice in the Gazette, vary or revoke a determination under subclause (1).
- (3) Despite any determination under subclause (1), this clause does not apply to any development—
  - (a) in relation to a local heritage place; or
  - (b) in—
    - (i) a Historic Conservation Zone/Area; or
    - (ii) the Hills Face Zone; or
    - (iii) a Flood Management Zone/Area.
- (4) If in connection with the relevant application for development plan consent—
  - (a) the applicant has indicated that the allotment is, or may have been, subject to site contamination as a result of a previous use of the land or a previous activity on the land; or
  - (b) the relevant authority has reason to believe that the allotment is, or may have been, subject to site contamination as a result of a previous use of the land or a previous activity on the land,  
this clause will not apply unless the applicant is able to furnish a site contamination audit report under Part 10A of the *Environment Protection Act 1993* to the effect—
    - (c) that site contamination does not exist (or no longer exists) at the allotment; or
    - (d) that any site contamination at the allotment has been cleared or addressed to the extent necessary to enable the allotment to be suitable for unrestricted residential use.
- (5) Insofar as this clause applies to a site that does not comprise an entire allotment, the site, and any balance of the allotment, must each at least meet the minimum site area and any minimum frontage requirements prescribed in the relevant Development Plan.
- (6) The construction of a new detached or new semi-detached dwelling, other than where the dwelling is to be situated on a battle-axe allotment (or as indicated in a preceding subclause), if—
  - (a) the dwelling is not being constructed so that any part of the dwelling will be—

- (i) —
  - (A) nearer to an existing boundary of the primary street for the dwelling than any distance that applies in respect of setbacks under the relevant Development Plan in relation to any road or portion of a road that constitutes the primary street frontage; or
  - (B) in front of the average setbacks of any existing dwellings on any adjoining allotments with the same primary street (or, if there is only 1 such dwelling, the setback of that dwelling),  
whichever provides the lesser of 2 distances; or
- (ii) within 900 millimetres of a boundary of the allotment with a secondary street or, if a dwelling on any adjoining allotment is closer to the secondary street than 900 millimetres, the distance of that dwelling from the boundary with the secondary street (being, if relevant, the lesser of the 2 distances); or
- (iii) if the size of the site does not exceed 300 square metres—
  - (A) in relation to the ground floor of the dwelling—within 3 metres of the rear boundary of the site (measured from the closest solid wall);
  - (B) in relation to any other storey of the dwelling—within 5 metres of the rear boundary of the site; or
- (iv) if the size of the site exceeds 300 square metres—
  - (A) in relation to the ground floor of the dwelling—within 4 metres of the rear boundary of the site (measured from the closest solid wall);
  - (B) in relation to any other storey of the dwelling—within 6 metres of the rear boundary of the site; and
- (b) if any side wall of the dwelling will exceed 3 metres in height when measured from the top of the footings—the wall will be set back at least 900 millimetres from the boundary of the site plus a distance equal to one-third of the extent to which the height of the wall exceeds 3 metres from the top of the footings; and
- (c) if any side wall of the dwelling that faces south and the development includes building work in relation to an upper storey, other than where the boundary on that side of the building is with a secondary street—any upper storey component is to be set back at least to the distance required under paragraph (b) plus 1 metre; and



- (d) in relation to any wall to be located on a side boundary of the site associated with the development—
- (i) the wall will not exceed 3 metres in height when measured from the top of the footings; and
  - (ii) the wall will not exceed 8 metres in length; and
  - (iii) the wall, when its length is added to the length of any other attributable walls or structures located on that boundary—
    - (A) will not result in all such attributable walls and structures exceeding a length equal to 50% of the length of the boundary, disregarding the distance of any front setback; and
    - (B) will not be within 3 metres of any other attributable wall or structure located along the boundary; and
- (e) the dwelling is not constructed so that—
- (i) any part of the dwelling will exceed 9 metres in height when measured from the top of the footings; or
  - (ii) any wall height will exceed 6 metres when measured from the top of the footings; and
- (f) no part of the dwelling will have a finished floor level below a level equal to 300 millimetres above any 1:100 year ARI shown in the relevant Development Plan (if such an ARI is shown and is relevant to the location of the dwelling); and
- (g) the following minimum private open space requirements will apply in relation to the site after the development has been completed (after including the areas of the dwelling and any outbuildings, carports or verandahs on the site):

Site size	Minimum area of private open space	Minimum dimension
> 500m <sup>2</sup>	80m <sup>2</sup>	4m
300—500m <sup>2</sup>	60m <sup>2</sup>	4m
< 300m <sup>2</sup>	24m <sup>2</sup>	3m

and in any event at least 24 square metres of private open space at the rear or side of the dwelling with access directly from a habitable room within the dwelling must be provided; and

- (h) the dwelling will have a setback of at least 900 millimetres on at least 1 side boundary of the site; and

- (i) in relation to any upper storey window that will face a side or rear boundary of the site, other than in relation to any such boundary that adjoins a road or a reserve that has a width exceeding 15 metres—
  - (i) the sill height will be at least 1.5 metres above the finished floor level; or
  - (ii) the window will have permanently obscure glazing in any part of the window below 1.5 metres above the finished floor level and, if it is capable of being opened, the window will be an awning window hinged at the top and will not be capable of being opened more than 200 millimetres; and
- (j) the dwelling will not have a balcony or terrace on an upper storey, other than where that balcony or terrace will face a road, or reserve, that is at least 15 metres wide at all places to be faced by the dwelling; and
- (k) in relation to any proposed garage or carport, the garage or carport—
  - (i) will be set back at least 5.5 metres from the primary street; and
  - (ii) is or will be situated so that no part of the garage or carport will be in front of any part of the building line of the dwelling that faces the primary street; and
  - (iii) will not have an opening or openings for vehicle access that exceed, in total, 7 metres in width; and
  - (iv) is not designed or located so as to provide vehicle access from an alley, lane or right of way that is less than 6.2 metres wide along the boundary of the allotment; and
  - (v) is located so that vehicle access will use an existing or authorised driveway or access point under section 221 of the *Local Government Act 1999*; and
  - (vi) is located so that the gradient from the place of access on the boundary of the allotment to the finished floor level at the front of the garage or carport when work is completed is not steeper than 1:5 in any place and 1:8 on average; and
- (l) in the case of—
  - (i) a dwelling that will only have 1 bedroom at the completion of the development—the dwelling will have at least 1 car parking space that is enclosed or covered, or able to be enclosed or covered, and that complies with the requirements set out in paragraph (k) in relation to garages and carports;

- (ii) a dwelling that will have 2 or more bedrooms at the completion of the development—the dwelling will have at least 2 car parking spaces, 1 of which is enclosed or covered, or able to be enclosed or covered, and both of which comply with the requirements set out in paragraph (k) in relation to garages and carports; and
  - (m) the dwelling will have at least 1 habitable room window facing the primary street; and
  - (n) the development will not result in the total roofed area of all buildings on the allotment exceeding 60% of the total area of the allotment; and
  - (o) any excavation or filling associated with the development does not exceed a vertical height of 1 metre overall; and
  - (p) in relation to the site—there already exists, for the purposes of a dwelling, at least to a point immediately adjacent to the allotment, the availability of connections to—
    - (i) a permanent water supply for potable water; and
    - (ii) a sewage system or a waste control system which complies with the requirements of the *Public and Environmental Health Act 1987* and which is installed in a manner approved by the council or an appropriate government agency or instrumentality; and
    - (iii) a permanent electricity supply.
- (7) For the purposes of this clause—
- (a) a side wall faces south if the wall has an axis perpendicular to its surface orientated south 30° west to south 20° east; and
  - (b) in calculating private open space—
    - (i) any area at ground level at the front of the proposed dwelling will not be included; and
    - (ii) each area at ground level must have a width of at least 2.5 metres; and
    - (iii) any balcony must have a width of at least 2 metres; and
  - (c) the placing of a transportable dwelling will be taken to constitute the construction of a new dwelling; and
  - (d) the primary street in relation to a dwelling is the road that forms part of the street address of the dwelling, as determined by the council for the relevant area when it is allocating numbers to buildings and allotments under section 220 of the *Local Government Act 1999*; and
  - (e) a secondary street in relation to a dwelling is any road, other than the primary street, that shares a boundary with the allotment on which the dwelling is to be situated.

(8) In this clause—

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

**attributable walls or structures** means any walls or structures that are attributable to development that has occurred, or is proposed to occur, on the relevant allotment but does not include any fence between the relevant allotment and an adjoining allotment;

**battle-axe allotment** means an allotment or site that comprises—

- (a) a driveway (and any related open space) that leads back from a road to the balance of the allotment or site; and
- (b) a balance of the allotment or site that is the principal part of the allotment or site and that does not have a boundary with a road;

**Flood Management Zone/Area** means a Watercourse Zone, a Flood Zone or Flood Plain delineated by the relevant Development Plan, or any other zone or area shown as being subject to flooding or inundation in the relevant Development Plan;

**habitable room** means a room used for domestic purposes but does not include a bathroom, laundry, hallway, lobby or other service or access area or space that is not occupied for extended periods;

**Historic Conservation Zone/Area** means a Historic (Conservation) Zone, a Historic (Conservation) Policy Area, a Residential Historic (Conservation) Zone, a Historic Conservation Area or a Historic Township Zone;

**road** has the same meaning as in the *Local Government Act 1999* but does not include an alley, lane or right of way;

**south** means true south.

## 15—Variation of Schedule 5—Requirements as to plans and specifications

(1) Schedule 5, before clause 1 insert:

### A1—Plans for certain classes of *complying* development

An application for development plan consent that relates to an outbuilding, carport or verandah that is *complying* development under Schedule 4, clause 1(2) or (3) must be accompanied by—

- (a) a site plan, drawn to a scale of not less than 1:200, showing—
  - (i) the boundaries and dimensions of the site; and
  - (ii) the position and dimensions of any existing or proposed building and its distance and relationship to the boundaries of the site; and
  - (iii) existing and proposed finished floor levels and site levels; and
  - (iv) the location of any significant tree on the site or on adjoining land that might be affected by the work, or that might affect the work, proposed to be performed; and

- (v) the purpose for which any existing building on the site is used and for which any proposed building on the site is intended to be used; and
- (vi) if the proposed building is to be a garage or carport—the location and gradient of any driveway or proposed driveway and its location in relation to an existing or proposed vehicle access point under section 221 of the *Local Government Act 1999*; and
- (vii) the amount and location of the private open space to remain on the site; and
- (viii) the approximate north point; and
- (b) if a vehicle access point is to be established—documentary evidence that it has been authorised under section 221 of the *Local Government Act 1999*; and
- (c) elevation drawings to a scale of not less than 1:100 of any relevant or proposed building including showing wall, post and building heights; and
- (d) if relevant—a schedule of colours for any cladding; and
- (e) a copy of the certificate of title, deposited plan or other instrument evidencing title in relation to the land.

## **A2—Plans for alterations, additions and new dwellings—complying development**

An application for development plan consent that relates to *complying* development under Schedule 4, clause 2A or 2B must be accompanied by—

- (a) a site plan, drawn to a scale of not less than 1:200, showing—
  - (i) the boundaries and dimensions of the site; and
  - (ii) the position and dimensions of any existing or proposed building and its distance and relationship to the boundaries of the site; and
  - (iii) the location of any significant tree on the site or on adjoining land that might be affected by the work, or that might affect the work, proposed to be performed; and
  - (iv) the purpose for which any existing building on the site is used (if relevant) and the purpose for which any proposed building on the site is intended to be used; and
  - (v) the location and dimension of car parking spaces before and after completion of the proposed development; and
  - (vi) if a proposed building is to be or incorporate a garage or carport—the location and gradient of any driveway or proposed driveway and its location in relation to an existing or proposed vehicle access point under section 221 of the *Local Government Act 1999*; and

- (vii) the amount and location of the private open space to remain on the site; and
  - (viii) finished floor levels; and
  - (ix) the true north point; and
  - (b) if a vehicle access point is to be established—documentary evidence that it has been authorised under section 221 of the *Local Government Act 1999*; and
  - (c) if relevant under clause 2A and in all cases under clause 2B—a floor plan to a scale of not less than 1:100 showing the number and location of bedrooms and other habitable rooms at the completion of the development; and
  - (d) elevation drawings to a scale of not less than 1:100 of any relevant or proposed building including showing wall, post and building heights; and
  - (e) drawings showing how the proposed development relates to buildings on adjoining sites (other than any site to the rear of the site of the proposed development); and
  - (f) in the case of an application within the ambit of Schedule 4, clause 2B—
    - (i) a declaration by or on behalf of the applicant indicating whether or not, to the best of his or her knowledge and belief, the allotment is, or may have been, subject to site contamination as a result of a previous use of the land or a previous activity on the land; and
    - (ii) if the indication is that the allotment is or may have been so subject to site contamination—a report that complies with the requirements of Schedule 4, clause 2B(4); and
  - (g) in the case of an application within the ambit of Schedule 4, clause 2B—a declaration by or on behalf of the applicant, or other evidence that confirms, that there already exists, for the purposes of a dwelling, the connections referred to in clause 2B(6)(p) of that Schedule; and
  - (h) a copy of the certificate of title, deposited plan or other instrument evidencing title in relation to the land.
- (2) Schedule 5, clause 1(1)(a)—after subparagraph (v) insert:
- (va) if the building work is within the ambit of Schedule 1A, clause 3 or 4 and involves a garage or carport—the location and gradient of any driveway or proposed driveway and its location in relation to an existing or proposed vehicle access point under section 221 of the *Local Government Act 1999*; and
  - (vb) the amount and location of the private open space to remain on the site; and
  - (vc) the location of any significant tree on the site or on adjoining land; and

(3) Schedule 5, clause 1(1)—after paragraph (e) insert:

and

- (f) if the building work is within the ambit of Schedule 1A, clause 3 or 4—
- (i) if a vehicle access point is to be established—documentary evidence that it has been authorised under section 221 of the *Local Government Act 1999*; and
  - (ii) information about the material and colour of any cladding that is to be used; and
  - (iii) a copy of the certificate of title, deposited plan or other instrument evidencing title in relation to the land.

### **16—Variation of Schedule 6—Fees**

(1) Schedule 6, item 1(2)(a)—after "Development Plan" insert:

, other than if the development is *complying* development under Schedule 4, clause 1(2) or (3), 2A or 2B

(2) Schedule 6, item 1—after component (11) insert:

- (12) If— \$40.25
- (a) a council is the relevant authority with respect to a particular development; and
  - (b) the application is within the ambit of Schedule 1A, other than clause 2,
- (being a fee due and payable to the council).

### **17—Variation of Schedule 7—Provisions regulating distribution of fees between authorities**

Schedule 7, clause 2—after paragraph (d) insert:

- (e) pay to the Development Assessment Commission 5% of fees received by the council under component (12) of item 1 of Schedule 6.

### **18—Variation of Schedule 9—Public notice categories**

Schedule 9, Part 3—delete Part 3

### **19—Insertion of Schedule 22A**

After Schedule 22 insert:

## Schedule 22A—Certificate of consistency

### Certificate of consistency

I verify that I have examined carefully a copy of the development plan consent (including any conditions and notes) described below, together with a copy of the plans approved and endorsed pursuant to regulation 42(4) of the *Development Regulations 2008* for that consent.

The plans and supporting documentation submitted for building rules consent have been assessed for compliance with the Building Rules, while the development plan consent plans have been reviewed to ensure that all buildings and structures included in the building rules assessment are consistent with the development plan consent.

I hereby certify in accordance with regulation 92(2)(e) of the *Development Regulations 2008* that the building rules consent issued on (date) for (description of project as described in the development plan consent) at (location of proposed development) is consistent with the following development authorisation (including any conditions and notes) giving development plan consent (application number) issued on (date) by (relevant authority) subject only to the variations specified below in the Table of Variations to meet Regulatory Requirements, attached for the purposes of section 93(2) of the *Development Act 1993*, which are necessary for compliance with the Building Rules or any other legislation specified therein.

Registered private certifier:

Registration number:

Date:

### Table of variations to meet regulatory requirements—pursuant to section 93(2) of the *Development Act 1993*

Item	Legislation/Regulation/Code	Reason for variation

Registered private certifier:

Registration number:

Date:

### Note—

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



**Made by the Governor**

with the advice and consent of the Executive Council  
on 26 February 2009

No 20 of 2009

South Australia

## Development (Bushfire Protection) Variation Regulations 2009

under the *Development Act 1993*

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### Contents

#### Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

#### Part 2—Variation of *Development Regulations 2008*

- 4 Insertion of regulation 106A  
106A Bushfire protection
  - 5 Variation of Schedule 5—Requirements as to plans and specifications  
11 Additional requirements for bushfire protection areas
- 

### Part 1—Preliminary

#### 1—Short title

These regulations may be cited as the *Development (Bushfire Protection) Variation Regulations 2009*.

#### 2—Commencement

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

#### 3—Variation provisions

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

### Part 2—Variation of *Development Regulations 2008*

#### 4—Insertion of regulation 106A

After regulation 106 insert:

##### 106A—Bushfire protection

- (1) In this regulation—

*bushfire protection area* means an area identified as a bushfire protection area by a Development Plan;

*land division consent* means a consent under section 33(1)(c) of the Act;

*Minister's Code* means the *Minister's Code—Undertaking development in Bushfire Protection Areas—February 2009* published by the Minister (as in force from time to time).

- (2) The Minister's Code is prescribed for the purposes of fire safety within a bushfire protection area.
- (3) An application for a development plan consent or a land division consent in relation to development in a bushfire protection area that is within the ambit of the Minister's Code must be assessed taking into account the relevant requirements of the Minister's Code.
- (4) Subregulation (3) does not derogate from any other requirements or principles under these regulations, a Development Plan or the Building Rules.

## 5—Variation of Schedule 5—Requirements as to plans and specifications

Schedule 5—after clause 10 insert:

### 11—Additional requirements for bushfire protection areas

- (1) In this clause—

*bushfire protection area* means an area identified as a bushfire protection area by a Development Plan;

*land division consent* means a consent under section 33(1)(c) of the Act;

*Minister's Code* means the *Minister's Code—Undertaking development in Bushfire Protection Areas—February 2009* published by the Minister (as in force from time to time).

- (2) An application for development plan consent, building rules consent or land division consent that relates to development in a bushfire protection area must be accompanied by, or incorporate, the plans, drawings, specifications and other documents or drawings required under the Minister's Code, insofar as they are relevant in the circumstances of the particular case.

#### Note—

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

### Made by the Governor

with the advice and consent of the Executive Council  
on 26 February 2009

No 21 of 2009

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## CITY OF CAMPBELLTOWN

*Development Assessment Panel*

NOTICE is hereby given that Antonietta Gatto, Michael O'Connell, George Morias and George Zillante have been appointed as independent members to the Development Assessment Panel.

P. DI IULIO, Chief Executive Officer

## PORT AUGUSTA CITY COUNCIL

*Periodical Review of Elector Representation—  
Public Consultation*

NOTICE is hereby given that the Port Augusta City Council is undertaking a review to determine whether a change of arrangements in respect to elector representation will result in the electors of the area being more adequately and fairly represented.

Pursuant to the provisions of section 12 (7) of the Local Government Act 1999, Council has prepared a Representation Options Paper that examines the advantages and disadvantages of the various options available in regards to the composition and structure of Council and the division of the Council area into wards.

*Representation Options Paper*

Copies of the Representation Options Paper are available free of charge at the Council Office and the Public Library in the Civic Centre, 4 Mackay Street, Port Augusta and Council's website:

[www.portaugusta.sa.gov.au/goto/consultation](http://www.portaugusta.sa.gov.au/goto/consultation).

Following feedback from the community the Council will recommend an appropriate number of Council members and a suitable structure (wards/area Councillors) to meet future community requirements. Comparisons with other Councils which are of a similar size and nature, a consideration of the communities interest within the Council area and an analysis of future demographic and population trends will help to shape Council's decisions.

After considering the various options and the submissions received during this consultation process, Council will prepare a Representation Review Report which will include any proposals to change its future composition and structure which Council believes should be implemented. Further submissions will be invited on this report when it is available.

*Written Submissions*

Interested persons are invited to make a written submission on the Representation Options Paper by close of business on Monday, 20 April 2009.

Submissions are to be forwarded to:

Representation Review,  
Greg Perkin,  
City Manager,  
Port Augusta City Council  
P.O. Box 1704,  
Port Augusta, S.A. 5700

Or faxed to (08) 8641 0357

Or by email to [admin@portaugusta.sa.gov.au](mailto:admin@portaugusta.sa.gov.au).

Information regarding the representation review can be obtained by contacting the undersigned at Council on 8641 9100.

Please note that details of submissions will be included in a report within Council's public agenda and copies of all submissions will be provided to Elected members for perusal as part of a public agenda.

G. PERKIN, City Manager

## CITY OF PORT LINCOLN

*Revocation of Community Land Classification*

NOTICE is hereby given that pursuant to the Local Government Act 1999, section 194 (3) (b), the City of Port Lincoln has resolved to revoke the classification of the parcel of land, Allotment 91 of Deposited Plan 207301, certificate of title volume 5822, folio 406, as community land.

G. DODD, Chief Executive Officer

## DISTRICT COUNCIL OF FRANKLIN HARBOUR

## DEVELOPMENT ACT 1993

*Franklin Harbour Coastal and General Development Plan  
Amendment Prepared—Draft for Public Consultation*

NOTICE is hereby given that the District Council of Franklin Harbour has, pursuant to section 24 of the Development Act 1993, prepared a draft Development Plan Amendment to amend the District Council of Franklin Harbour Development Plan.

The Development Plan Amendment will amend the District Council of Franklin Harbour Development Plan by:

- Converting the existing Development Plan to the Better Development Plan format which includes the replacement of general and Council-wide policy with a range of general policy modules and the replacement of existing zone names and zone policy with new zone names and policy suitably amended to meet local circumstances.
- Redefining the boundary of the Coastal Conservation Zone to ensure that the outcomes sought in the Eyre Peninsula Coastal Development Strategy are more readily achieved.
- The creation of a Caravan and Tourist Park Zone boundary to include the existing Cowell Foreshore Caravan Park and a small parcel of land adjoining the caravan park to the east.
- The creation of a new Caravan and Tourist Park Zone to include the cabin park on Brooks Drive.
- The creation of Coastal Settlement Zones at Lucky Bay and Port Gibbon.

In order to prevent inappropriate development and promote orderly planning, the draft DPA has been granted 'interim authorisation' by the Minister, giving the amendment immediate effect.

The draft Development Plan Amendment will be on display from Thursday, 26 February 2009 until Thursday, 30 April 2009.

Copies of the draft Development Plan Amendment will be available for public inspection and purchase during normal office hours at the Council Office, Main Street, Cowell and on the Council website at [www.franklinharbour.sa.gov.au](http://www.franklinharbour.sa.gov.au).

Written submissions regarding the draft Development Plan Amendment should be submitted no later than 5 p.m. on Thursday, 30 April 2009. All submissions should be addressed to Bruce Francis, Chief Executive Officer, District Council of Franklin Harbour, P.O. Box 71, Cowell, S.A. 5602 and should clearly indicate whether you wish to be heard in support of your submission.

Copies of all submissions will be available for inspection by interested persons at the District Council of Franklin Harbour Offices, Main Street, Cowell, from 4 May 2009.

A public meeting will be held at 2 p.m. on 13 May 2009 at the Council Offices, Main Street, Cowell, at which time interested persons may appear to be heard in relation to the draft Development Plan Amendment and the submissions. The public meeting will not be held if no submissions are received or if no submission makes a request to be heard.

Queries should be directed to Bruce Francis, Chief Executive Officer on 8629 2019 or Council's Planning Consultant, Stewart Payne on 0417 824 721.

Dated 26 February 2009.

B. FRANCIS, Chief Executive Officer

## DISTRICT COUNCIL OF KAROONDA EAST MURRAY

## PUBLIC CONSULTATION

*Periodical Review of Elector Representation*

NOTICE is hereby given that the Council has undertaken a review to determine whether alterations are required in respect to elector representation, including ward boundaries and the composition of Council.

As an outcome of this review Council proposes to retain the position of Mayor, reduce the size of the Council to six members and abolish wards.

*Report*

Council has prepared a report which details the review process, public consultation undertaken and the proposal Council considers could be carried into effect. A copy of this report is available from the Council Offices, Railway Terrace, Karoonda and at Council's website at [www.dckem.sa.gov.au](http://www.dckem.sa.gov.au) or contacting Peter Smithson by telephone 8578 1004.

*Written Submissions*

Written submissions are invited from interested persons and should be directed to Peter Smithson, CEO, District Council of Karoonda East Murray, P.O. Box 58, Karoonda, S.A. 5307, fax 8578 1246 or email [council@dckem.sa.gov.au](mailto:council@dckem.sa.gov.au) by close of business on Friday, 3 April 2009.

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

P. SMITHSON, Chief Executive Officer

## DISTRICT COUNCIL OF LOWER EYRE PENINSULA

## ROADS (OPENING AND CLOSING) ACT 1991

*Hundred of Warrow near Coult*

NOTICE is hereby given that pursuant to section 10 of the Roads (Opening and Closing) Act 1991, the District Council of Lower Eyre Peninsula intends to make a Road Process Order to open as road, portion of section 22, Hundred of Warrow, more particularly delineated and numbered 1 on Preliminary Plan No. 09/0007.

Close portion of the Public Road between section 31, Hundred of Warrow and section 32, Hundred of Warrow, more particularly delineated and lettered 'A' on Preliminary Plan No. 09/0007. The closed road is to be transferred to Nicholas James Osborne and merged with section 32, Hundred of Warrow.

A copy of the preliminary plan and statement of persons affected are available for public inspection at the Council Office, 32 Railway Terrace, Cummins, S.A. 5631 or at the Adelaide office of the Surveyor-General, during normal office hours.

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

The application for easement or objection must be made in writing to the Council, P.O. Box 41, Cummins, S.A. 5631, within 28 days of this notice and a copy must be forwarded to the Surveyor-General, G.P.O. Box 1354, Adelaide, S.A. 5001. Where a submission is made, the Council will give notification of a meeting at which the matter will be considered.

R. W. PEARSON, Chief Executive Officer

## DISTRICT COUNCIL OF MOUNT BARKER

*Appointments*

NOTICE is hereby given that the District Council of Mount Barker advises of the appointment of the following persons as members of the Rates Review Committee:

Councillor Bails  
Councillor Gamble  
Councillor Hamilton  
Councillor Irvine  
Councillor Kuchel  
Councillor Stokes  
Councillor Wilksch

The Committee will meet at the Local Government Centre, 6 Dutton Road, Mount Barker at 9 a.m. on the following proposed dates and as required:

2 March 2009  
23 March 2009  
6 April 2009  
20 April 2009  
4 May 2009  
18 May 2009  
15 June 2009

A. STUART, Chief Executive Officer

## NARACOORTE LUCINDALE COUNCIL

## PUBLIC CONSULTATION

*Periodical Review of Elector Representation*

NOTICE is hereby given that pursuant to the provisions of section 12 (7) of the Local Government Act 1999, the Council is to carry out a review to determine whether alterations are required in respect to elector representation, including ward boundaries and the composition of Council.

Council currently has a Mayor elected at large, 10 Councillors and no wards.

The representation review will explore whether Council should keep this structure or change the method of appointing the Mayor, have fewer members, or change to a ward structure.

*Representation Options Paper*

A representation options paper detailing information regarding the review is available from Council's Offices, DeGaris Place, Naracoorte and Musgrave Avenue, Lucindale during office hours, the Council website [naracoortelucindale@sa.gov.au](mailto:naracoortelucindale@sa.gov.au) or contact Andrew Evans by telephone on (08) 8760 1100.

*Written Submissions*

Written submissions are invited from interested persons from 26 February 2009 and should be directed to:

Representation Review,  
Chief Executive Officer,  
Naracoorte Lucindale Council,  
P.O. Box 555,  
Naracoorte, S.A. 5271,

or email [council@nlc.sa.gov.au](mailto:council@nlc.sa.gov.au), to be received by close of business on Friday, 24 April 2009.

A. EVANS, Chief Executive Officer

## NARACOORTE LUCINDALE COUNCIL

*Appointment*

NOTICE is hereby given that at a meeting of Council held on 27 January 2009, Council made the following appointment:

- Paul Laurence McRostie is appointed as an Authorised Officer, pursuant to section 85 (3) of the Environment Protection Act 1993.

A. EVANS, Chief Executive Officer

## SOUTHERN MALLEE DISTRICT COUNCIL

*Periodical Review of Elector Representation—  
Public Consultation Representation Options Paper*

NOTICE is hereby given that pursuant to the provisions of section 12 of the Local Government Act 1999, the Council has commenced a review to determine whether the community would benefit from an alteration to the composition and structure of the Council.

In accordance with section 12 (7) of the Local Government Act 1999, a Representation Options Paper that examines the advantages and disadvantages of the various options available to the Council in relation to the composition and structure of the Council is now available for public consultation.

Members of the public may obtain a copy of the Representation Options Paper from:

The Principal Office of the Council,  
Day Street,  
Pinnaroo, S.A. 5304.

The Council Sub-Office,  
Railway Terrace North,  
Lameroo, S.A. 5302.

Or the Council website [www.southernmallee.sa.gov.au](http://www.southernmallee.sa.gov.au).

*Written submissions*

Interested persons are invited to make written submissions to the Council during the public consultation period on the Representation Options Paper from 2 March 2009 to 15 April 2009. Members of the public who make a written submission will be invited to address the Council in support of their submission.

Written submissions must be received by 5 p.m. on Wednesday, 15 April 2009, addressed to:

Representation Review,  
Southern Mallee District Council,  
P.O. Box 49,  
Pinnaroo, S.A. 5304.

Or faxed to (08) 8577 8443.

Or emailed to [council@southernmallee.sa.gov.au](mailto:council@southernmallee.sa.gov.au).

Further information may be obtained by contacting Sheryn Bennier on (08) 8577 8002.

R. RALPH, Chief Executive Officer

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

*Andrys, Constance Beryl*, late of 24 Ardross Crescent, Morphett Vale, widow, who died on 18 December 2008.

*Carella, Antonio*, late of 49 Devon Street South, Goodwood, social worker, who died on 9 January 2008.

*Caruso, Salvatore*, late of 367-379 Waterloo Corner Road, Burton, retired press operator, who died on 13 November 2008.

*Coffin, Shirley Anne*, late of 11 Benaud Avenue, Salisbury East, home duties, who died on 21 February 2007.

*Hedger, Leonard James Robert*, late of 286 Hampstead Road, Clearview, retired construction supervisor, who died on 1 January 2009.

*Hennekam, Hendrikus Ignatius*, late of 1 Humphries Terrace, Kilkenny, retired station master, who died on 24 August 2008.

*Marrone, Pellegrino*, late of 252 Portrush Road, Beulah Park, retired gardener, who died on 17 August 2008.

*Mooney, Margaret Lola*, late of 11 Edmund Street, Port Broughton, widow, who died on 11 November 2008.

*Osis, Eriks*, late of 32 Athalie Avenue, Parafield Gardens, retired carpenter, who died on 1 December 2008.

*Packham, Yvonne*, late of Hazel Grove, Ridgehaven, of no occupation, who died on 4 January 2009.

*Peel, Robert Sinclair*, late of 3 Diagonal Way, Oaklands Park, retired airman, who died on 13 December 2008.

*Prisk, Edward Oliver*, late of 4 Bourlang Avenue, Camden Park, retired aircraft engineer, who died on 3 January 2009.

*Sampson, Sylvia Lilian*, late of 156 Main North Road, Prospect, of no occupation, who died on 26 December 2008.

*St John, Robert John*, late of Section 448, Princes Highway, Ashville, commercial pilot, who died on 1 December 2008.

*Tomlinson, Joyce Phoebe*, late of 22 Harrow Terrace, Kingswood, of no occupation, who died on 29 July 2008.

Notice is hereby given pursuant to the Trustee Act 1936, as amended, the Inheritance (Family Provision) Act 1972, and the Family Relationships Act 1975, that all creditors, beneficiaries, and other persons having claims against the said estates are required to send, in writing, to the Public Trustee, 25 Franklin Street, Adelaide, S.A. 5000, full particulars and proof of such claims, on or before 27 March 2009, 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 26 February 2009.

M. I. BODYCOAT, Public Trustee

#### PARTNERSHIP ACT 1891

##### *Dissolution of Partnership*

NOTICE is hereby given that from 6 February 2009, the partnership of Peter Middleton and Sharon Middleton, both at 45-47 Onkaparinga Valley Road, Woodside, S.A. 5244, who traded as Middleton Woodworks was dissolved. Sharon Middleton has retired from the partnership and Peter Middleton will continue to operate under the name of Middleton Woodworks and shall be responsible for all debts and liabilities thereof.

SHARON MIDDLETON

## UNCLAIMED MONEYS ACT 1891

*Register of Unclaimed Moneys held by A. J. Lucas Group Limited over \$10 Dividend*

Name and Address of Owner	Amount \$	Dividend Payment	Date
Martin Adams, 10 Cole Street, Brighton, Vic. 3186.....	62.00	Dividend	16.12.02
B L M Pty Ltd, Level 6, 161 Collins Street, Melbourne, Vic. 3000.....	206.00	Dividend	16.12.02
B L M Pty Ltd, Level 6, 161 Collins Street, Melbourne, Vic. 3000.....	181.00	Dividend	7.6.02
William Bernard Burnheim, <Alexander Burnheim>, 'Warrington', Coonamble, N.S.W. 2829.....	31.40	Dividend	17.12.01
Graham Anthony Cullen, 76 Margaret Street, Orange, N.S.W. 2800.....	41.44	Dividend	17.12.01
Graham Anthony Cullen, 76 Margaret Street, Orange, N.S.W. 2800.....	22.44	Dividend	16.12.02
Damian Dobbin, 330 Alma Road, Caulfield North, Vic. 3161.....	122.40	Dividend	17.12.01
Damian Dobbin, 330 Alma Road, Caulfield North, Vic. 3161.....	63.40	Dividend	16.12.02
Damian Dobbin, 330 Alma Road, Caulfield North, Vic. 3161.....	107.10	Dividend	9.8.01
Matthew Done <Masiman Super Fund>, Unit 2, 46 Peronne Avenue, Clontarf, N.S.W. 2093.....	21.00	Dividend	16.12.02
Thomas Robert Ellison <Ellison Family Super>, P.O. Box 1001, Launceston, Tas. 7250.....	80.00	Dividend	17.12.01
Stuart Excell, Unit 5, 4 Iikai Place, Dee Why, N.S.W. 2099.....	13.00	Dividend	16.12.02
Ronald Frederick Flood, 7 Castlefern Way, Duncraig, W.A. 6023.....	101.50	Dividend	7.6.02
Sharon Hayward, 24 John Parade, Lemon Tree Passage, N.S.W. 2319.....	14.00	Dividend	9.8.01
Majell Hind, 26 Bundeela Street, Narrabundah, A.C.T. 2604.....	160.00	Dividend	16.12.02
Isabel Anne Holloway, Unit 2, 584 Thurgoona Street, Albury, N.S.W. 2640.....	200.00	Dividend	16.12.02
Renier Jooste and Margaret Jooste, 106 Ferry Road, Southport, Qld 4215.....	105.00	Dividend	9.8.01
Lapsif Pty Ltd <Morrissey Retirement Fd>, 2/22 John Street, Warners Bay, N.S.W. 2282.....	525.00	Dividend	9.8.01
Jeremy Rudolf Letts, 21 Captains Landing, Tiburon, Ca 9492, U.S.A.....	40.00	Dividend	17.12.01
Jeremy Rudolf Letts, 21 Captains Landing, Tiburon, Ca 9492, U.S.A.....	34.00	Dividend	16.12.02
Jeremy Rudolf Letts, 21 Captains Landing, Tiburon, Ca 9492, U.S.A.....	35.00	Dividend	9.8.01
Jeremy Rudolf Letts, 21 Captains Landing, Tiburon, Ca 9492, U.S.A.....	30.00	Dividend	7.6.02
Llandilo Pty Ltd, 23-25 Llandilo Avenue, Strathfield, N.S.W. 2135.....	350.00	Dividend	9.8.01
Colin John Mason, 1/5 Royal Palm Court, Southport, Qld 4215.....	95.00	Dividend	16.12.02
Colin John Mason, 1/5 Royal Palm Court, Southport, Qld 4215.....	83.13	Dividend	7.6.02
Nicole Joan Menzel, 37 Mailings Road, Portland, Vic. 3305.....	30.80	Dividend	17.12.01
Nicole Joan Menzel, 37 Mailings Road, Portland, Vic. 3305.....	30.80	Dividend	16.12.02
Nicole Joan Menzel, 37 Mailings Road, Portland, Vic. 3305.....	26.95	Dividend	7.6.02
Errol Barry Mymin <Mymin Super Fund>, P.O. Box 3019, Nunawading, Vic. 3131.....	80.00	Dividend	17.12.01
Errol Barry Mymin <Mymin Super Fund>, P.O. Box 3019, Nunawading, Vic. 3131.....	80.00	Dividend	16.12.02
Errol Barry Mymin <Mymin Super Fund>, P.O. Box 3019, Nunawading, Vic. 3131.....	37.00	Dividend	7.6.02
Michael Francis O'Neill <Machiavelli Shr Trading>, Level 17, 55 Hunter Street Sydney N.S.W. 2000.....	200.00	Dividend	17.12.01
Michael Francis O'Neill <Machiavelli SHR Trading>, Level 17, 55 Hunter Street, Sydney, N.S.W. 2000.....	175.00	Dividend	9.8.01
Madhukant Rakesh Prasad, Unit 27, 23 Baden Street, Coogee, N.S.W. 2034.....	83.28	Dividend	16.12.02
Shane Gary Roach, 24 Jabiru Avenue, Burleigh Waters, Qld 4220.....	17.90	Dividend	7.6.02
Ruggum Pty Ltd, 159 Darling Street, Balmain, N.S.W. 2041.....	91.00	Dividend	7.6.02
Dr Eugene Sherry <Super Fund>, 83 Kenneth Street, Longueville, N.S.W. 2066.....	400.00	Dividend	16.12.02
Barbara Mary Singh, Suite 129, 184 Blues Point Road, McMahons Point, N.S.W. 2060.....	22.28	Dividend	17.12.01
Barbara Mary Singh, Suite 129, 184 Blues Point Road, McMahons Point, N.S.W. 2060.....	12.28	Dividend	16.12.02
Barbara Mary Singh, Suite 129, 184 Blues Point Road, McMahons Point, N.S.W. 2060.....	19.50	Dividend	9.8.01
Barbara Mary Singh, Suite 129, 184 Blues Point Road, McMahons Point, N.S.W. 2060.....	10.50	Dividend	7.6.02
Paul Mark Smith and Tamara Lee Brown MS, 827 Lindermans Road, Moore Park, Qld 4670.....	40.80	Dividend	17.12.01
Paul Mark Smith and Tamara Lee Brown MS, 827 Lindermans Road, Moore Park, Qld 4670.....	21.80	Dividend	16.12.02
Paul Mark Smith and Tamara Lee Brown MS, 827 Lindermans Road, Moore Park, Qld 4670.....	35.70	Dividend	9.8.01
Paul Mark Smith and Tamara Lee Brown, MS 827 Lindermans Road, Moore Park, Qld 4670.....	19.70	Dividend	7.6.02
Maxine Tranter, 2/1 Robert Street, Artarmon, N.S.W. 2064.....	200.00	Dividend	16.12.02
Maxine Tranter, 2/1 Robert Street, Artarmon, N.S.W. 2064.....	175.00	Dividend	9.8.01
Gregory Robert Walmsley, P.O. Box 78, Westgate, N.S.W. 2048.....	120.00	Dividend	17.12.01
Gregory Robert Walmsley, P.O. Box 78, Westgate, N.S.W. 2048.....	55.00	Dividend	7.6.02
Warner Falls Pty Ltd, P.O. Box 12320, A'Beckett Street, Melbourne, Vic. 3000.....	206.50	Dividend	7.6.02
Clyde William John Wooderson, P.O. Box 3125, Warner, Qld 4500.....	24.00	Dividend	16.12.02
Clyde William John Wooderson, P.O. Box 3125, Warner, Qld 4500.....	21.00	Dividend	7.6.02
Zawa Pty Ltd, c/o Garvis Solicitors, Level 1, 737 New South Head Road, Vaucluse, N.S.W. 2030.....	400.00	Dividend	16.12.02



## UNCLAIMED MONEYS ACT 1891

*Register of Unclaimed Moneys held by Ellex Medical Lasers Limited over \$10—Dividend*

Name and Address of Owner	Amount \$	Dividend Payment	Date
Garry Allison, Unit 1A, 36 Albyn Street, Bexley, N.S.W. 2207 .....	25.00	Dividend	16.12.02
Gregory Scott Blewett, 27B River Street, St Peters, S.A. 5069 .....	500.00	Dividend	16.12.02
Vicki Florence Booth, 13 Riveria Avenue, Avalon, N.S.W. 2107 .....	50.00	Dividend	16.12.02
Catherine Ruth Brandt, 1/147 Morphett Road, Morphetville, S.A. 5043 .....	16.13	Dividend	16.12.02
Briarholme Pty, 89 Brougham Place, North Adelaide, S.A. 5006 .....	12.50	Dividend	16.12.02
Elizabeth Newton Brown, 17 Eastbourne Avenue, Wahroonga, N.S.W. 2076.....	55.00	Dividend	16.12.02
Steven Cronin, 39 Birchside, Dunstable, BEDS LU6 3EH, Great Britain.....	12.50	Dividend	16.12.02
Mark Delaney, 8A Seventh Avenue, St Morris, S.A. 5068 .....	93.75	Dividend	16.12.02
Jacquelyn Eva Dixon <Taniwha No. 1>, 13/3 Illawong Road, Leumeah, N.S.W. 2560 .....	175.00	Dividend	16.12.02
Graeme Dudgeon, P.O. Box 135, Berry, N.S.W. 2535.....	250.00	Dividend	16.12.02
Alice Flora Farra <Alice Farra Super>, 55 Harvey Street, Burswood, W.A. 6100.....	127.50	Dividend	16.12.02
Fidelity Registrar Services Pty Ltd, c/o Pt Juara, Jl Widjaya 1 No. 71, Kebayoran Baru, Jakarta, Indonesia.....	50.00	Dividend	16.12.02
Helen Margaret Fitzpatrick, 36 Mercer Parade, Newtown, Vic. 3220 .....	125.00	Dividend	16.12.02
Robert Forward and Margaret Forward, 40 Vanessa Road, Falcon, W.A. 6210 .....	15.00	Dividend	16.12.02
Nicholas Frederick Gray and Monique Gray, 2A Hamilton Street, Erindale, S.A. 5066 .....	250.00	Dividend	16.12.02
Green's Crossing Pty Ltd, P.O. Box 95, Woollahra, N.S.W. 1350.....	625.00	Dividend	16.12.02
Grenville All Ice Pty Ltd, 2D, Level 21, Goldfields House, 1 Alfred Street, Sydney, N.S.W. 2000 .....	212.50	Dividend	16.12.02
Peter McIntyre Hiern, P.O. Box 369, Unley, S.A. 5061 .....	14.50	Dividend	16.12.02
Roslyn Holihan and Jennine Blundell, 158 Hargrave Street, Paddington, N.S.W. 2021 .....	125.00	Dividend	16.12.02
Michael Tin Htun, 701-2 Commercial House, 35 Queens Road, Hong Kong .....	30.00	Dividend	16.12.02
Joseph John Iuliano and Joseph Albert Turnbull, 35 Barbados Drive, Seaford Rise, S.A. 5169 .....	25.00	Dividend	16.12.02
Steven Ivanac and Mirjan Ivanac <SMDN Superannuation>, 61 Townsend Street, Blakehurst, N.S.W. 2221 .....	100.00	Dividend	16.12.02
Rajya Lakshmi Jampala, 616 Blackburn Road, Glen Waverley, Vic. 3150.....	125.00	Dividend	16.12.02
K. D. L. Transport (S.A.) Pty Ltd, P.O. Box 899, Glenelg, S.A. 5045 .....	118.75	Dividend	16.12.02
Glen Michael Kruger, Unit 3, 200 Pigdon Street, Carlton North, Vic. 3054 .....	27.50	Dividend	16.12.02
Albert Kruiemel, 505 Bridge Road, Para Hills, S.A. 5096 .....	15.00	Dividend	16.12.02
Dr Michael John Lannan, RMB 8305, Matcham Road, Matcham, N.S.W. 2250 .....	250.00	Dividend	16.12.02
Phil Oran Lee and Nanci Lee Lee, 1/26 Paradise Island, Surfers Paradise, Qld 4217 .	250.00	Dividend	16.12.02
Jean Leech, 16 Quail Street, Aldinga Beach, S.A. 5173.....	82.50	Dividend	16.12.02
Marcus Alan Loxley, 11-9/15 East Parade, Sutherland, N.S.W. 2232.....	100.00	Dividend	16.12.02
David McMahon <McMahon Family Super>, Suite 9, Fountain Plaza, 148 The Entrance Road, Erina, N.S.W. 2250 .....	25.00	Dividend	16.12.02
Mutual Properties Pty Ltd, T/Tee A. W. Doggett Family Trust, c/o A. W. Doggett, 98 Byth Street, Stafford, Qld 4053 .....	12.50	Dividend	16.12.02
Marsha Nikas, 156 Anzac Highway, Glandore, S.A. 5037.....	25.00	Dividend	16.12.02
John Nikias, 156 Anzac Highway, Glandore, S.A. 5037.....	32.00	Dividend	16.12.02
Normrol Pty Ltd <M. B. Alves Family>, P.O. Box 165, The Junction, N.S.W. 2291 .	875.00	Dividend	16.12.02
Omerlite Pty Ltd, P.O. Box 137, Paddington, N.S.W. 2021 .....	92.50	Dividend	16.12.02
Pact Resources N. L., Suite 3, 1200 Hay Street, West Perth, W.A. 6005 .....	30.50	Dividend	16.12.02
Mark David Pfitzner, 68 Godfrey Terrace, Erindale, S.A. 5066.....	250.00	Dividend	16.12.02
Ian Robinson, Robinson Management Ltd, 50/F Hopewell Centre, 183 Queen's Road East, Hong Kong .....	905.00	Dividend	16.12.02
Ian Grant Robinson, Robinson Management Ltd, 50/F Hopewell Centre, 183 Queen's Road East, Hong Kong .....	12.50	Dividend	16.12.02
Rhys Sandery, 128 Yarrabee Road, Greenhill, S.A. 5140 .....	31.00	Dividend	16.12.02
Saw Cheng Seow, 572 Beach Road, Rothesay Bay, Auckland, N.Z. ....	195.60	Dividend	16.12.02
Geoffrey Clive Simmons, c/o Richard Hoare & Co., P.O. Box 145, Goodna, Qld 4300 .....	140.00	Dividend	16.12.02
Douglas Paterson Sprigg, c/o Arkaroola Pty Ltd, 50 Pirie Street, Adelaide, S.A. 5000 .....	12.40	Dividend	16.12.02
Margaret Sprigg, Arkaroola, PMB 106, Port Augusta, S.A. 5710 .....	12.40	Dividend	16.12.02
Elizabeth Anne Strickland, 10 Garrawin Court, Clear Mountain, Qld 4500.....	300.00	Dividend	16.12.02
Amanda Swale, 423 The Parade, Kensington Gardens, S.A. 5068.....	100.00	Dividend	16.12.02
Joan Helen Toombs, 17 Rothesay Avenue, Hazelwood Park, S.A. 5066 .....	16.00	Dividend	16.12.02
John Trikeriotis, 14901 Dunstan Lane, Monkton, Maryland, U.S.A. ....	181.00	Dividend	16.12.02
John Basil Trikeriotis, 14901 Dunstan Lane, Monkton MD 21111, Maryland, U.S.A. ....	12.00	Dividend	16.12.02
Michael Trikeriotis, 14901 Dunstan Lane, Monkton MD 21111, Maryland, U.S.A. ..	13.00	Dividend	16.12.02
Rachel Underdown, Unit 39, 267 Miller Street, North Sydney, N.S.W. 2060.....	250.00	Dividend	16.12.02
Richard Malcolm White, c/o Pt Juara, Jl Widjaya 1/No. 71, Kebayoran Baru, Jakarta, 12170, Indonesia.....	30.00	Dividend	16.12.02
Winuse Pty Ltd, c/o Pt Juara, Ji Widjaya 1/No. 71, Kebayoran Baru, Jakarta, Indonesia.....	154.00	Dividend	16.12.02
Jennifer Woodroffe, 45-14 Dequetteville Terrace, Kent Town, S.A. 5067 .....	118.75	Dividend	16.12.02

## UNCLAIMED MONEYS ACT 1891

*Register of Unclaimed Moneys held by The International Wine Investment Fund over \$10—2001 and 2002 Dividend*

Name and Address of Owner	Amount \$	Dividend Payment	Date
Belinda Andrews, 33 Gladstone Street, Toowoomba, Qld 4350 .....	11.00	Dividend	28.2.01
Fiona Jane Baker and Jamie Andrew Lamshed <Isabella May Lamshed>, 461 Balmain Road, Lilyfield, N.S.W. 2040 .....	13.65	Dividend	28.2.02
Fiona Jane Baker and Jamie Andrew Lamshed <Isabella May Lamshed>, 461 Balmain Road, Lilyfield, N.S.W. 2040 .....	15.70	Dividend	14.9.01
Leslie Kevin John Barnes, c/o KPMG Registrars Pty Ltd, G.P.O. Box 1903, Adelaide, S.A. 5001 .....	112.44	Dividend	28.2.01
Leslie Kevin John Barnes, c/o KPMG Registrars Pty Ltd, G.P.O. Box 1903, Adelaide, S.A. 5001 .....	133.52	Dividend	28.2.02
Leslie Kevin John Barnes, c/o KPMG Registrars Pty Ltd, G.P.O. Box 1903, Adelaide, S.A. 5001 .....	154.61	Dividend	14.9.01
Leslie Kevin John Barnes, c/o KPMG Registrars Pty Ltd, G.P.O. Box 1903, Adelaide, S.A. 5001 .....	168.66	Dividend	13.9.02
Trevor Gilton Becker and Elaine May Becker, P.O. Box 287, Berri, S.A. 5343 .....	446.17	Dividend	28.2.02
Birbeck & Co. Pty Ltd and Stephen Wayne Birbeck, P.O. Box 53, Moorook, S.A. 5332 .....	59.40	Dividend	13.9.02
Stephen Wayne Birbeck and Rosica Ann Birbeck, P.O. Box 53, Moorook, S.A. 5332 .....	16.92	Dividend	13.9.02
Blesson Pty Ltd <Clark Family>, 185 Wakefield Street, Adelaide, S.A. 5000 .....	123.50	Dividend	28.2.02
Mark Francis Boyce, c/o 65 Buckley Road North, Buckley, Vic. 3240 .....	49.00	Dividend	28.2.02
Buildingmakers Pty Ltd, 9 Queens Avenue, Hawthorn, Vic. 3122 .....	95.00	Dividend	28.2.02
Dino Ceracchi and Frances Anne-Marie Ceracchi, Post Office, Renmark North, S.A. 5341 .....	227.84	Dividend	28.2.01
Neil Duncan Chapple, P.O. Box 125, Glossop, S.A. 5344 .....	21.60	Dividend	28.2.01
Neil Duncan Chapple, P.O. Box 125, Glossop, S.A. 5344 .....	31.90	Dividend	13.9.02
Cornel Craciun, c/o KPMG Registrars Pty Ltd, G.P.O. Box 1903, Adelaide, S.A. 5001 .....	13.28	Dividend	28.2.01
Cornel Craciun, c/o KPMG Registrars Pty Ltd, G.P.O. Box 1903, Adelaide, S.A. 5001 .....	16.02	Dividend	28.2.02
Cornel Craciun, c/o KPMG Registrars Pty Ltd, G.P.O. Box 1903, Adelaide, S.A. 5001 .....	18.76	Dividend	14.9.01
Cornel Craciun, c/o KPMG Registrars Pty Ltd, G.P.O. Box 1903, Adelaide, S.A. 5001 .....	20.92	Dividend	13.9.02
Dicerbo Nominees Pty Ltd and G. Dicerbo, P.O. Box 269, Paringa, S.A. 5340 .....	52.24	Dividend	28.2.01
Antonio Didonato and Amerena Didonato, P.O. Box 735, Barmera, S.A. 5343 .....	60.56	Dividend	28.2.01
Antonio Didonato and Amerena Didonato, P.O. Box 735, Barmera, S.A. 5343 .....	71.92	Dividend	28.2.02
Antonio Didonato and Amerena Didonato, P.O. Box 735, Barmera, S.A. 5343 .....	83.27	Dividend	14.9.01
Antonio Didonato and Amerena Didonato, P.O. Box 735, Barmera, S.A. 5343 .....	90.84	Dividend	13.9.02
Errors, 60 Carrington Street, Sydney, N.S.W. 2000 .....	74.50	Dividend	28.2.02
Mark Ashley Ewart, 8 Windward Avenue, Mosman, N.S.W. 2088 .....	412.00	Dividend	28.2.01
Marilyn Marie Finn, c/o KPMG Registrars Pty Ltd, G.P.O. Box 1903, Adelaide, S.A. 5001 .....	22.56	Dividend	28.2.01
Marilyn Marie Finn, c/o KPMG Registrars Pty Ltd, G.P.O. Box 1903, Adelaide, S.A. 5001 .....	26.79	Dividend	28.2.02
Marilyn Marie Finn, c/o KPMG Registrars Pty Ltd, G.P.O. Box 1903, Adelaide, S.A. 5001 .....	31.02	Dividend	14.9.01
Marilyn Marie Finn, c/o KPMG Registrars Pty Ltd, G.P.O. Box 1903, Adelaide, S.A. 5001 .....	33.84	Dividend	13.9.02
Bruce Washington Garrard and Margaret Dianne Garrard, Unit 4, Border Court, 4 Border Drive, Cannonvale, Qld 4802 .....	21.40	Dividend	14.9.01
Geelong Document & Parcel Express Pty Ltd <Superannuation Fund>, 4 Fenwick Street South, Geelong, Vic. 3220 .....	394.25	Dividend	28.2.02
Geelong Document & Parcel Express Pty Ltd <Superannuation Fund>, 4 Fenwick Street South, Geelong, Vic. 3220 .....	498.00	Dividend	13.9.02
George Georgiadis and Dimitra Georgiadis, 594 Grange Road, Henley Beach, S.A. 5022 .....	33.48	Dividend	28.2.01
George Georgiadis and Dimitra Georgiadis, 594 Grange Road, Henley Beach, S.A. 5022 .....	40.57	Dividend	28.2.02
George Georgiadis and Dimitra Georgiadis, 594 Grange Road, Henley Beach, S.A. 5022 .....	46.66	Dividend	14.9.01
George Georgiadis and Dimitra Georgiadis, 594 Grange Road, Henley Beach, S.A. 5022 .....	50.72	Dividend	13.9.02
Dr Scott Giltrap <Superfund>, P.O. Box 970, Albury, N.S.W. 2640 .....	89.00	Dividend	28.2.02
Dr Len Greenwood, Bernard Trinne and Kevin Davis <N.T. Campus Investments>, P.O. Box 1U, N.T. University, N.T. 0815 .....	21.00	Dividend	28.2.01
Hartford Peak Pty Ltd <Walker Family>, 12 Freeman Street, Wheelers Hill, Vic. 3150 .....	317.04	Dividend	28.2.01
David Hodges and Wendy Hodges <General George Super Fund No. 2>, 12 Ruskin Rowe, Avalon, N.S.W. 2107 .....	103.00	Dividend	28.2.01
Fredrick Harold Jones and Lorraine Margaret Jones, P.O. Box 337, Renmark, S.A. 5341 .....	91.12	Dividend	28.2.01
Fredrick Harold Jones and Lorraine Margaret Jones, P.O. Box 337, Renmark, S.A. 5341 .....	107.96	Dividend	28.2.02

Name and Address of Owner	Amount \$	Dividend Payment	Date
Fredrick Harold Jones and Lorraine Margaret Jones, P.O. Box 337, Renmark, S.A. 5341 .....	124.79	Dividend	14.9.01
Fredrick Harold Jones and Lorraine Margaret Jones, P.O. Box 337, Renmark, S.A. 5341 .....	135.68	Dividend	13.9.02
Jonlie Nominees Pty Ltd <Tanti Super Fund>, c/o Randolph Alwis, G.P.O. Box 1608, Adelaide, S.A. 5001 .....	18.76	Dividend	28.2.01
JTCO Nominees Pty Limited, Level 28, 80 Collins Street, Melbourne, Vic. 3000 .....	145.00	Dividend	28.2.01
Jack Katz, Suite 105, 781 Pacific Highway, Chatswood, N.S.W. 2067 .....	83.00	Dividend	28.2.01
Patricia Love, c/o ANZ Executors & Trustee Company Limited, G.P.O. Box 389D, Melbourne, Vic. 3001 .....	60.88	Dividend	28.2.01
Brian Napier George Lowrie and Michelle Rae Lowrie, RMB 466, Abbey Farm Road, Yallingup, W.A. 6282 .....	160.00	Dividend	28.2.01
Manqair Pty Ltd <Manqair Pty Ltd Staff Super Fund>, 1A Buderim Pines Drive, Buderim, Qld 4556 .....	236.12	Dividend	28.2.01
Manqair Pty Ltd <Manqair Pty Ltd Staff Super Fund>, 1A Buderim Pines Drive, Buderim, Qld 4556 .....	280.83	Dividend	28.2.02
Manqair Pty Ltd <Manqair Pty Ltd Staff Super Fund>, 1A Buderim Pines Drive, Buderim, Qld 4556 .....	324.54	Dividend	14.9.01
Sergio Marsi and Carol Ann Marsi, c/o KPMG Registrars Pty Ltd, G.P.O. Box 1903, Adelaide, S.A. 5001 .....	101.28	Dividend	28.2.01
Sergio Marsi and Carol Ann Marsi, c/o KPMG Registrars Pty Ltd, G.P.O. Box 1903, Adelaide, S.A. 5001 .....	120.27	Dividend	28.2.02
Sergio Marsi and Carol Ann Marsi, c/o KPMG Registrars Pty Ltd, G.P.O. Box 1903, Adelaide, S.A. 5001 .....	139.26	Dividend	14.9.01
Sergio Marsi and Carol Ann Marsi, c/o KPMG Registrars Pty Ltd, G.P.O. Box 1903, Adelaide, S.A. 5001 .....	151.92	Dividend	13.9.02
Keith Arnold Mayo, P.O. Box 4076, Mount Maunganui, New Zealand. ....	296.00	Dividend	13.9.02
John Angas Menzel and Pamela Anne Menzel, P.O. Box 27, Berri, S.A. 5343 .....	142.24	Dividend	28.2.01
John Angas Menzel and Pamela Anne Menzel, P.O. Box 27, Berri, S.A. 5343 .....	168.91	Dividend	28.2.02
John Angas Menzel and Pamela Anne Menzel, P.O. Box 27, Berri, S.A. 5343 .....	195.58	Dividend	14.9.01
Louis Michail, 4 Doris Street, Panorama, S.A. 5041 .....	107.16	Dividend	28.2.01
Barry Mitchell <Watermallee Hill Trading Ac>, 48 Third Avenue, Forestville, S.A. 5035 .....	125.68	Dividend	14.9.01
Frank Morena and Tracey Morena, P.O. Box 540, Loxton, S.A. 5333 .....	10.64	Dividend	14.9.01
M. W. T. Nominees Pty Ltd, P.O. Box 40, Surrey Downs, S.A. 5126 .....	400.00	Dividend	28.2.01
NCIB Executive Incentive Scheme Pty Ltd, 12 Angas Avenue, Vale Park, S.A. 5081 .....	139.00	Dividend	28.2.01
Craig Andrew Ogier and Gregory John Miles <Cocoonweb Management>, 30 Dunsby Drive, Carrara, Qld 4211 .....	10.20	Dividend	13.9.02
John Papazaharias and Marina Papazaharias, P.O. Box 1145, Renmark, S.A. 5341 ...	11.92	Dividend	28.2.01
Perpetual Trustees Victoria Limited, 39 Hunter Street, Sydney, N.S.W. 2000 .....	201.58	Dividend	13.9.02
P. K. D. Investments Pty Ltd <NEEF Super Fund>, c/o Graham Joe, Level 1, 477 Bridge Road, Richmond, Vic. 3121 .....	118.75	Dividend	28.2.02
P. K. D. Investments Pty Ltd <NEEF Super Fund>, c/o Graham Joe, Level 1, 477 Bridge Road, Richmond, Vic. 3121 .....	150.00	Dividend	13.9.02
Maira Ann Purcell, Unit 1, 17 Charlotte Street, Fannie Bay, N.T. 0820 .....	100.00	Dividend	28.2.01
Raleigh Funds Management Pty Ltd, 60 Halifax Street, Brighton, Vic. 3186 .....	161.00	Dividend	13.9.02
Responsibility Corporate Services Pty Ltd <Super Fund>, 38 Barcelona Street, Box Hill, Vic. 3128 .....	72.00	Dividend	28.2.01
James Retallack, 65 Bells Road, Glengowrie, S.A. 5044 .....	230.03	Dividend	28.2.02
Tony Alan Richards, Post Office, Renmark South, S.A. 5341 .....	84.88	Dividend	28.2.01
Kulwant Singh Sahota and J. S. Sahota, c/o KPMG Registrars Pty Ltd, G.P.O. Box 1903, Adelaide, S.A. 5001 .....	89.48	Dividend	28.2.01
Kulwant Singh Sahota and J. S. Sahota, c/o KPMG Registrars Pty Ltd, G.P.O. Box 1903, Adelaide, S.A. 5001 .....	106.82	Dividend	28.2.02
Kulwant Singh Sahota and J. S. Sahota, c/o KPMG Registrars Pty Ltd, G.P.O. Box 1903, Adelaide, S.A. 5001 .....	123.16	Dividend	14.9.01
Kulwant Singh Sahota and J. S. Sahota, c/o KPMG Registrars Pty Ltd, G.P.O. Box 1903, Adelaide, S.A. 5001 .....	133.72	Dividend	13.9.02
Scandal Investments Pty Ltd <Scandal Invest Unit>, 1 Brooker Street, Glenunga, S.A. 5064 .....	224.25	Dividend	28.2.02
Scandal Investments Pty Ltd <Scandal Invest Unit>, 1 Brooker Street, Glenunga, S.A. 5064 .....	283.52	Dividend	13.9.02
Jaquelyn Kate Schulze, P.O. Box 1089, Nairne, S.A. 5252 .....	31.68	Dividend	28.2.02
Lelley Anthony Shaw and Dawn Vamilia Shaw, PMB 41, Waikerie, S.A. 5330 .....	69.72	Dividend	28.2.01
Gurmail Singh and Surjit Kaur Singh, c/o KPMG Registrars Pty Ltd, G.P.O. Box 1903, Adelaide, S.A. 5001 .....	99.72	Dividend	28.2.01
Gurmail Singh and Surjit Kaur Singh, c/o KPMG Registrars Pty Ltd, G.P.O. Box 1903, Adelaide, S.A. 5001 .....	118.42	Dividend	28.2.02
Gurmail Singh and Surjit Kaur Singh, c/o KPMG Registrars Pty Ltd, G.P.O. Box 1903, Adelaide, S.A. 5001 .....	137.12	Dividend	14.9.01
Gurmail Singh and Surjit Kaur Singh, c/o KPMG Registrars Pty Ltd, G.P.O. Box 1903, Adelaide, S.A. 5001 .....	149.58	Dividend	13.9.02
Harjit Singh and Gurmit Kaur Singh, P.O. Box 1073, Loxton, S.A. 5333 .....	10.90	Dividend	28.2.02
Harjit Singh and Gurmit Kaur Singh, P.O. Box 1073, Loxton, S.A. 5333 .....	12.05	Dividend	14.9.01
Harjit Singh and Gurmit Kaur Singh, P.O. Box 1073, Loxton, S.A. 5333 .....	13.14	Dividend	13.9.02
Harminder Singh and Pieta Cody, P.O. Box 41, Moorook, S.A. 5332 .....	95.56	Dividend	28.2.01

Name and Address of Owner	Amount \$	Dividend Payment	Date
Harminder Singh and Pieta Cody, P.O. Box 41, Moorook, S.A. 5332 .....	113.17	Dividend	28.2.02
Harminder Singh and Pieta Cody, P.O. Box 41, Moorook, S.A. 5332 .....	131.77	Dividend	14.9.01
Harminder Singh and Pieta Cody, P.O. Box 41, Moorook, S.A. 5332 .....	143.84	Dividend	13.9.02
Paul Spillios, Alexandra Spillios and John Paul Spillios, c/o P.O. Box 664, Barmera, S.A. 5345 .....	31.08	Dividend	28.2.01
Betty Christine Steele, 43 Woodlands Drive, Ocean Grove, Vic. 3226.....	258.00	Dividend	28.2.01
Michael Stratman and Catherine Stratman <CMS Superannuation Fund>, P.O. Box 8449, Mount Gambier East, S.A. 5291 .....	83.32	Dividend	28.2.01
Mike Sukalic, P.O. Box 2060, Winkie, S.A. 5343 .....	13.88	Dividend	28.2.01
Mike Sukalic, P.O. Box 2060, Winkie, S.A. 5343 .....	15.55	Dividend	28.2.02
Technical Book & Magazine Co. Pty Limited <Staff Super Fund>, c/o Technical Book Shop, 295 Swanston Street, Melbourne, Vic. 3001 .....	160.00	Dividend	28.2.01
Renzo Daniel Tieri, P.O. Box 1221, Renmark, S.A. 5341.....	25.66	Dividend	13.9.02
Savoulla Touvanna and George Touvanna, P.O. Box 1192, Renmark, S.A. 5341 .....	10.24	Dividend	28.2.01
Savoulla Touvanna and George Touvanna, P.O. Box 1192, Renmark, S.A. 5341 .....	12.16	Dividend	28.2.02
Savoulla Touvanna and George Touvanna, P.O. Box 1192, Renmark, S.A. 5341 .....	14.08	Dividend	14.9.01
Savoulla Touvanna and George Touvanna, P.O. Box 1192, Renmark, S.A. 5341 .....	15.36	Dividend	13.9.02
Steven Tsimiklis and Angela Tsimiklis, 10 Bagot Avenue, Mile End, S.A. 5031 .....	50.00	Dividend	28.2.01
Endogan Ugur, c/o KPMG Registrars Pty Ltd, G.P.O. Box 1903, Adelaide, S.A. 5001 .....	382.24	Dividend	28.2.01
Endogan Ugur, c/o KPMG Registrars Pty Ltd, G.P.O. Box 1903, Adelaide, S.A. 5001 .....	453.91	Dividend	28.2.02
Endogan Ugur, c/o KPMG Registrars Pty Ltd, G.P.O. Box 1903, Adelaide, S.A. 5001 .....	525.58	Dividend	14.9.01
Endogan Ugur, c/o KPMG Registrars Pty Ltd, G.P.O. Box 1903, Adelaide, S.A. 5001 .....	573.36	Dividend	13.9.02
Bruno Valente and Maria G. Valente, P.O. Box 36, Lyrup, S.A. 5343 .....	239.26	Dividend	28.2.02
Rex Wilson, 120 Watson Avenue, Toorak Gardens, S.A. 5065 .....	52.00	Dividend	28.2.01
Rex Wilson, 120 Watson Avenue, Toorak Gardens, S.A. 5065 .....	61.75	Dividend	28.2.02
Rex Wilson, 120 Watson Avenue, Toorak Gardens, S.A. 5065 .....	71.50	Dividend	14.9.01
Rex Wilson, 120 Watson Avenue, Toorak Gardens, S.A. 5065 .....	78.00	Dividend	13.9.02
Ann Willoughby Wood, c/o Grant Tilbrook, G.P.O. Box 1243, Adelaide, S.A. 5001	45.68	Dividend	28.2.01
Mastan Yaris, c/o KPMG Registrars Pty Ltd, G.P.O. Box 1903, Adelaide, S.A. 5001 .....	47.44	Dividend	28.2.01
Mastan Yaris, c/o KPMG Registrars Pty Ltd, G.P.O. Box 1903, Adelaide, S.A. 5001 .....	56.34	Dividend	28.2.02
Mastan Yaris, c/o KPMG Registrars Pty Ltd, G.P.O. Box 1903, Adelaide, S.A. 5001 .....	65.23	Dividend	14.9.01
Mastan Yaris, c/o KPMG Registrars Pty Ltd, G.P.O. Box 1903, Adelaide, S.A. 5001 .....	71.16	Dividend	13.9.02
Christine Yates, Lois Harrop and Elma Peart <Royal Specs>, P.O. Box 65, Bruns- wick South, Vic. 3055.....	12.75	Dividend	28.2.02
Kamal Zadeh, P.O. Box 498, Barmera, S.A. 5345 .....	37.68	Dividend	28.2.02
Kamal Zadeh, P.O. Box 498, Barmera, S.A. 5345 .....	42.84	Dividend	14.9.01
Kamal Zadeh, P.O. Box 498, Barmera, S.A. 5345 .....	46.28	Dividend	13.9.02
Con Zagotsis and Jacque K. Zagotsis, P.O. Box 859, Berri, S.A. 5343.....	247.22	Dividend	13.9.02

# ATTENTION

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